

California Underground Facilities Safe Excavation Board

In the Matter of
City of Orange - Water (ORA01),
Respondent

Case No. 23NTS0023

DECISION REGARDING NOTICE OF PROBABLE VIOLATION

The Office of Energy Infrastructure Safety, California Underground Facilities Safe Excavation Board (the Board) issued a Notice of Probable Violation (NOPV) to City of Orange - Water (ORA01) (Respondent) on September 26, 2025. Respondent submitted a response to the NOPV. On November 18, 2025, the Board considered Case No. 23NTS0023. Board members Clausen, Johns, Johnson, Muñoz, Simonian, and Sorem participated in the decision.

FINDINGS

Having considered the investigation report and Respondent's response, the Board finds that a violation of Government (Gov.) Code section 4216.3(c)(1)(A) occurred.

VIOLATION SUMMARY

Gov. Code section 4216.3(c)(1)(A): failed to provide electronic positive response through the regional notification center prior to the legal start date and time.

JURISDICTION

When the Board finds a probable violation of the Dig Safe Act (Gov. Code section 4216 et seq.), the Board must transmit the investigation results and any recommended penalty to the appropriate agency identified in Gov. Code section 4216.6, subsection (c) or (d). This matter is subject to the jurisdiction of the Orange City Council which may accept, amend, or reject this Board's recommendation.

SANCTIONS

The Board RECOMMENDS that the Orange City Council order Respondent to take the Board's education course and pay a penalty of \$2,000.

The following factors were considered relevant to this sanction determination:

- Respondent's violations were serious.
- Respondent should benefit from taking the Board's education course.

/s/ William Johns
William Johns, Chair

Date: February 2, 2026