
North Coast Regional Water Quality Control Board

September 15, 2017

Daniel Taranto
Attn: Don Butler
890 Cloudswood Drive
Fieldbrook, CA 95519

Dear Mr. Butler:

Subject: Notice of Violation of Order No. R1-2014-0011, *Categorical Waiver of Waste Discharge Requirements for Discharges Related to Timber Harvest Activities On Non-Federal Lands in the North Coast Region*

File: Timber Harvest Plan 1-10-084 HUM, Cloudswood Road THP

The purpose of this letter is to notify you that failure to obtain coverage under *Categorical Waiver of Waste Discharge Requirements for Discharges Related to Timber Harvest Activities On Non-Federal Lands in the North Coast Region* (Waiver) (No. R1-2014-0011) is a violation of California Water Code (CWC) Section 13260(a). This CWC section requires that any person discharging or proposing to discharge waste that could affect the quality of waters of the state shall file a report of waste discharge containing information required by the appropriate regional water board. In the North Coast Region, prior to beginning timber harvest activities, landowners must apply for coverage under the Waiver, the *General Waste Discharge Requirements for Discharges Related to Timber Activities on Non-Federal Lands in the North Coast Region* (GWDR), or an individual WDR or waiver. Unfortunately, you failed to obtain coverage for THP 1-10-084 HUM under the Waiver or the GWDR prior to commencement of timber harvest operations.

Compliance with the Specific and General Requirements of the Waiver, including an inventory of Controllable Sediment Discharge Sources in an Erosion Control Plan and inspections of the Project area, are intended to ensure compliance with water quality requirements as specified in the *Water Quality Control Plan for the North Coast Basin* (Basin Plan).

Please be aware that it is the landowner's responsibility to ensure permit coverage is obtained prior to commencement of timber harvest operations. Receipt of an enrollment

letter from the Regional Water Board Executive Officer ensures your plan has been enrolled. Failure to obtain coverage under the Waiver or other Regional Water Board permit, regardless of the reason, may result in administrative civil penalties of up to \$5,000 per day to landowners for unauthorized discharges of waste.

After we determined that timber harvest operations had commenced without permit coverage, we notified your Registered Professional Forester, Greg Blomstrom, and on September 7, 2017 we received an enrollment request for coverage under the Waiver Order No. R1-2014-0011. The THP was enrolled on September 15, 2017. It appears that failure to obtain coverage under the Waiver was an oversight and no further action is required to resolve this violation.

Please contact Dean Prat of my staff at 707-576-2801 or Dean.Prat@waterboards.ca.gov if you have any questions or need more information regarding this matter.

Sincerely,

Fred Blatt
Division Chief
Nonpoint Source & Surface Water Protection Division

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Certified – Return Receipt Requested

cc: Mr. Greg Blomstrom: gregb@bbwassociates.com