

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT R5-2020-0505
IN THE MATTER OF

HANOVER PROPERTIES, LLC
ASSESSOR PARCEL NUMBER 061-540-052-000 & 061-540-060-000
BUTTE COUNTY

This Administrative Civil Liability Complaint (Complaint) is issued by the Central Valley Regional Water Quality Control Board (Central Valley Water Board) Assistant Executive Officer to Hanover Properties, LLC (Discharger) pursuant to California Water Code sections 13268 and 13350, which authorize the imposition of administrative civil liability, and Water Code section 13323, which authorizes the Assistant Executive Officer to issue this Complaint. This Complaint is based on evidence that the Discharger violated requirements of Cleanup and Abatement Order R5-2015-0741.

THE ASSISTANT EXECUTIVE OFFICER OF THE CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD (CENTRAL VALLEY WATER BOARD OR BOARD) ALLEGES THE FOLLOWING:

BACKGROUND

1. On 9 March 2015, Warden Steven Crowl of the California Department of Fish Wildlife (CDFW) conducted an overflight of Butte County with staff from the Central Valley Water Board and observed a large scale grading operation located on Butte County Assessor Parcel Numbers (APNs) 061-540-052-000 and 061-540-060-000 (hereafter referred to as the Site). Based on his training and experience, Warden Crowl recognized the presence of infrastructure commonly associated with cannabis cultivation sites. Warden Crowl recommended Central Valley Water Board staff participate with CDFW in a follow-up on-site inspection.
2. According to Parcel Quest, the Discharger acquired the Site in April of 2013. It appears, based on Google Earth imagery, that shortly after the Discharger purchased the Site, grading, clearing, and road expansion activities were conducted. According to information gathered from the Butte County Department of Public Works, the county had issued notices of violation for grading violations at the Site and lack of erosion and sediment control plans. As of 2015, Butte County had not received any grading permit applications for either parcel.
3. On 6 April 2015, staff obtained an administrative inspection warrant from the Butte County Superior Court granting access to the Site to conduct an inspection. In support of the warrant application, the Assistant Executive Officer submitted an

affidavit that incorporated Parcel Quest imagery of the Site and the declaration of Warden Crowl regarding the 9 March 2015 flyover.

4. **7 April 2015 Warrant Inspection:** CDFW and Central Valley Water Board staff conducted an inspection of the Site, in accordance with the warrant issued on 6 April 2015, and discovered evidence of a large-scale cannabis cultivation operation, evidence of turbid stormwater runoff from the Main Access Road into an unnamed tributary of Canyon Creek, improper road construction and lack of sediment control measures, and improper storage of chemicals and refuse. The inspection report is included herein as Attachment B.
5. **17 September 2015 Draft CAO:** Due to the conditions of the Site and the violations observed during the 7 April 2015 inspection, staff issued a draft cleanup and abatement order (draft CAO) to the Discharger for the cleanup and abatement of discharges emanating from the Site, including the discharge of sediment-laden stormwater from grading activities and uncontrolled road drainage from Pritchett Drive into an unnamed tributary of Canyon Creek. The draft CAO also noted the need to stabilize cleared land on erodible soils. The draft CAO provided the Discharger until 9 October 2015 to submit comments to staff.
6. On 12 October 2015, staff contacted the Discharger's attorney, Mr. Johnson, to notify him that staff had received no comments from the Discharger on the draft CAO. Staff offered to accept comments until the end of the business day on 12 October 2015. Mr. Johnson informed staff that the Discharger had hired NorthStar Engineering to respond to the draft CAO at the beginning of October. Staff stated that Mr. Lowe, from NorthStar Engineering, had contacted staff to discuss the requirements of the draft CAO, and that staff advised him of the 9 October 2015 deadline to provide comments.
7. **CAO R5-2015-0741:** On 15 October 2015, after receiving no comments from the Discharger, the Executive Officer of the Central Valley Water Board issued Cleanup and Abatement Order R5-2015-0741 (final CAO) to Hanover Properties, LLC (included herein as Attachment B). The final CAO included the following time schedule and requirements:
 - a. By 13 November 2015, the Discharger shall submit an Interim Erosion and Sediment Control Plan (Interim Plan).
 - b. By 15 December 2015, the Discharger shall have completed work outlined in the Interim Plan.
 - c. By 15 January 2016, the Discharger shall provide a report of completion, for the Interim Plan, to staff with a summary and photographs of work completed and installed erosion and sediment control measures at the Site.

