



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Central Valley Regional Water Quality Control Board

25 July, 2017

CERTIFIED MAIL: 7014 0510 0001 3246 9618
FIRST CLASS MAIL

c/o David M. Waite
Hanover Properties LLC
827 Sherwood Boulevard
Los Molinos, CA 96055

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT R5-2017-0544, HANOVER PROPERTIES LLC – ASSESSOR PARCEL 061-540-052-000 & 061-540-060-000, BUTTE COUNTY

Enclosed is an Administrative Civil Liability Complaint (Complaint) issued pursuant to California Water Code (CWC) section 13350 for violation of Cleanup and Abatement Order R5-2016-0741 (Order) issued to Hanover Properties, LLC (Discharger). In the Complaint, the Prosecution Team recommends an administrative civil liability in the amount of **two-hundred and five thousand one-hundred and twenty-eight dollars (\$205,128)**.

The Discharger may:

- Pay the proposed administrative civil liability and waive its right to a hearing (Option #1 on the attached waiver form);
- Waive the 90-day hearing requirement in order to engage in settlement discussions (Option #2 on the attached waiver form); or
- Ask that the hearing be postponed for reasons that must be provided (Option #3 on the attached waiver form).

If the Central Valley Water Board does not receive a signed waiver from the Discharger and check for the administrative civil liability by August 16, 2017, or if an agreement in principle is not reached with the Discharger by August 28, 2017, then a hearing will be scheduled for the October 19/20, 2017 Board meeting in Redding, California. This hearing will be governed by the attached Hearing Procedure, which has been approved by the Board Chair for use in adjudicating matters such as this one. Any objections to the Hearing Procedure must be received by Stephanie Yu, whose contact information is listed in the Hearing Procedure, by **5 p.m. on August 11, 2017**.

If the Discharger chooses to sign the waiver and pay the assessed civil liability, this will be considered a tentative settlement of the violations. The settlement will be considered in a 30-day public comment period, starting from the date this Complaint is issued. Interested parties may comment on the proposed action during this period by submitting written comments to the Central Valley Water Board staff person listed below. The Central Valley Water Board may choose to hold a hearing on the tentative settlement. Should the Central Valley Water Board receive new information

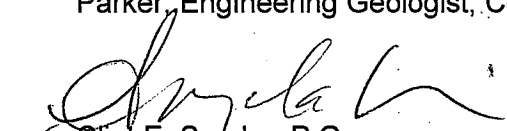
or comments during this comment period and/or at the hearing, the Central Valley Water Board may return any payments received, and issue a final Administrative Civil Liability Order based on information and facts obtained during the comment period and/or hearing. If the Central Valley Water Board does not hold a hearing on the matter, and if the terms of the final settlement are not significantly different from those proposed in the enclosed Complaint, then there will not be additional opportunities for public comment on the proposed settlement.

In order to conserve resources, this letter transmits paper copies of the documents to the Discharger only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:

http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office weekdays between 8:00 AM and 5:00 PM.

If you have any questions or would like to discuss legal aspects of the Complaint, please contact Heather Mapes, Attorney, State Water Resources Control Board, Office of Enforcement at (916) 341-5163. If you have technical questions regarding the Order, please contact Michael Parker, Engineering Geologist, Central Valley Water Board, at (530) 224-3216.


Clint E. Snyder, P.G.
Assistant Executive Officer

MPP:hc

Enclosures: Administrative Civil Liability Complaint R5-2017-0544
Attachment A: Penalty Calculations
Attachment B: Cleanup and Abatement Order R5-2015-0741
Attachment 1: 7 April 2015 Inspection Report
Attachment C: 4 May 2016 Notice of Violation
Attachment: 29 February 2016 Inspection Report
Hearing Procedures
Fact Sheet

cc: via email with attachments

Pamela Creedon, Central Valley Water Board, Rancho Cordova
Andrew Altevogt, Central Valley Water Board, Rancho Cordova
Stephanie Yu, Office of Chief Counsel, SWRCB, Sacramento
Heather Mapes, State Water Board, Office of Enforcement, Sacramento