



North Coast Regional Water Quality Control Board

December 6, 2019

Herbert and Carolyn Peterson
P.O. Box 1333
Laytonville, CA 95454

Certified Mail No. 7016 2710 0000 2635 9766

Dear Mr. and Mrs. Peterson:

Subject: Notice of Violation, Directive to Obtain Regulatory Coverage for Cannabis Cultivation, and Transmittal of Inspection Report for July 18, 2019, Inspection of Mendocino County Assessor's Parcel Nos. 033-120-42, -68, and -69

File: Cannabis Inspections, Mendocino County, 2019, 190718 Herbert and Carolyn Peterson 033-120-42, -68, and -69, CIWQS Place ID Nos. 859925 and 859926

This letter is to notify you of observed violations of the requirements listed below for unauthorized discharges to waters of the state from the above-referenced parcel (Property):

California Water Code (Water Code) sections 13260 and 13264

Water Quality Control Plan for the North Coast Region (Basin Plan) section 4.2.1 Prohibitions 1 and 2

This letter directs you, within 30 days, to take action to comply with Water Code 13260. In addition, this letter directs you, within 30 days, to contact Regional Water Board staff to advise of your plan to implement recommendations in the attached report.

A. Background

On July 18, 2019, staff from the Regional Water Board, accompanied by staff of the California Department of Fish and Wildlife (CDFW), California Department of Food and Agriculture CalCannabis Bureau, State Water Resources Control Board Division of Water Rights, and various law enforcement personnel, inspected the subject Property.

VALERIE L. QUINTO, CHAIR | MATTHIAS ST. JOHN, EXECUTIVE OFFICER

The purpose of the inspection was to evaluate onsite development and conditions, and to identify and assess any impacts or threatened impacts to the quality and beneficial uses of waters of the state.

Attached is a copy of the water quality inspection report (July 18, 2019 Inspection Report). Please review the Inspection Report carefully and completely. The Inspection Report contains recommendations for correcting observed violations and water quality concerns observed on the Property, and advises you of the Regional Water Board permits necessary for instream work and projects/activities that result in discharges of waste to receiving waters.

B. Relevant Requirements

During the inspection, Regional Water Board staff observed features and conditions on the Property that represent violations of water quality requirements and regulations. Attachment A – Regulatory Citations, provides references to these requirements and regulations.

C. Observed Violations

As documented in the July 18, 2019 Inspection Report, Regional Water Board staff observed cannabis cultivation and associated site disturbance of sufficient size and scope to require regulatory coverage under State Water Resources Control Board (State Water Board) Order No. WQ-2017-0023-DWQ, *General Waste Discharge Requirements and Waiver of Waste Discharge Requirements for Discharges of Waste Associated with Cannabis Cultivation Activities* (Statewide General Order). The Regional Water Board has no record of this Property's enrollment under the Statewide General Order. Outdoor cannabis cultivation activities in California with land disturbance of 2,000 square feet or more that are not enrolled for coverage under the Statewide General Order or individual waste discharge requirements violate Water Code section 13260. Staff also observed violations of Water Code sections 13260, 13264, and Basin Plan section 4.2.1 Prohibitions 1 and 2 at the Property locations identified as inspection points 2, 11-16, 17, and 21 in the July 18, 2019, inspection report.

D. Additional Potential Liabilities

The Regional Water Board is in the process of considering whether the violations of the Water Code and the Basin Plan warrant further enforcement. We encourage you to take steps, to correct the violations as soon as possible, securing any applicable permits from this and other agencies prior to conducting work. Please note that the existing conditions, as observed and documented in the Inspection Report, may represent continuing violations of the Water Code and Basin Plan.

Please note that correcting the conditions of non-compliance at the Property does not preclude enforcement for the violations alleged in this notice. As noted above, the Regional Water Board reserves its right to fully enforce the law against any violation and threatened violation by taking enforcement actions such as a cleanup and abatement order, time schedule order, administrative civil liabilities, and referral to the California Attorney General's office. Administrative civil liabilities may be assessed on a daily basis in the amount up to \$5,000 for each day the violation occurs or up to \$10 per gallon, but not both pursuant to Water Code section 13350.