- d. By 1 March 2016, the Discharger shall provide a proposed Restoration Monitoring and Mitigation Plan (RMMP).
 - e. By 1 May 2016, the Discharger shall begin implementation of the RMMP.
 - f. By 15 October 2016, the Discharger will complete all approved restoration and mitigation measures described in the proposed RMMP.
 - g. By 1 December 2016, the Discharger must submit a Completion Report for the RMMP.
 - h. By 1 October of each year (Starting 1 October 2017) submit annual monitoring report for at least three years after successful completion of RMMP.
8. On 6 November 2015, Central Valley Water Board staff received an Interim Erosion Control Plan from NorthStar Engineering to address the Interim Plan requirement contained in the final CAO.
 9. On 12 November 2015, staff approved the 6 November 2015 Interim Plan. The Interim Plan included installation and armoring of rolling dips, outsloping of the road where feasible, and installation of erosion control measures in the graded cultivation areas in order to stabilize the Site for the 2015-2016 wet weather period. In accordance with the final CAO, interim treatments were to be installed by 15 December 2015.
 10. On 16 December 2015, staff emailed NorthStar Engineering requesting a status update on implementation of the Interim Plan. NorthStar Engineering indicated that, due to wet weather conditions, the contractor had been unable to mobilize heavy equipment at the Site, but that some water bars had been excavated by hand.
 11. On 25 January 2016, staff contacted NorthStar Engineering for an update on the status of the stabilization measures. NorthStar Engineering informed staff the Discharger's account was past due and that work at the Site would not continue until the account was settled. On 2 February 2016, NorthStar Engineering informed staff the Discharger had made payment on his account and that they could perform work at the Site during the next window of clear weather.
 12. **29 February 2016 Compliance Inspection:** On 29 February 2016, staff inspected the Site with consent from Mr. Waite of Hanover Properties, LLC. Staff observed the actions taken to implement the Interim Plan, and noted that the installed water bars did not meet the design specifications outlined in the Interim Plan. Staff determined additional erosion and sediment controls were needed to address drainage issues at the Site.

13. **1 March 2016 RMMP Extension Request:** On 1 March 2016, staff received a letter from NorthStar Engineering requesting an extension to the 1 March 2016 deadline for submission of the RMMP because a final grading and erosion control plan for the roads had not been approved by Butte County Public Works. The letter included communications between NorthStar Engineering and Butte County indicating that they had been working to resolve the issue. On 24 March 2016, the Assistant Executive Officer of the Central Valley Water Board granted the Discharger's request and extended the deadlines in the final CAO to the following:
 - a. By 31 May 2016, submit to the Central Valley Water Board a final RMMP that incorporates requirements of Butte County.
 - b. Implementation of the RMMP shall begin immediately following approval of the RMMP, but no later than 1 July 2016.
 - c. All other deadlines as outlined in the final CAO remained unchanged
14. **4 May 2016 NOV:** Based on observations during the 29 February 2016 inspection, staff issued the Discharger a Notice of Violation (NOV) on 4 May 2016. The NOV identified the inadequate erosion and sediment control measures documented during the inspection and informed the Discharger that the deadlines to complete the Interim Plan and submit a completion report had passed. The final CAO required all work outlined in the Interim Plan to be completed by 15 December 2015 and a report of completion to be submitted to the Central Valley Water Board by 16 January 2016. The NOV required the Discharger to submit a completion report documenting the completed erosion and sediment controls by no later than 20 May 2016.
15. **20 May 2016 Interim Plan Completion Report:** On 20 May 2016, NorthStar Engineering submitted an Interim Plan Completion Report detailing the corrective actions taken in response to the 4 May 2016 NOV. The Interim Plan Completion Report documented findings from the applied Interim Plan, as well as corrective actions taken including a summary of the erosion and sediment controls that NorthStar Engineering had installed. Per documentation in the Interim Plan Completion Report, several corrective actions were identified in the report that were minor in nature and NorthStar Engineering did not observe any immediate threats to water quality, nor were any top soils or soil amendments at high risk of flowing offsite into surface drainage features via storm water runoff. Based on the information contained in the Interim Plan Completion Report, staff determined that the Interim Plan was adequately completed.
16. **8 June 2016 Incomplete RMMP:** On 8 June 2016, NorthStar Engineering emailed staff stating they were waiting for the Discharger to sign a contract addendum to complete the RMMP. Later that day, after receiving the signed contract addendum,

NorthStar Engineering submitted a draft RMMP to staff with the acknowledgment that the RMMP was incomplete and still in development.

