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JUL 31 1974

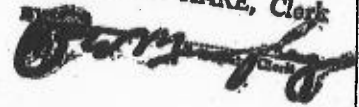
ROBERT J. HARE, Clerk

By A. Gentile
Deputy Clerk

FILED

JUL 30 1974

ROBERT J. HARE, Clerk



SUPERIOR COURT OF THE STATE OF CALIFORNIA

CITY AND COUNTY OF SAN FRANCISCO

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PEOPLE OF THE STATE OF CALIFORNIA)
)
 Plaintiff,)
)
 v.)
)
 CITY OF SOUTH SAN FRANCISCO,)
 a political subdivision of the)
 State of California, GEORGE C.)
 STAGNARO, doing business as SOUTH)
 SAN FRANCISCO SCAVENGER CO.,)
 DOE ONE through DOE FIVE,)
 inclusive,)
)
 Defendants)

No. 633084

JUDGMENT GRANTING
PERMANENT INJUNCTION
AND ORDERING THE PAYMENT
OF CIVIL LIABILITIES

Defendants CITY OF SOUTH SAN FRANCISCO and SOUTH SAN FRANCISCO SCAVENGER COMPANY have executed a stipulation for entry of judgment granting permanent injunctive relief and ordering the payment of civil liabilities. Such stipulation has been filed with the Clerk upon application of plaintiff.

Good Cause appearing therefore:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the City of South San Francisco, its agents, officers, employees, servants, and all persons acting in concert or participation with them are enjoined to:

(a) Henceforth maintain their inactive dump in such a manner as to prevent drainage effluent or other surface

1 water of the State from exceeding the following limits
2 of quality at any place:

- 3 1) Dissolved oxygen: 5.0 mg/l minimum.
4 2) Dissolved sulfide: 0.1 mg/l minimum.
5 3) pH: 7.0 to 8.5.
6 4) Other substances: any one or more substances
7 in concentrations that impair any of the protected
8 beneficial water uses or make aquatic life or wild-
9 life unfit or unpalatable for consumption.

10 (b) Henceforth maintain their inactive dump in such a
11 manner as to prevent drainage from the material in the
12 dump site from causing any alteration in turbidity or
13 discoloration beyond natural background levels in waters
14 of the State at any place.

15 (c) Henceforth maintain their inactive dump in such a
16 manner as to prevent any condition that might cause
17 drainage which would exceed the limitations described in
18 subparagraphs (a) and (b) above.

19 (d) Henceforth maintain their inactive dump in such a
20 manner as to prevent:

- 21 1) Waste material from being in any position where
22 it is, or can be, in contact with surface waters or
23 carried from the site and deposited into waters of
24 the State.
25 2) Erosion of the perimeter of the dump site.
26 3) A nuisance as defined in Section 13050(m) of the
27 California Water Code.

28 (e) Initiate and actively pursue correction and cleanup
29 activities to mitigate the effect of any future violation
30 of subparagraphs (a) through (d) inclusive, should such
31 violations occur despite prevention efforts.

1 California Attorney General, may obtain a writ of execution to
2 enforce the Court's judgment.

3 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the
4 California Regional Water Quality Control Board, San
5 Francisco Bay Region shall retain against the City of South
6 San Francisco its agents, officers, employees, servants, and all
7 persons acting in concert or participation with them and in the
8 event of noncompliance by the Scavenger Company with the condi-
9 tion regarding further participation in the operation or mainten-
10 ance of the non-operating garbage dump above set forth in this
11 judgment, against the South San Francisco Scavenger Company, its
12 agents, officers, employees, servants, and all persons acting in
13 concert or participation with them, any rights or remedies it
14 may have under the appropriate provisions of California law, aris-
15 ing from actual or threatened violations of Regional Board
16 Resolution No. 70-49 occurring after the date of this judgment.
17 A true and correct copy of said Resolution No. 70-49 is attached
18 to the stipulation for judgment and is incorporated herein by
19 reference.

20 DATED: JUL 30 1974

21
22 
23 JUDGE OF THE SUPERIOR COURT

24 IRA A. BROWN JR.
25
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FILED

OCT 15 1976

CARL M. OLSEN, Clerk

By *R. Jager*

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OCT 15 1976

CARL M. OLSEN, Clerk

By *A. Ce. ill*
Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA

CITY AND COUNTY OF SAN FRANCISCO

12 PEOPLE OF THE STATE OF CALIFORNIA,
13 Plaintiff,

14 v.

15 CITY OF SOUTH SAN FRANCISCO, a
16 political subdivision of the
17 State of California, GEORGE C.
18 STAGNARO, doing business as SOUTH
19 SAN FRANCISCO SCAVENGER CO.,
DOE ONE through DOE FIVE, inclusive,
Defendants.

NO. 633084

ORDER CORRECTING
JUDGMENT

20 The motion of the People of the State of California
21 for an order nunc pro tunc correcting the Court's Judgment
22 Granting Permanent Injunction and Ordering the Payment of
23 Civil Liabilities, heretofore filed on July 30, 1974, came
24 on for hearing this date.

25 No opposition to the motion having been raised, and
26 good cause appearing,

27 IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that
28 the Court's Judgment Granting Permanent Injunction and Ordering
29 the Payment of Civil Liabilities, filed herein on July 30, 1974
30 shall be corrected nunc pro tunc by changing the word "minimum"
31 on line 4 of page 2 of said order to the word "maximum". As

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corrected nunc pro tunc, said order shall read in pertinent part as follows:


"IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the City of South San Francisco, its agents, officers, employees, servants, and all persons acting in concert or participation with them are enjoined to:

(a) Henceforth maintain their inactive dump in such a manner as to prevent drainage effluent or other surface water of the State from exceeding the following limits of quality at any place:

* * *

2) Dissolved sulfide: 0.1 mg/l maximum."

DATED: OCT 15 '76



JUDGE OF THE SUPERIOR COURT
IRA A. BROWN, JR.