E. Directive to Obtain Regulatory Coverage

Based on the observations detailed in the attached inspection report, and mentioned above, the Regional Water Board has determined that you are required to comply with Water Code section 13260 by taking one of the following actions within **30 calendar days of this letter**:

Enroll the property under the Statewide General Order by providing the information required in the online application process. The application can be accessed at: https://www.waterboards.ca.gov/water_issues/programs/cannabis/

Submit the application fee within **30 days** of submitting the on-line application. Failure to submit the application fee within 30 days will result in the application being voided and authorization terminated. Payments shall be identified using the Fee Payment Application Number (found on the Notice of Receipt). All checks or money orders shall be made payable to: "State Water Resources Control Board," and shall be delivered to:

(By US Mail):

Accounting Office
Attn: Water Quality Fees –
Cannabis General Order
P.O. Box 1888
Sacramento, CA 95812-1888

(In person or by courier delivery):

Accounting Office
Attn: Water Quality Fees –
Cannabis General Order
1001 I Street
Sacramento, CA 95814-2828

File a Report of Waste Discharge in order to obtain individual Waste Discharge Requirements (WDRs) specific to your property.

Please submit the appropriate documents and payments to:

North Coast Water Board
Attn: Diana Henriouille
Enforcement Unit
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403

OR

If you believe regulatory coverage is not required under either of the options listed above, either because you and/or your tenants elect to not resume or continue cannabis cultivation or associated activities, or because the operations that are occurring are not subject to regulation under the Statewide General Order or individual WDRs, please provide a written response explaining your non-applicability (with all supporting documentation including photos if necessary) to the Regional Water Board at the address provided above. Regional Water Board staff may contact you to verify your response.

Water Code section 13260 states, in relevant part:

(a) Each of the following persons shall file with the appropriate regional board a report of the discharge, containing the information which may be required by the regional board:

(1) Any person discharging waste, or proposing to discharge waste, within any region that could affect the quality of the waters of the state, other than into a community sewer system.

Water Code section 13264 states, in relevant part:

(a) No person shall initiate any new discharge of waste or make any material changes in any discharge...prior to the filing of the report required by Section 13260 and no person shall take any of these actions after filing the report but before whichever of the following occurs first:

(1) The issuance of waste discharge requirements pursuant to Section 13263.

Failure to comply with Water Code sections 13260 and 13264 may result in an administrative civil liability under Water code sections 13261 and 13265 not to exceed \$1,000 per violation for each day in which each violation occurs.

F. Inspection Report Recommendations

As mentioned above, the July 18, 2019, inspection report provides recommendations to correct violations, as well as to address features and conditions that threaten to impact water quality.

Within 30 days of this letter, please advise Maurice Washington of your intentions, plan, and schedule to implement recommendations in the inspection report. Maurice can be reached at (707)576-2831 or, by email at Maurice.Washington@waterboards.ca.gov.

Future correspondence regarding this matter will be sent to you at this address unless an alternative address is provided to the Regional Water Board. Failure to accept mail from the Regional Water Board is not a valid excuse for non-compliance with any future enforcement orders, and a failure to respond or otherwise appear at a future enforcement proceeding could subject you to a default order and the imposition of administrative civil liability.

If you have any questions regarding this matter, please contact Maurice Washington at the telephone number or email above. You may also contact me at Diana.Henriouille@waterboards.ca.gov or by telephone at (707) 576-2350. Additionally, we are available to meet with you if you wish to discuss this letter, in inspection report, or our waste discharge regulatory programs in further detail.

Sincerely,

Diana Henriouille, P.E.
Enforcement Unit

191206_MTW_dp_Herbert and Carolyn Peterson Inspection_NOV

Attachments: Attachment A – Regulatory Citations
July 18, 2019, Water Quality Inspection Report

cc: Mendocino County

Trent Taylor, Daniel Knapp, Brian Webb
taylor@mendocinocounty.org, knappdj@mendocinocounty.org,
webbb@mendocinocounty.org

