



WASTEWATER DIVISION

January 4, 2019

PJ's Delicatessen
128 W. College Avenue
Lompoc, CA 93436

Notice of Violation and Enforcement Order

NOTICE IS HEREBY GIVEN to the owner and/or responsible party of **PJ's Delicatessen** in the City of Lompoc that it is in violation of the following sections of the Lompoc Municipal Code ("LMC"):

13.16.370 Traps/Interceptors.

- A. Traps/interceptors to capture grease, oil, lint, hair, and/or sand shall be provided when, in the opinion of the Director, they are necessary for the protection of the wastewater system from liquid wastes containing excessive amounts of grease, flammable wastes, sand, or other harmful ingredients. Such traps/interceptors may be required, for discharges from service stations, restaurants, automobile repair garages, wash racks, laundries, barbershops, beauty shops, and dry cleaning establishments and other facilities as deemed necessary by the Director.*
- B. The Director shall notify any user when he or she has determined that a trap/interceptor is necessary, and the user shall provide, operate, and maintain the trap/interceptor in accordance with Section 13.16.350. All traps/interceptors shall be of a type and capacity approved by the City. Users installing a new grease interceptor shall abide by any additional conditions required by the Director.*
- C. Installation of new grease interceptors shall be conducted in accordance with manufacturer's specifications and in accordance with the Uniform Plumbing Code, as specified in Section 15.24.010 of this code. Grease and oil or sand traps/interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes of temperature. Traps/interceptors shall be of substantial construction, water-tight and equipped with easily removable covers which when in place shall be gas-tight and water-tight. All traps/interceptors shall be located as to be readily and easily accessible for cleaning and inspection, and shall be maintained continuously in satisfactory and effective operation by the user.*

On December 4, 2018, City of Lompoc Wastewater Division staff conducted a grease interceptor (“GI”) inspection at your facility, per the City’s FOG (Fats, Oils, & Grease) Control Program. During the inspection Wastewater staff observed a lateral that had no grease interceptor (grease trap). This allows fats, oils, and grease to drain into the sewer system potentially causing major sewer complications, for which you would be financially responsible.

Accordingly, PJ’s Delicatessen is required to:

1. Install a gravity grease interceptor in accordance with the Lompoc Municipal Code (“LMC”), the California Building Code, and Lompoc’s Building Department procedures, which will include a building permit, as specified by the City of Lompoc’s Building Department;
2. Install a new gravity grease interceptor connected to all kitchen fixtures and sized in accordance with the Uniform Plumbing Code, also known as the 2013 California Plumbing Code of the California Code of Regulations Title 24, Part 5 (incorporated by reference at LMC §15.24.010; see also LMC §13.16.370). This gravity grease interceptor is anticipated to be at least a size that can support a hundred pound capacity or 50 gallons per minute;
3. Installation shall be in accordance with LMC, California Building Code and Lompoc’s Building Department procedures, which will include a building permit as specified by the City of Lompoc Building Department;
4. Calculations for GI sizing shall be submitted to the Lompoc Wastewater Division before purchase and installation of the gravity grease interceptor;
5. A sample port shall be located off the outlet pipe of the newly installed gravity grease interceptor; and,
6. **PJ’s Delicatessen** staff shall notify the Wastewater Division of the day and time the new unit will be installed (i.e., placed into the ground), so as to allow visual observation of the installation of the new gravity grease interceptor.

PJ’s Delicatessen is required to fulfill these conditions **within 30 days** of the date of this letter. Failure to meet the deadline may result in escalated enforcement actions.

Violation of City law must be taken seriously. Violations of the City Code may constitute criminal misdemeanors punishable by imprisonment of up to six months and by a fine of up to \$1,000 for each offense. (LMC § 1.24.010; LMC § 13.16.470.) Every day that this property violates the City Code it constitutes a separate offense. Thus, for example, for a violation lasting one week, the owner and occupant each face a fine of up to \$7,000. In addition, a knowing violation of 33 USC Section 1319 may result in a fine not less than \$5,000 nor more than \$50,000 per day. The City does not favor criminal prosecution of Code violators. The City uniformly seeks cooperation because compliance with the City Code, rather than punishment, is the primary objective. However, the City will enforce its laws.

Alternative remedies include injunctions and/or civil penalties in accordance with section 309(d) of the Clean Water Act, which may result in a fine of no more than \$25,000 per day.

The City's Wastewater Division appreciates your cooperation. If you have any questions or concerns please call Katrina Dorsey, Water Resource Protection Technician, at (805) 875-8403.



Jim Throop
City Manager