



**California Regional Water Quality Control Board  
North Coast Region  
Water Code Section 13267 Investigative Order No. R1-2023-0050**

**Directing Northcrest Mobile Home Park, LLC  
to Submit Technical Information  
Pertaining to Discharges from the Northcrest Mobile Home Park  
Del Norte County**

**FINDINGS**

The North Coast Regional Water Quality Control Board (Regional Water Board) finds that:

1. Northcrest Mobile Home Park, LLC (NMHP) is the owner/operator of the Northcrest Mobile Home Park (Facility) located at 1950 Northcrest Drive in Crescent City, Del Norte County.
2. On May 12, 2017, NMHP submitted a Report of Waste Discharge applying for permit coverage for discharge by the Northcrest Mobile Home Park (Facility). The Regional Water Board adopted Order No. R1-2019-0017 on June 20, 2019, which included requirements regulating the discharge from the Facility.
3. NMHP is required to comply with all conditions of Order No. R1-2019-0017. Permit noncompliance may subject the Discharger to administrative civil liability pursuant to California Water Code (Water Code) sections 13268 and/or 13350).
4. Order No. R1-2019-0017 requires the submittal of a technical report pursuant to Water Code section 13267 that includes an assessment of the current design capacity of the facility and an assessment of the current inflow from the Facility.
5. This Water Code section 13267 Investigative Order (Order) requires the submittal of supplemental information for Regional Water Board staff to be able to properly assess the function and condition of the Facility.

### LEGAL AND REGULATORY AUTHORITY

1. This Order conforms to and implements policies and requirements of the Porter-Cologne Water Quality Control Act (Division 7, commencing with Water Code section 13000), including section 13267, and the Water Quality Control Plan for the North Coast Region (Basin Plan) adopted by the Regional Water Board, including beneficial uses, water quality objectives, and implementation plans.
2. Order No. R1-2019-0017 allows the Regional Water Boards to require additional Monitoring and Reporting Program Requirements. This Order adds to monitoring requirements contained in the Order No. R1-2019-0017.
3. Water Code section 13267, subdivision (a), provides that the Regional Board may investigate the quality of any waters of the state within its region in connection with any action relating to the Basin Plan. Water Code section 13267, subdivision (b), provides that the Regional Water Board, in conducting an investigation, may require a discharger to furnish, under penalty of perjury, technical or monitoring program reports.
4. The reports required by this Order are necessary to understand the risk of discharges by the Facility to groundwater to ensure that any threat to water quality created by activities at the Facility are properly assessed and controlled, and to prevent unauthorized discharges.
5. The burden to provide the required reports, including the costs, must bear a reasonable relationship to the need for the reports and their benefits. This Order requires copies of reports, engineering reports, monitoring reports, and cost reporting. Staff estimate the costs of the reports to be between approximately \$7,500 and \$10,000.

### REQUIRED ACTIONS

**THEREFORE, IT IS HEREBY ORDERED that, pursuant to Water Code section 13267, the Discharger shall provide the following information:**

1. **Assessment Report:** An appropriately qualified professional shall conduct and report on, in writing, an assessment of the condition and functionality of the Facility's physical components including all leach fields, septic tanks, pumps, and any other components related to the condition and function of the Facility's wastewater system (Assessment Report). The report, as well as all supporting documentation such as monitoring results, pictures, and inspection reports shall be submitted to the Regional Water Board via e-mail within 120 days of the date of this Order.

## PROVISIONS

1. **Use of Registered Professionals:** NMHP shall provide technical reports prepared under the direction of appropriately qualified professionals. In preparing the technical reports, any engineering or geologic evaluations and judgments shall be performed by or under the direction of registered professionals pursuant to California Business and Professions Code sections 6735, 7835, and 7835.1. Reports submitted by or on behalf of NMHP shall include a statement of qualifications and registration numbers of the responsible lead professional. The lead professional shall sign and affix his or her registration stamp to the report.
2. **Qualified Professionals:** Professionals shall be qualified, licensed, where applicable, and competent and proficient in the fields pertinent to the required activities.
3. **Signatory Requirements:** The technical reports shall be signed and certified by either a principal executive officer or the person with overall responsibility for environmental matters for NMHP. Additional reports submitted in support of the technical report shall be signed by the principal author.
4. **Certification Statement:** Any report submitted in response to this Order shall include the following perjury statement:

“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”
5. **Report Submittal:** Technical reports shall be submitted electronically to the North Coast Regional Water Quality Control Board at [NorthCoast@waterboards.ca.gov](mailto:NorthCoast@waterboards.ca.gov) subject to the deadlines outlined above.
6. **Duration and Modification of Order:** This Order shall remain in full force and effect until it is rescinded in writing by the Regional Water Board or its delegee.<sup>1</sup> Any modifications must be requested in writing as soon as the need is recognized and prior to the compliance date. Any modification, including a

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<sup>1</sup> The Executive Officer and Assistant Executive Officer are authorized to take certain actions on behalf of the Regional Water Board.

compliance date extension, may only be granted by written modification of this Order or by a letter from the Regional Water Board or its delegee.

### NOTIFICATIONS

1. **Enforcement Discretion:** The Regional Water Board reserve their right to take any enforcement action authorized by law for violations of the terms and conditions of this Order. Furthermore, compliance with this Order is wholly distinct from any possible enforcement that may follow from the discharges themselves, pursuant to violations of the Water Code or other orders issued by the Regional Water Board.
2. **Enforcement Notification:** Pursuant to Water Code section 13268, failure to submit the required technical reports as required by Water Code section 13267(b), or falsifying any information provided therein, may result in the imposition of administrative civil liability up to \$1,000 per violation per day. Pursuant to Water Code section 13350, any unauthorized discharge to waters of the state may subject the Discharger up to \$5,000 per day of violation.
3. **California Environmental Quality Act Compliance:** The issuance of this Order is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to California Code of Regulations, title 14, sections 15306 (Information Collection), 15307 (Protection of Natural Resources) and 15308 (Protection of the Environment). Mere submittal of plans is exempt from CEQA as submittal will not cause a direct or indirect physical change in the environment and will not have a significant effect on the environment.
4. **Appeal Notification:** Any person aggrieved by this action of the Regional Water Board may petition the State Water Resources Control Board (State Water Board) to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 et seq. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. [Copies of the law and regulations](#) applicable to filing petitions may be found on the Internet at: ([http://www.waterboards.ca.gov/public\\_notices/petitions/water\\_quality](http://www.waterboards.ca.gov/public_notices/petitions/water_quality)) or will be provided upon request.

**It is hereby ordered:**

**Claudia E. Villacorta, P.E.**  
**Assistant Executive Officer**

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**Cc:**

**North Coast Regional Water Quality Control Board**

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