17. **11 January 2017 Turbidity Samples:** Staff obtained permission to sample Canyon Creek from property owners upstream and downstream of the confluence of the Unnamed Tributary to Canyon Creek, where the Site is located. Staff collected samples on 11 January 2017. Staff received the lab results on 19 January 2017, which indicated samples collected immediately downstream from the Site significantly exceeded Basin Plan objectives for turbidity.
18. On 17 February 2017, staff contacted NorthStar Engineering to request an update on the completion of the RMMP. NorthStar Engineering informed staff that the Discharger had stopped paying their invoices in March of 2016 and that NorthStar Engineering had discontinued work for the Discharger shortly after submitting the 20 May 2016 Interim Plan Completion Report.
19. **Issuance of ACLC R5-2017-0544:** On 25 July 2017, the Assistant Executive Officer of the Central Valley Water Board issued Administrative Civil Liability Complaint R5-2017-0544 (2017 ACLC) to the Discharger for non-compliance with the final CAO.
20. On 25 August 2017, NorthStar Engineering contacted staff to discuss the status of the Site. NorthStar Engineering stated the Discharger had paid his past-due invoices and that NorthStar Engineering was currently working with the Discharger to complete the requirements of the final CAO. Staff informed NorthStar Engineering of the 2017 ACLC and asked NorthStar Engineering to encourage the Discharger to contact staff to discuss the 2017 ACLC. Later that day, NorthStar Engineering left staff a voicemail stating Mr. Waite, on behalf of the Discharger, was interested in discussing the 2017 ACLC and coming to a resolution. Staff further discussed the 2017 ACLC and status of the RMMP requirements with NorthStar Engineering on 28 August 2017 and 29 August 2017. On 29 August 2017, NorthStar Engineering forwarded staff the 8 June 2016 partial draft RMMP.
21. On 30 August 2017, NorthStar Engineering contacted staff and stated the Discharger signed a contract with NorthStar Engineering to complete the RMMP requirements. NorthStar Engineering asked staff to provide any comments on the 8 June 2016 partial RMMP so that they could incorporate staff comments into a revised RMMP.
22. On 5 September 2017, staff sent a letter to the Discharger providing staff comments on the draft RMMP. The letter provided the Discharger 30 days to submit a final RMMP that addressed staff comments.
23. **Rescission of ACLC R5-2017-0544:** On 20 September 2017, due to the Discharger's willingness to engage with staff and complete the RMMP, the Prosecution Team rescinded ACLC R5-2017-0544.

24. **Conditional Approval of the RMMP:** On 27 September 2017, NorthStar Engineering submitted a revised RMMP for staff review, which staff approved on 30 September 2017. Although staff deemed the RMMP sufficient, staff noted final approval of the RMMP was dependent on the Discharger obtaining a grading permit from Butte County Public Works. Staff requested that NorthStar Engineering update staff as the Discharger's permit application progressed through the county review process.
25. On 29 December 2017, the Discharger notified staff that Butte County Assessor Parcel Number 061-540-060-00 had been foreclosed on and that the Discharger was no longer the property owner. The Discharger stated the property was transferred to the Estate of John Coppedge (Estate) and that the Discharger was having difficulty contacting and explaining the CAO requirements to the legal representative of the Estate.
26. On 29 March 2018, staff met with the Discharger and a representative of the Estate to discuss the changes in ownership and the required actions to come into compliance with the final CAO.
27. On 10 May 2018, staff called the Discharger and discussed the Discharger's intent to repurchase the Site. The Discharger also stated that they had contacted Butte County to resume the environmental review of the grading permit.
28. On 28 June 2018, the Discharger emailed staff to confirm they had regained ownership of the Site and intended to contact Butte County about the grading permit.
29. On 28 January 2019, staff took reconnaissance photos during a routine fly-over in Butte County. Staff identified evidence of recent cannabis cultivation activities and that the Site conditions remain similar to what was observed during the 29 February 2016 CAO compliance inspection. Per the conditionally approved RMMP, a section of road named Velma Way was to be decommissioned. Staff confirmed through the aerial photos that the road was still in use and showed no current evidence of maintenance or decommissioning activities.
30. **3 May 2019 NOV:** As of 3 May 2019, staff had not received confirmation that the Discharger obtained the county grading permit or implemented the approved RMMP. Staff issued a NOV notifying the Discharger of the failure to obtain the necessary permits to complete the restoration work required under the final CAO. The NOV provided the Discharger until 20 May 2019 to submit documentation that the required permits from Butte County were completed or under review for approval, documentation that the Discharger had acquired a contractor to complete the restoration work as required in the final CAO, an updated schedule for completion of the RMMP, and directed the Discharger to contact staff to discuss compliance with the final CAO.