Department of Fish and Wildlife

Angela Liebenberg, Angela.Liebenberg@wildlife.ca.gov

North Coast Regional Water Quality Control Board

Kason Grady, Kason.Grady@waterboards.ca.gov

California Department of Food and Agriculture, CalCannabis Bureau

Tabatha Chavez, Tabatha.Chavez@cdfa.ca.gov

State Water Resources Control Board Division of Water Rights

Stormer Feiler, Stormer.Feiler@waterboards.ca.gov
Renee Avila, Renee.Avila@Waterboards.ca.gov
Cann Doan, Cann.Doan@waterboards.ca.gov

Attachment A – Regulatory Citations

Regulatory Section	Citation
Basin Plan Section 4.2.1, Prohibition 1	Prohibits “[t]he discharge of soil, silt, bark, slash, sawdust, or other organic and earthen material from any logging, construction, or associated activity of whatever nature into any stream or watercourse in the basin in quantities deleterious to fish, wildlife, or other beneficial uses.”
Basin Plan Section 4.2.1, Prohibition 2	Prohibits “[t]he placing or disposal of soil, silt, bark, slash, sawdust, or other organic and earthen material from any logging, construction, or associated activity of whatever nature at locations where such material could pass into any stream or watercourse in the basin in quantities which could be deleterious to fish, wildlife, or other beneficial uses.”
California Water Code Section 13260	<p>“(a) Each of the following persons shall file with the appropriate regional board a report of the discharge, containing the information that may be required by the regional board:</p> <p style="padding-left: 40px;">(1) A person discharging waste, or proposing to discharge waste, within any region that could affect the quality of the waters of the state, other than into a community sewer system.</p> <p style="padding-left: 40px;">(2) A person who is a citizen, domiciliary, or political agency or entity of this state discharging waste, or proposing to discharge waste, outside the boundaries of the state in a manner that could affect the quality of the waters of the state within any region.”</p>
California Water Code Section 13261(a)	“A person who fails to furnish a report or pay a fee under Section 13260 when so requested by a regional board is guilty of a misdemeanor and may be liable civilly in accordance with subdivision (b).”
California Water Code Section 13264 (a)	“No person shall initiate any new discharge of waste or make any material changes in any discharge, or initiate a discharge to, make any material changes in a discharge to, or construct, an injection well, prior to the filing of the report required by Section 13260 and no person shall take any of these actions after filing the report but before whichever of the following occurs first:”

Regulatory Section	Citation
California Water Code Section 13265(a)	“Any person discharging waste in violation of Section 13264 , after such violation has been called to his attention in writing by the regional board, is guilty of a misdemeanor and may be liable civilly in accordance with subdivision (b). Each day of such discharge shall constitute a separate offense.”
California Water Code Section 13350	“A person who (1) violates a cease and desist order or cleanup and abatement order hereafter issued, reissued, or amended by a regional board or the state board, or (2) in violation of a waste discharge requirement, waiver condition, certification, or other order or prohibition issued, reissued, or amended by a regional board or the state board, discharges waste, or causes or permits waste to be deposited where it is discharged, into the waters of the state, or (3) causes or permits any oil or any residuary product of petroleum to be deposited in or on any of the waters of the state, except in accordance with waste discharge requirements or other actions or provisions of this division, shall be liable civilly, and remedies may be proposed, in accordance with subdivision (d) or (e).”



GAVIN NEWSOM
GOVERNOR



JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

North Coast Regional Water Quality Control Board

TO: Diana Henriouille

FROM: Maurice Washington

DATE: October 24, 2019

Inspection Report for July 18, 2019, Warrant Inspection Mendocino County Assessor's Parcel Numbers 033-120-42, -68, and -69

File: Cannabis Program Inspections, Mendocino County, July 2019 MCSO
Inspections, Herbert and Carolyn Peterson, CIWQS Place ID. 859925 and
859926

Property information:

County: Mendocino

Physical address: 5941, 5221, and 4885 Woodman Creek Road, Laytonville, CA 95454

APN: **033-120-42, -68, AND -69**

Owner: Herbert and Carolyn Peterson

Transaction History: Last sale May 21, 2002; seller John Pinches (Parcel 033-120-68).
Last sale of APN 033-120-69 May 15, 2000, per LandVision, but seller information not
available. Last sale of APN 033-120-42 February 4, 2014, per LandVision, but seller
information not available.

Size: Parcel 033-120-68: 160 acres. Parcel 033-120-69: 120 acres. Parcel 033-120-
42: 40 acres.

