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## North Coast Regional Water Quality Control Board

October 12, 2022

Operation H, LLC  
3900 Golden LLC  
Attention: Kiryl Mikhalkevich  
13923 Mango Drive  
Del Mar, CA 92014  
[operationhllc@gmail.com](mailto:operationhllc@gmail.com)

Certified Mail No. 7021 0950 0001 6499 8876

Operation H, LLC  
Attention: Kiryl Mikhalkevich  
PO Box 371167  
San Diego, CA 92137-1167  
[kmikhal@gmail.com](mailto:kmikhal@gmail.com)

Certified Mail No. 7021 0950 0001 6499 8869

Subject: Cleanup and Abatement and Investigative Order R1-2022-0047 for Trinity County Assessor's Parcel Number (APN) 011-320-005-000

File: Cannabis Program, Trinity County, CIWQS Place ID 858299

Dear Golden LLC, Operation H, LLC, and Kiryl Mikhalkevich:

Enclosed is Cleanup and Abatement and Investigative Order R1-2022-0047 (the Order) issued by the California North Coast Regional Water Quality Control Board (Regional Water Board) pursuant to Water Code sections 13304 and 13267. The Order pertains to violations of the Water Quality Control Plan for the North Coast Region (Basin Plan) and the California Water Code (Water Code) associated with developed features and onsite activities, including a diesel spill on Trinity County Assessor's Parcel Number (APN) 011-320-005 (hereafter the Property).

Based on observations made and documented by Regional Water Board staff (Staff) in the August 25, 2022 Notice of Violation and August 3, 2022 Inspection Report, by other agencies, and by consultants in technical report submissions, your activities and/or conditions observed on the Property pose threats to water quality.

On September 21, 2022, Staff sent you a draft of the Order, advising you of our intent to issue a final Order. United States Postal Service (USPS) records indicate the draft Order was received by Kiryl Mikhalkevich on September 27, 2022. The transmittal letter to the draft Order provided you 10 days to discuss any aspect of the draft Order, provide

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GREGORY A. GIUSTI , CHAIR | MATTHIAS ST. JOHN, EXECUTIVE OFFICER

written comments on the draft Order, or submit additional evidence for the Regional Water Board's consideration. In response to the draft Order, Staff did not receive any comments submitted by you or on your behalf.

On October 1, 2022, Tom Ballanco submitted to Staff, Site Investigation and Remediation Workplan for the Property, prepared by Bajada Geosciences, and dated September 28, 2022. On October 4, 2022, Staff provided me with a proposed Order. On October 5, 2022, Mr. Ballanco indicated that SHN would provide a subsequent work plan with further details regarding the scope of work to clean up the diesel spill. On October 7, 2022, Staff provided comment on the September 28, 2022 workplan.

Based upon my review of the proposed Order, Staff made the following changes, as reflected in the attached Order:

- Required Action 3: Revised the due date for submission of the Remedial Action Plan (RAP) from October 14, 2022, to within 10 days of issuance of the Order.
- Required Action 4: Deleted this item as it is addressed by Required Action 5.
- Required Action 5: Revised the deadline for full implementation of the RAP from November 7, 2022 to within 30 days of approval of the RAP.
- Required Action 7: Revised the due date for the submission of Completion Report for RAP from December 1, 2022, to within 30 days of full implementation of the RAP; deleted due date for completion of all work contained in RAP as it is addressed by Required Action 5.
- Required Action 9: Deleted requirement for submission of Monthly Progress Reports, as the Completion Report is anticipated to be adequate considering the relatively near-term due date.
- Required Action 10: Deleted requirement for submission of Annual Monitoring Reports, as the Completion Report is anticipated to be adequate considering the relatively near-term due date.

The Order directs you to remediate petroleum spills, cleanup and abate domestic and cultivation-related wastewater discharges, remove/stabilize accumulated potting soil, remove accumulated refuse, improve road drainage, improve nutrient and site management, and clean up and abate the discharge and threat of discharge of waste into groundwater and Hayfork Creek and its unnamed tributaries. Additionally, the Order requires that you provide monitoring and technical reports to ensure and demonstrate that you are implementing adequate cleanup, restoration, and remediation measures, and to document and report on the completed restoration's effectiveness.

The Order includes dates and schedules for compliance with the tasks set forth in the Order. Please review them carefully and completely. The first tasks require submittal of

evidence of implementation of immediate water quality protection actions, within fifteen days, and submittal of a proposed RAP, within ten days, of the issuance of the Order. Please ensure that the proposed RAP is consistent with all the Order requirements.

Please also be advised of the requirement for notification of Regional Water Board staff at least 48 hours prior to any onsite work, testing, or sampling that pertains to environmental remediation and investigation and is not routine monitoring, maintenance, or inspection. The Dischargers may contact the Regional Water Board using the general phone line at (707) 576-2220 or contact Katharine Hawken at 707-445-6127.

Future correspondence regarding this matter will be sent to you at these addresses 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 questions concerning the Order, please contact Katherine Hawken, Water Resource Control Engineer of the North Coast Regional Water Board's Cannabis Unit, by phone at (707) 445-6127 or by email at [Katherine.Hawken@waterboards.ca.gov](mailto:Katherine.Hawken@waterboards.ca.gov) or her supervisor, Mona Dougherty, by phone at 707-445-6129 or by email at [Mona.Dougherty@waterboards.ca.gov](mailto:Mona.Dougherty@waterboards.ca.gov).

Sincerely,

Matt St.John  
Executive Officer

**Enclosure:** Cleanup and Abatement and Investigative Order R1-2022-0047 for Trinity  
County APN 011-320-005

Certified Mail – Return Receipt requested

**cc: North Coast Regional Water Quality Control Board**

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