31. On 6 May 2019, staff communicated with Butte County Planning Department staff regarding the grading permit. Butte county staff indicated the Discharger contacted their office on 3 May 2019. Prior to 3 May 2019, Butte County had last communicated with the Discharger in October of 2018, during which time the county required sign off by the Estate for Assessor Parcel 061-540-060 in order to proceed with the California Environmental Quality Act (CEQA) document. After a phone call with the Discharger and additional research by the County, Butte County was able to determine that the parcel ownership had conveyed back to the Discharger on 26 February 2019. County staff stated that the delay was due to a lack of communication between County staff and the Discharger, and the County requirement that all owners sign off on the project. The County concluded that the ownership issue had been resolved and Butte County staff were proceeding with the Environmental Document.
32. On 28 June 2019, staff took reconnaissance photos during a routine fly-over in Butte County. Review of the aerial photos by staff identified evidence of active cannabis cultivation activities and that the Site conditions remained similar to what was observed during the 29 February 2016 CAO compliance inspection. Per the conditionally approved RMMP, a section of road named Velma Way was to be decommissioned. Staff confirmed through the aerial photos that the road was still in use and showed no current evidence of maintenance or decommissioning activities.
33. On 19 August 2019, staff from Butte County Public Works contacted Central Valley Water Board staff to relay that the Dischargers' grading permit had gone through the appeal period without contest and that the grading permit, GRD17-0002, was approved on 31 July 2019.
34. **RMMP Approval:** After receiving confirmation that the Butte County grading permit was in effect, staff sent the Discharger a letter on 22 August 2019, approving the 27 September 2017 RMMP. Staff directed the Discharger to immediately begin implementation of the RMMP. The letter asserted that the required actions and deadlines contained in the final CAO, including completion of the RMMP, had passed and that any continued delays in completion of the RMMP could result in formal enforcement, including the issuance of administrative civil liability.
35. On 6 September 2019, staff sent an email to the Discharger requesting the Discharger contact staff to schedule a meeting to discuss compliance with the CAO and implementation of the approved RMMP.
36. On 23 January 2020, staff took reconnaissance photos during a routine fly-over in Butte County. Further review of the aerial photos by staff identified evidence of recent cannabis cultivation activities and that the Site conditions remained similar to what was observed during 29 February 2016 CAO compliance inspection. Per the approved RMMP, a section of road named Velma Way was to be decommissioned.

Staff confirmed through the aerial photos that the road was still in use and showed no current evidence of maintenance or decommissioning activities.

37. On 4 February 2020, after receiving no response to staff's 22 August 2019 RMMP approval letter or staff's 6 September 2019 email, the Prosecution Team issued a letter inviting the Discharger to further discuss the status of the Discharger's compliance efforts prior to issuance of an administrative civil liability for failure to comply with the final CAO. The letter provided the Discharger until 4 March 2020 to contact the Prosecution Team to schedule a meeting. The Prosecution Team transmitted the letter via certified mail and email. The Prosecution Team received the signed delivery receipt on 11 February 2020.
38. On 18 February 2020, the Prosecution Team received an email from the Discharger stating it could access Pritchett Drive and begin the required work. Staff replied to the email on 19 February 2020 and encouraged the Discharger to begin work pursuant to the approved RMMP as soon as soil conditions were deemed acceptable by the Discharger's contractor. Staff also reiterated the Discharger's deadline to contact the Prosecution Team to schedule a meeting to discuss the alleged violations prior to issuance of a complaint. Staff attached a copy of the 4 February 2020 letter to the email.
39. On 3 March 2020, the Discharger emailed staff and agreed to a meeting with the Prosecution Team on 6 March 2020 to discuss potential settlement negotiations and to provide an update on the status of compliance with the final CAO.