Watershed: Eel River Hydrologic Unit; Middle Eel River Hydrologic Area; Spy Rock
Hydrologic Subarea (HU/HA/HSA 111.42; Table 2-1, Water Quality Control Plan for the
North Coast Region)

VALERIE L. QUINTO, CHAIR | MATTHIAS ST. JOHN, EXECUTIVE OFFICER

5550 Skylane Blvd., Suite A, Santa Rosa, CA 95403 | www.waterboards.ca.gov/northcoast

Aerial Imagery Notes (Google Earth Pro): Roads/tracks visible at various locations on the parcels from earliest available imagery (August 1998). Signs of ground disturbance for pond construction visible at north portion of parcels -68 and -42. Patterns indicative of cannabis cultivation visible in August 2009 imagery on parcels -42, -68, and -69. Several small structures and/or patterns indicative of cannabis cultivation visible at various locations throughout the Property in subsequent imagery. Pre-development land patterns suggest presence of surface waters at one or more of the developed areas.

Regulatory status with the Regional Water Board:

Site Development: N/A

Applicable programs: North Coast Water Quality Control Board Onsite Wastewater Treatment System (OWTS) Policy

Onsite activities/operations: N/A

Applicable programs: Cannabis Cultivation General Order No. WQ 2019-0001-DWQ

Inspection information:

Date/time: July 18, 2019

Type: Mendocino County Sheriff's Office Warrant Inspection

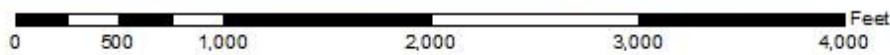
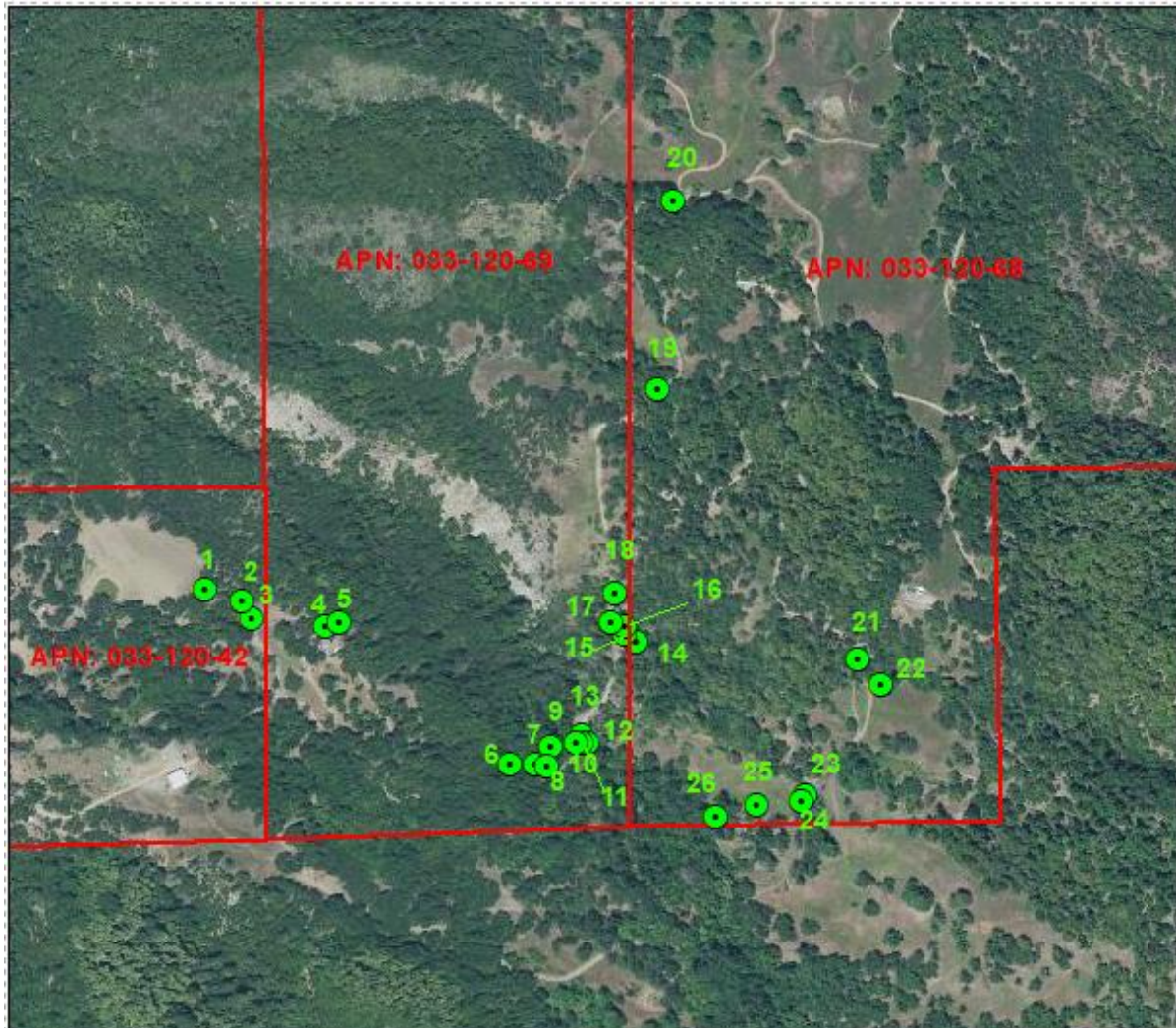
Attendance:

