North Coast Regional Water Quality Control Board

September 10, 2026

HXY LLC
Jumong Hans
PO Box 805
Hayfork, CA 96041

Jumong Hans
HXY LLC
c/o Orlando Xiong/ Airya Song
10598 Able St. NE
Blaine MN 55434-4520

Dear HXY LLC and Jumong Hans,

Subject: **Notice of Violation, Transmittal of Inspection Report for June 10, 2026 Inspection of Trinity County Assessor's Parcel Number 011-430-004-000**

File: Cannabis Program Inspections, Trinity County, June 10, 2026, CIWQS Place ID 907051

THIS LETTER RECOMMENDS THAT YOU ACT WITHIN 15 DAYS

This letter is to notify you of observed violations of the requirements listed below, and cited in Attachment A, at the property identified as Trinity County Assessor's Parcel Number (APN) 011-430-004-000 (Property):

1. Water Quality Control Plan for the North Coast Region (Basin Plan) Section 5.3.1 Action Plan for Logging, Construction, and Associated Activities, Prohibition 2;

2. California Water Code (Water Code) sections 13260; and

3. Water Code section 13264.

This letter recommends that you resolve these violations. Please contact North Coast Regional Water Quality Control Board (North Coast Water Board) staff to discuss your plan to correct the observed violations.

On June 10, 2026, North Coast Water Board staff (Staff) inspected the Property accompanied by personnel of the California Department of Fish and Wildlife (CDFW) and various law enforcement agencies pursuant to a criminal search warrant. 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.

During the inspection, Staff observed cannabis cultivation operations that were discharging or threatening to discharge waste that could affect the quality of waters of the state, such that a report of waste discharge and regulatory coverage was required. According to our records, the cannabis cultivation operation located on the Property is not enrolled for coverage under the State Water Resources Control Board Order No. WQ 2023-0102-DWQ *General Waste Discharge Requirements and Waiver of Waste Discharge Requirements for Discharges of Waste Associated with Cannabis Cultivation Activities (*Cannabis General Order), or individual waste discharge requirements (WDRs).

Attached is a copy of the water quality inspection report (Attachment B – Property Inspection Report). Please review the inspection report carefully and completely. The inspection report contains recommendations for correcting observed violations and advises you of the North Coast Water Board permits necessary for instream work and projects/activities that could result in discharges of waste to receiving waters.

Background

County Assessor's Office records, as accessed via Digital Map Products' Light Box Vision online service, shows the Property was purchased by HXY LLC on June 18, 2019. HXY LLC is a Minnesota limited liability company. Jumong Hans is affiliated with HXY LLC and allegedly operates the cultivation on the Property.

Relevant Requirements

During the inspection, Staff identified several features and conditions on the Property that represent violations of water quality requirements and regulations. Attachment A – Regulatory Citations, provides references to these, and related, requirements and regulations. In addition to the violations noted herein, Staff observed site conditions that are not consistent with the terms contained in the Cannabis Cultivation Policy, with which sites enrolled under the Cannabis General Order are required to comply. The Cannabis Cultivation Policy is intended to ensure that cannabis cultivation does not have a negative impact on water quality, aquatic habitat, riparian habitat, wetlands, and springs. Consequently, cleaning up the Property in accordance with the Cannabis Cultivation Policy would correct conditions resulting in the discharges and threats of discharge identified in this notice.

Observed Violations

As documented in the June 10, 2026, Inspection Report, Staff observed violations of the Basin Plan Action Plan for Logging, Construction, and Associated Activities, Prohibition 2, and Water Code sections 13260 and 13264. Staff observed these violations at Property locations identified in the inspection report as WQ1 through WQ10.

On July 21, 2026, the California Department of Fish and Wildlife (CDFW) sent a Notice of Violation of Fish and Game Code sections 1602, 5650, and 5652 to HXY LLC. The violations in CDFW's notice are separate from the violations identified herein and may require additional corrective action.

Legal Requirements and Directive to Obtain Regulatory Coverage Prior to Future Activities Discharging or Proposing to Discharge Waste that Could Affect the Quality of Waters of the State

The State Water Board adopted the Cannabis Cultivation Policy and the Cannabis General Order on October 17, 2017, with updates on February 5, 2019, and November 7, 2023, which remain in effect today. The purpose of the Cannabis Policy is to ensure that the discharge of waste and diversion of water associated with cannabis cultivation does not have a negative impact on water quality, aquatic habitat, riparian habitat, wetlands, and springs. The Cannabis Cultivation Policy applies to cannabis cultivation activities throughout California including, Commercial Recreational, Commercial Medical, and Personal Use Medical. The Policy does not apply to recreational cannabis cultivation for personal use, which is limited to six plants under the Adult Use of Marijuana Act (Proposition 64, approved by California voters in November 2016).

The Cannabis General Order is the statewide water quality permit that implements the Cannabis Cultivation Policy through the overarching general WDRs in accordance with the Water Code and is available for eligible cannabis cultivators to enroll under. The Cannabis General Order regulates waste discharges from cultivation sites including sediment, irrigation runoff, fertilizers, pesticides/herbicides, petroleum, agricultural related chemicals, cultivation related waste, and refuse. Threats of waste discharge may be from irrigation runoff, over fertilization, pond failure, road construction, grading activities, domestic and cultivation related waste, refuse placement, etc. All commercial cannabis cultivators must obtain coverage under the Cannabis General Order, including for both indoor and outdoor cultivation, or obtain coverage under individual WDRs.