LEGAL AND REGULATORY CONSIDERATIONS

Water Code

40. Water Code section 13268, subdivision (a) states, in relevant part:

Any person failing or refusing to furnish technical or monitoring program reports as required by subdivision (b) of Section 13267, is guilty of a misdemeanor and may be liable civilly in accordance with subdivision (b).

41. Water Code section 13268, subdivision (b) states,

(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.

42. Water Code section 13350, subdivision (a) states, in relevant part:

A person who violates a cleanup and abatement order issued, reissued, or amended by a regional board or the state board may be liable civilly, and remedies may be proposed, in accordance with subdivision (e).

43. Water Code section 13350, subdivision (e) states,

(1) The state board or a regional board may administratively impose civil liability in an amount not to exceed five thousand dollars (\$5,000) for each day the violation occurs.

(1)(B) When there is no discharge, but an order issued by the regional board is violated, except as provided in subdivision (f), the civil liability shall not be less than one hundred dollars (\$100) for each day in which the violation occurs.

44. Pursuant to Water Code section 13327, in determining the amount of any civil liability imposed, a regional board is required to take into account the nature, circumstances, extent, and gravity of the violations, whether the discharges are susceptible to cleanup or abatement, the degree of toxicity of the discharges, and, with respect to the violator, the ability to pay, the effect on its ability to continue its business, any voluntary cleanup efforts undertaken, any prior history of violations, the degree of culpability, economic benefit or savings, if any, resulting from the violations, and other matters that justice may require.

Water Quality Enforcement Policy

45. On 17 November 2010, the State Water Board adopted Resolution No. 2009-0083 amending the Water Quality Enforcement Policy (2010 Enforcement Policy). The 2010 Enforcement Policy was approved by the Office of Administrative Law and became effective on 20 May 2010. The 2010 Enforcement Policy establishes a methodology for assessing administrative civil liability. The use of this methodology addresses the factors that are required to be considered when imposing a civil liability.

46. On 4 April 2017, the State Water Board adopted Resolution No. 2017-0020, which adopted the 2017 Water Quality Enforcement Policy (2017 Enforcement Policy). The 2017 Enforcement Policy was approved by the Office of Administrative Law and became effective on 5 October 2017. The 2017 Enforcement Policy establishes a methodology for assessing administrative civil liability. The use of this methodology addresses the factors that are required to be considered when imposing a civil liability.

47. In determining the proposed liability amount, the Prosecution Team utilized the enforcement policy in effect at the time of each violation, as noted in Attachment A to this Complaint, hereby incorporated by reference.

California Environmental Quality Act

48. Issuance of this Complaint is an enforcement action and is therefore exempt from the provisions of the California Environmental Quality Control Act (Pub. Res. Code § 21000 et seq.) in accordance with title 14, California Code of Regulations sections 15308 and 15321 subsection (a)(2).

ALLEGED VIOLATIONS

49. **Violation 1:** The Prosecution Team alleges that the Discharger violated Water Code section 13267 by failing to submit an RMMP by the deadline required under the CAO, which was extended to 31 May 2016. This violation is subject to administrative civil liability under Water Code section 13268, subdivision (b)(1). The Prosecution Team developed the proposed administrative civil liability for Violation 1 using the 2010 Enforcement Policy since the alleged violation occurred prior to adoption of the 2017 Enforcement Policy
50. **Violation 2:** The Prosecution Team alleges that the Discharger violated the final CAO by failing to complete all approved restoration and mitigation measures described in the approved RMMP. This violation is subject to administrative civil liability under Water Code section 13350, subdivision (e)(1). The Prosecution Team developed the proposed administrative civil liability for Violation 2 using the 2017 Enforcement Policy since the alleged violation occurred after adoption of the 2017 Enforcement Policy.