Maurice Washington, WRCE, North Coast Regional Water Quality Control Board
Renee Avila, Environmental Scientist, Division of Water Rights, State Water Board
Cann Doan, Environmental Scientist, Division of Water Rights, State Water Board
Angela Liebenberg, Senior Environmental Scientist, California Department of Fish & Wildlife
Joseph Kermish-Wells, Environmental Scientist, California Department of Fish & Wildlife
CalCannabis Bureau
Mendocino County Sheriff's Office
California National Guard
Cal Fire
U.S. Forest Service
Bureau of Land Management

Background/Objective:

North Coast Regional Water Board (Regional Water Board) staff participated with staff of the Mendocino County Sheriff's Office (MCSO), California Department of Fish and Wildlife (CDFW), CalCannabis Bureau, State Water Board's Division of Water Rights (DIV), and personnel from various law enforcement agencies in four days of inspections of multiple cannabis cultivation sites in Mendocino County, on July 15-18, 2019. Inspection objectives for Regional Water Board staff included observing site development and activities and identifying and assessing onsite features or conditions that are causing or may cause adverse impacts to the quality and beneficial uses of receiving waters, including surface and ground water.

Inspection Map



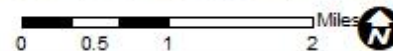
Mendocino County
 APN 033-120-68-00, 033-120-69-00, 033-120-42-00
 Herbert and Carolyn Peterson Property

Legend

-  Peters on Property Boundary
-  Peters on_Waypoints
-  Topographic Contours (feet)
-  Mapped Stream
-  CalTrans Roads



Line or symbol drawn by author.
 Some water courses,
 and other points of interest
 may be drawn in by hand.
 Note: The base layer in this map
 is USDA 2016 NAIP Imagery



Inspection Observations:

On July 18, 2019, I inspected the subject parcels (Property). The inspection map above shows the inspection points identified and discussed below.

Development on this property includes an extensive road network with watercourse crossings and multiple clearings, with active cannabis cultivation on at least five of the areas (identified as inspection points 1, 3, 6, 18, and 26 in this report), with cumulative disturbed area of more than 2,000 square feet. I observed two outhouses at inspection points 5 and 8, in parcel 033-120-69. I observed three water storage areas at inspection points 4, 20, and 22.

Parcel 033-120-42

On this parcel, I observed two cannabis cultivation areas (inspection points 1 and 3) and a connecting access road. I did not observe any water quality issues associated with the two cultivation areas. Along the access road, at inspection point 2, I observed evidence of rill erosion on the inboard edge of the road.