If commercial cultivation activities continue on this Property or any other property in the state, you must submit a report of waste discharge in accordance with Water Code section 13260 and obtain coverage under the Cannabis General Order or individual WDRs. If you enroll under the Cannabis General Order, you will be required to comply with the terms and requirements contained in the Cannabis Cultivation Policy.

For more information, please visit the North Coast Water Board's website at: (https://www.waterboards.ca.gov/northcoast/water_issues/programs/cannabis/)

Legal Requirement to Obtain Regulatory Coverage Prior to Future Activities Involving the potential for Discharges of Waste to Surface Waters

Additonally, as documented in the inspection report, there are features impacting waters of the state that must be corrected to comply with the Basin Plan. The work to resolve these violations will require a water quality certification/waste discharge requirement prior to conducting instream work.

The application for the water quality certification/waste discharge requirements for cannabis cultivation-related projects is available here: (https://www.waterboards.ca.gov/northcoast/water_issues/programs/cannabis/pdf/200204/RB1_Cannabis_WQC_401_App.pdf)

Additional Potential Liabilities

The North Coast 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.

Correcting the conditions of non-compliance at the Property does not preclude enforcement of the violations alleged in this notice. The North Coast 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. Failure to comply with Water Code sections 13260, and 13264, may subject you to administrative civil liability pursuant to Water Code sections 13261, and 13265, respectively, in an amount not exceeding $1,000 per violation for each day in which a violation occurs. For violations subject to liability under Water Code section 13350, administrative civil liability may be assessed on a daily basis in an amount up to $5,000 for each day the violation occurs or up to $10 per gallon of waste discharged.

Inspection Report Recommendations

As mentioned above, the June 10, 2026 Inspection Report provides recommendations to correct the alleged violations, as well as to address features and conditions that threaten to impact water quality. **Within 15 days of this letter**, please advise North Coast Water Board staff Samantha Little of your intentions, plan, and schedule to implement recommendations in the inspection report. If you have questions about what is required of you to comply with the requirements outlined above, and to advise as to your plan and schedule to correct the alleged violations, please Samantha Little by email at Samantha.Little@Waterboards.ca.gov or by phone at (707) 576-2465.

Future correspondence regarding this matter will be sent to you at these addresses unless an alternative address is provided to the North Coast Water Board. Failure to accept mail from the North Coast 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.

You may also contact me at ShannonM.Utley@Waterboards.ca.gov or by phone at (707) 445-6125. Additionally, we are available to meet with you if you wish to discuss this letter or our waste discharge regulatory programs in further detail.

Sincerely,

Shannon Utley
Digitally signed by Shannon Utley
Date: 2026.09.10 15:46:56 -07'00'
Water Boards

Shannon Utley
Senior Engineering Geologist

Filename: HXY_LLC_Jumong_Hans_NOV

Attachments: Attachment A – Regulatory Citations

Attachment B – Property Inspection Report, Inspection Maps, and Photo Log

cc: **North Coast Regional Water Quality Control Board**
Northcoast.Cannabis@waterboards.ca.gov
Jeremiah Puget, Jeremiah.Puget@waterboards.ca.gov
Shannon Utley, ShannonM.Utley@waterboards.ca.gov
Samantha Little, Samantha.Little@Waterboards.ca.gov

State Water Resources Control Board's Office of Enforcement
Dominic Moscatello, Dominic.Moscatello@Waterboards.ca.gov
Andrew Tauriainen, Andrew.Tauriainen@Waterboards.ca.gov

Department of Fish and Wildlife
Ashley Worth, Ashley.Worth@Wildlife.ca.gov
Brady Wylie, Brady.Wylie@Wildlife.ca.gov
Dacota Huzzen, Dacota.Huzzen@Wildlife.ca.gov
Jacob Young, Jacob.Young@Wildlife.ca.gov
Josh Zulliger, Joshua.Zulliger@wildlife.ca.gov
Braden Baxter, Braden.Baxter@Wildlife.ca.gov
John Pengilley, John.Pengilley@Wildlife.ca.gov

Trinity County Planning and Permitting
Alex Regan, aregan@trinitycounty.org

Trinity County Sheriff's Office
Nathaniel Trujillo, ntrujillo@trinitycounty.org
Marcus Wallen, mwallen@trinitycounty.org
Steve Frick, sfrick@trinitycounty.org

Attachment A – Regulatory Citations

Regulatory Section	Citation
Basin Plan Section 5.3.1, 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	"(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: (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. (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."
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…, 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. (2) The expiration of 140 days after compliance with Section 13260 if the waste to be discharged does not create or threaten to create a condition of pollution or nuisance and any of the following applies…(3) The issuance of a waiver pursuant to Section 13269."

Regulatory Section	Citation
California Water Code Section 13265(a) & (b)(1)	"(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. (b) (1) Civil liability may be administratively imposed by a regional board in accordance with Article 2.5 (commencing with Section 13323) of Chapter 5 for a violation of subdivision (a) in an amount which shall not exceed one thousand dollars ($1,000) for each day in which the violation occurs."
Cannabis Policy and General Order No. WQ 2023-0102-DWQ	State Water Resources Control Board Cannabis Cultivation Policy and General Waste Discharge Requirements Order No. WQ 2023-0102-DWQ for Discharges of Waste Associated with Cannabis Cultivation Activities https://www.waterboards.ca.gov/water_issues/programs/cannabis/docs/policy/final_cannabis_policy_with_attach_a.pdf and https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2023/wqo2023-0102-dwq.pdf