PROPOSED ADMINISTRATIVE LIABILITY AMOUNT

51. The Prosecution Team proposes an administrative civil liability of \$193,088 for Violations 1 and 2, as detailed in Attachment A to this Complaint. The proposed administrative civil liability takes into account the factors cited in Water Code section 13327.
52. Payment of the assessed liability amount does not absolve the Discharger from complying with CAO R5-2015-0741. Notwithstanding issuance of this Complaint, the Central Valley Water Board retains the authority to assess additional civil liabilities for violations which have not yet been assessed or for violations that may subsequently occur.

MAXIMUM LIABILITY

53. **Violation 1:** Pursuant to Water Code section 13268, subdivision (b)(1), the statutory maximum administrative civil liability for Violation 1 is \$1,000 per day of violation. The Prosecution Team alleges 484 days of violation, from 31 May 2016 to 27 September 2017. The statutory maximum for Violation 1 is therefore \$485,000. The proposed liability amount for Violation 1 is below the statutory maximum.

54. **Violation 2:** Pursuant to Water Code section 13350, subdivision (e)(1), the statutory maximum administrative civil liability for Violation 2 is \$5,000 per day of violation. The Prosecution Team alleges 201 days of violation, from 22 August 2019 to 9 March 2020. The statutory maximum for Violation 2 is therefore \$1,005,000. The proposed liability for Violation 2 is below the statutory maximum.

MINIMUM LIABILITY

55. The 2010 Enforcement Policy requires the Regional Board to recover, at a minimum, the economic benefit plus ten percent. The economic benefit for Violation 1 is approximately \$541. The minimum liability that may be imposed is the economic benefit \$541 plus ten percent, which is equal to \$595.10. The proposed liability amount for Violation 1 is above the minimum liability amount.
56. The 2017 Enforcement Policy similarly requires the Regional Board to recover, at a minimum, the economic benefit plus ten percent. The economic benefit for Violation 2 is approximately \$4,361. The minimum liability permitted under the 2017 Enforcement Policy is the economic benefit \$4,361 plus ten percent, which is equal to \$4,797.10. However, Violation 2 is subject to a statutory minimum liability amount. Water Code section 13350, subdivision (e)(1)(B) provides, where an order of the regional board is violated but does not result in a discharge, the civil liability amount shall be no less than one hundred dollars (\$100) for each day in which the violation occurs. The Prosecution Team alleges 201 days of violation. Accordingly, the statutory minimum liability for Violation 2 is \$20,100. Since the statutory minimum exceeds the minimum liability required under the 2017 Enforcement Policy, the minimum liability for Violation 2 is \$20,100.

THE DISCHARGER IS HEREBY GIVEN NOTICE THAT:

57. The Assistant Executive Officer of the Central Valley Water Board proposes an administrative civil liability amount of \$193,088. The amount of the proposed administrative civil liability is based upon review of the factors cited in Water Code section 13327, as well as the 2010 and 2017 Enforcement Policies.
58. A hearing on this matter will be conducted by the Central Valley Water Board on June 4th or 5th 2020, unless the Discharger does any of the following by the deadline to submit the Hearing Waiver Form identified in the Hearing Procedure.
- a. The Discharger waives the right to a hearing by checking the box next to Option #1 on the attached Waiver Form and returning it to the Central Valley Water Board, along with payment for the proposed administrative civil liability of \$193,088;

- b. The Central Valley Water Board agrees to postpone any necessary hearing after the Discharger requests to engage in settlement discussions by checking the box next to Option #2 on the attached Waiver Form and returning it to the Central Valley Water Board; or
 - c. The Central Valley Water Board agrees to postpone any necessary hearing after the Discharger requests a delay by checking the box next to Option #3 on the attached Waiver Form and returning it to the Central Valley Water Board along with a letter describing the issues to be discussed.
59. If a hearing is held, it will be governed by the attached Hearing Procedure. During the hearing, the Central Valley Water Board will hear testimony and arguments and affirm, reject, or modify the proposed administrative civil liability, or determine whether to refer the matter to the Attorney General for recovery of judicial civil liability.
60. The Assistant Executive Officer reserves the right to amend the proposed amount of administrative civil liability to conform to the evidence presented.

Original signed by
CLINT E. SNYDER, P.G.
Assistant Executive Officer

9 March 2020
DATE

Attachment A: Penalty Calculations
Attachment B: Cleanup and Abatement Order R5-2015-0741
Attachment C: 4 May 2016 Notice of Violation and Associated 29 February 2016
Compliance Inspection