Parcel 033-120-69

Heading east along the access road from parcel 033-120-42, we arrived at a clearing in the western portion of parcel 033-120-69, and observed a storage shed and water storage tank (inspection point 4) and an outhouse (inspection point 5) at a location where discharged waste may pose a threat to water quality. Continuing southeast along the access road toward the southern boundary of this parcel, we arrived at a third cannabis cultivation area (inspection point 6) with a nearby Class I watercourse (inspection point 9). In the cultivation area, and less than 200 feet from the Class I watercourse, I observed fertilizer and soil amendments (inspection point 7, photo 7) and an outhouse (inspection point 8, photo 8):

Heading northeast from the cultivation area at inspection point 6, we passed two culverted watercourse crossing (inspection points 11-14 and 15/16). The watercourse crossing at inspection point 11-14 consists of two 3-foot culverts, one HDPE and the other metal. The inlets of both culverts were partially crushed, and I observed unstable fill, bank erosion, and channel scour around and below the outlets of both culverts. The metal culvert was not placed at channel grade. The watercourse crossing at inspection point 15/16 appeared to be undersized.

North of crossing 15/16 I observed a clearing to the west of the access road. At the edge of the clearing, I observed a landslide partially covered by wood planks (inspection point 17, photo 17), that delivers directly into a watercourse. Within the clearing, I observed a cannabis cultivation area (inspection point 18) with a pile of used soil amendments.

Parcel 033-120-68

Heading north, we entered the easternmost parcel, 033-120-68. I observed a watercourse crossing at inspection point 19, and water storage tanks north of the crossing at inspection point 20.

Heading back south, toward the southern portion of this parcel, I observed water storage tanks at inspection point 22. At inspection point 21, I observed a recently installed culverted watercourse crossing with streambank, channel, and riparian area disturbance. At the outlet of the culvert, I observed an unstable fill slope and damage to the bottom lip of the culvert (Photo 22 and 23). South of the crossing and the water tanks, near the southern edge of the parcel, I observed hillside erosion that was causing channelization at inspection point 23, that continued across the road prism, downslope to lower hillside areas at inspection points 24 and 25. At inspection point 26, I observed a cannabis cultivation area. I did not observe any water quality problems associated with this feature.

<i>Map point</i>	<i>Feature</i>	<i>Brief Description</i>	<i>Water Quality Concern</i>	<i>Associated Photo(s)</i>
1, 3, 6, 18, 26	Cannabis cultivation areas	Five cannabis cultivation areas with totaling more than 2,000 ft ² .	Cannabis cultivation/discharge of waste without a report of waste discharge and/or coverage under State Water Board regulatory order	1,3,6,19,28
2	Access Road	Rill erosion along the edge of a steep access road.	Threatened discharge of waste to waters of the State	2
5	Outhouse	Outhouse on the edge of a large clearing, where waste would flow downslope.	Threatened discharge of waste to waters of the State.	5

<i>Map point</i>	<i>Feature</i>	<i>Brief Description</i>	<i>Water Quality Concern</i>	<i>Associated Photo(s)</i>
7	Fertilizer & Soil Amendments	Fertilizer and soil amendments uncovered and uncontained	Threatened discharge of waste to waters of the State	7
8	Outhouse	Outhouse approximately 100 feet from a Class I watercourse.	Threatened discharge of waste to waters of the State.	8
11-14	Watercourse crossing	Two culverts, one not at channel grade; inlets partially crushed, unstable fill and evidence of erosion at the outlets.	Discharges and threatened discharges of waste into waters of the State	11-14
15/16	Watercourse crossing	Undersized culvert crossing	Threatened discharge of waste to waters of the State	15 & 16
17	Landslide	Landslide feature at the edge of a clearing flat eroding into a watercourse.	Discharge of waste into waters of the State	17
18	Spoils	Large spoils pile of used soil in an active cultivation area.	Threatened discharge of waste to waters of the State	18
21	Watercourse crossing	Recently installed culvert with disturbed streambank and riparian area at culvert inlet. Damage to bottom of culvert rim at outlet and unstable fill slope.	Discharges of waste into waters of the State	22 & 23
23, 24, 25	Rill Erosion	Hillside erosion produced by channelization.	Threatened discharge of waste to waters of the State	25, 26, 27, 28

A comparison of conditions observed on the site with categories of activities typically associated with water quality concerns at cannabis cultivation sites:

1. Site maintenance, erosion control and drainage features: As noted above, I observed rill erosion along segments of the access road, a landslide feature near the edge of the clearing at inspection point 17, and a hillslope erosional feature at inspection points 23-25.
2. Stream crossing maintenance and improvement: As discussed above, I observed several watercourse crossings that were improperly sized, installed, and/or maintained, causing or resulting in discharges and threatened discharges of waste to receiving waters.
3. Stream and wetland buffers: As noted above, I observed chemicals and an outhouse within 200 feet of a Class I watercourse. Apart from these features, I did not observe any water quality concerns associated with wetland and riparian protection.
4. Spoils management: As noted above, I observed cultivation soil spoils near the cultivation area at inspection point 18 at a location where it could enter or be transported into receiving waters.
5. Water storage and use: As discussed above, I observed three water tank storage areas. I observed no water quality concerns associated with these features.
6. Irrigation runoff: I did not observe evidence of irrigation runoff during the inspection.
7. Fertilizers and soil amendments: As noted above, I observed fertilizers and soil amendments at inspection point 7, approximately 128 feet from a class I watercourse.
8. Pesticides: I did not observe evidence of pesticides during the inspection.
9. Petroleum products and other chemicals: I observed a large fuel storage tank at inspection point 18, during my inspection.
10. Cultivation-related wastes: Apart from the spoils mentioned above, I did not observe any water quality concerns associated with storage or disposal of cultivation-related wastes.
11. Refuse and human waste: As mentioned above, I observed two outhouses, one which was approximately 100 feet away from a class I watercourse.

Recommendations:

1. Retain a licensed professional to inventory, assess, and develop a workplan and schedule to implement measures to ensure that all developed features, roads, watercourse crossings, and cultivation areas throughout the Property are corrected, restored, and/or maintained in conditions that prevent or minimize erosion, sediment transport/delivery, and adverse impacts to water quality and beneficial uses. Include measures to ensure that unstable features caused or affected by onsite development and operations are removed or otherwise protected as to minimize the potential for these features to cause adverse impacts to water quality and beneficial uses. Dispose of all development and restoration-related earthen spoils in a manner to prevent/minimize transport and delivery to receiving waters.

2. Retain a qualified professional to develop a workplan and schedule to remove the watercourse crossings at inspection points 11-14 and 21, restore the respective watercourse channels to their natural state. Dispose of all development and restoration-related earthen spoils in a manner to prevent/minimize transport and delivery to receiving waters.

3. Prior to conducting any instream work associated with recommendation 2, above, submit to the Regional Water Board an application for Clean Water Act section 401 water quality certification, and secure approval from the Regional Water Board.

The 401 Application may be found at the following hyperlink:

https://www.waterboards.ca.gov/northcoast/water_issues/programs/wqc_docs/031616_401-Application.pdf

4. If the property owner and/or tenant(s) choose to continue to cultivate cannabis, enroll for coverage under and take steps to comply with the requirements of the CANGO (Order WQ 2017-0023-DWQ, General Waste Discharge Requirements and Waiver of Waste Discharge Requirements for Discharges of Waste Associated with Cannabis Cultivation Activities). More information about the CANGO can be found at this hyperlink:

https://www.waterboards.ca.gov/water_issues/programs/cannabis/docs/finaladoptedcango101717.pdf

5. In the event that the property owner and/or tenant(s) propose in the future to develop or use the Property in a manner or method that will or may result in a discharge of waste to waters of the state in the future, staff recommend that the owner(s)/tenant(s) be aware of and comply with relevant regulatory requirements for water quality protection. For example, Water Code section 13260 requires that a person discharging waste, or proposing to discharge waste, within any region that could affect the quality of the waters of the state, other than into a community sewer system shall file with the appropriate regional board a report of the discharge.

Further, Water Code section 13264 states, in part: “No person shall initiate any new discharge of waste or make any material changes in any discharge...prior to the filing of the report required by Section 13260.” In addition, projects involving the disturbance of an acre or more of land are subject to regulation under the State Water Board’s Construction General Stormwater permit, and projects involving dredge or fill in waters of the United States are subject to regulation under Clean Water Act section 401. You may find further information about Water Board permits that may apply to proposed site development or land use activities at this hyperlink:

https://www.waterboards.ca.gov/northcoast/water_issues/programs/permit/

6. Discontinue use of and dismantle any outhouse/pit toilet features and work with Mendocino County to ensure that all domestic and human wastes are collected and disposed of consistent with applicable County requirements.

7. Store and contain all chemicals, including petroleum, fertilizer and/or pesticides properly to prevent spillage and discharge to receiving waters. Provide secondary containment for all petroleum products.

Enforcement Discretion:

The observations in this report will be assessed for violations of the California Water Code. The Regional Water Board and the State Water Board reserve the rights to take any enforcement action authorized by law.

PHOTO APPENDIX



Photo 1 – Cannabis cultivation area.

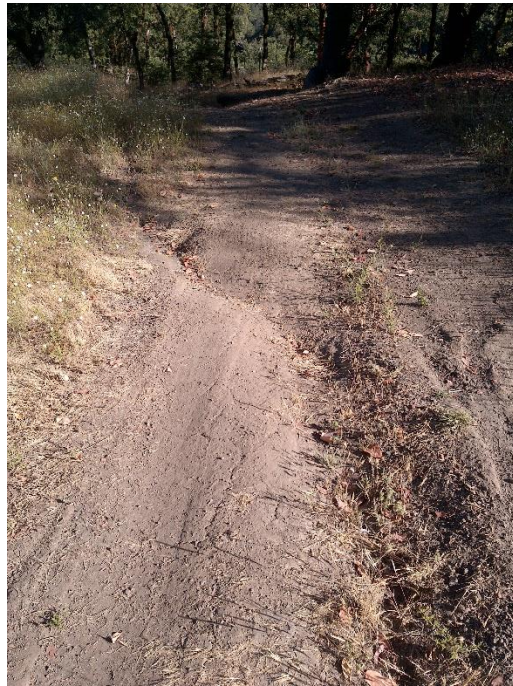


Photo 2 – Rill erosion on inboard of access road.



Photo 3 – Cannabis cultivation area.



Photo 4 – Storage shed and water tank.



Photo 5 – Outhouse.



Photo 6 – Cannabis cultivation area.



Photo 7 – Fertilizer and soil amendments stored on the bare ground.



Photo 8 – Outhouse in riparian setback.



Photo 9 – Class I watercourse.



Photo 10 – Graded flat area along access road.



Photo 11 – Double culvert outlet with unstable fill slope.



Photo 12 – Inlet view of double culverts and water crossing.

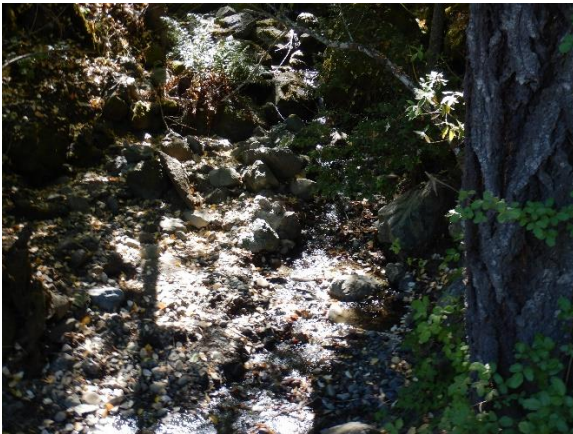


Photo 13 – Upstream view of watercourse



Photo 14 – Culvert outlets and unstable fill slope.



Photo 15 – Culvert inlet.



Photo 16 – Culvert outlet.



Photo 17 – Landslide area discharging into watercourse.



Photo 18 – Spoils pile in cannabis cultivation area#.



Photo 19 – Cannabis cultivation area.



Photo 20 – Culvert inlet.



Photo 21 – Water storage tanks.



Photo 22 – Culvert inlet and streambank and channel disturbance.



Photo 23 – Culvert outlet with unstable fill slope and damage to the bottom lip of the culvert.



Photo 24 – Water storage tank area.



Photo 25 – Hillside erosion which produced channelization.



Photo 26 – Further erosion and channelization downslope from inspection point 23.



Photo 27 – Upstream view of erosion and channelization.



Photo 28 – Cannabis cultivation area visible beyond the rilled hillslope.