



Central Valley Regional Water Quality Control Board

29 March 2021

WDID: 5S17CC426336

DISCHARGER/APPLICANT

Joseph Gustafson
Gustafson Farms, LLC
P.O. Box 208
Lower Lake, CA 95457

DISCHARGER/LANDOWNER

Walter Strycker
872 Moraga Rd., Inc.
33 West Shore Road
Belvedere, CA 94920

NOTICE OF APPLICABILITY, WATER QUALITY ORDER WQ-2019-0001-DWQ, JOSEPH GUSTAFSON, APN 008-031-480-000, 008-031-600-000, 008-032-430-000, 008-032-440-000, LAKE COUNTY

Joseph Gustafson for Gustafson Farms, LLC (hereafter “Discharger”) submitted information through the State Water Resources Control Board’s (State Water Board’s) online portal on 18 March 2020, for discharges of waste associated with cannabis cultivation related activities. Based on the information provided, the Discharger self-certifies the cannabis cultivation activities are consistent with the requirements of the State Water Board *Cannabis Cultivation Policy- Principles and Guidelines for Cannabis Cultivation* (Policy), and the *General Waste Discharge Requirements and Waiver of Waste Discharge Requirements for Discharges of Waste Associated with Cannabis Cultivation Activities*, Order No. WQ-2019-0001-DWQ (General Order). This letter provides notice that the Policy and General Order are applicable to the site as described below. You are hereby assigned waste discharge identification (WDID) number **5S17CC426336**.

The Discharger is responsible for all applicable requirements in the Policy, General Order, and this Notice of Applicability (NOA), including submittal of all required reports. The Discharger has legal authority to, among other things, change information submitted to obtain regulatory coverage under the General Order; request changes to enrollment status, including risk designation; and terminate regulatory coverage. The Central Valley Regional Water Quality Control Board (Central Valley Water Board) will hold the Discharger liable for any noncompliance with the Policy, General Order, and this NOA, including non-payment of annual fees.

KARL E. LONGLEY ScD, P.E., CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

364 Knollcrest Drive, Suite 205, Redding, CA 96002 | www.waterboards.ca.gov/centralvalley

Pursuant to the General Order and Policy, Walter Strycker (hereafter "Landowner") is ultimately responsible for any water quality degradation that occurs on or emanates from the property and for unauthorized water diversions. Accordingly, the Landowner may be held responsible for correcting non-compliance.

1. FACILITY AND DISCHARGE DESCRIPTION

The information submitted by the Discharger states the disturbed area is equal to or greater than 1 acre (43,560 square feet), some portion of the disturbed area is located within the setback requirements, no portion of the disturbed area is located on a slope greater than 30 percent, and the cannabis cultivation area is greater than 1 acre.

Based on the information submitted by the Discharger, the cannabis cultivation activities are classified as Tier 2, high risk.

2. SITE-SPECIFIC REQUIREMENTS

[The Policy and General Order](http://www.waterboards.ca.gov/water_issues/programs/cannabis/) are available on the Internet at (http://www.waterboards.ca.gov/water_issues/programs/cannabis/). The Discharger shall ensure that all site operating personnel know, understand, and comply with the requirements contained in the Policy, General Order, this NOA, and the Monitoring and Reporting Program (MRP, Attachment B of the General Order). Note that the General Order contains standard provisions, general requirements, and prohibitions that apply to all cannabis cultivation activities.

The application requires the Discharger to self-certify that all applicable Best Practicable Treatment or Control (BPTC) measures are being implemented, or will be implemented by the onset of the winter period (November 15 - April 1), following the enrollment date.

3. TECHNICAL REPORT REQUIREMENTS

The following technical report(s) shall be submitted by the Discharger as described below:

1. An updated *Site Management Plan* must be submitted within 90 days of this NOA; this deadline falls on **26 June 2021**. For more information on the requirements to submit a *Site Management Plan*, see General Order Provision C.1.a, and Attachment A, Section 5. Attachment D of the General Order provides guidance on the contents of a *Site Management Plan*. Dischargers that cannot implement all applicable BPTC measures by the onset of the winter period, following their enrollment date, shall submit to the appropriate Central Valley Water Board a *Site Management Plan* that includes a time schedule and scope of work for use by the Central Valley Water Board in developing a compliance schedule as described in Attachment A of the General Order. You are not required to use a Qualified Professional for developing the *Site Management Plan*. However, you are required to submit the *Site Management Plan* to Central Valley Water Board staff for approval prior to any site development.
2. A *Disturbed Area Stabilization Plan* consistent with the requirements of General

Order Provision C.1.c., and Attachment A, Section 5 has been submitted. The *Disturbed Area Stabilization Plan* shall be approved by the Regional Water Board Executive Officer prior to implementation. If the Discharger cannot achieve compliance by the next onset of the winter period (i.e., stabilization work will continue into the winter period or will continue the following year), the Discharger must include a time schedule and scope of work for approval by the Regional Water Board Executive Officer and use in preparing an enforcement order. Attachment D of the General Order provides guidance on the contents of the *Disturbed Area Stabilization Plan*. (Enclosed)

3. An updated *Nitrogen Management Plan* must be submitted within 90 days of this NOA; this deadline falls on **26 June 2021**, consistent with the requirements of General Order Provision C.1.d., and Attachment A, Section 5. Attachment D of the General Order provides guidance on the contents of the *Nitrogen Management Plan*.
4. A *Site Closure Report* must be submitted 90 days prior to permanently ending cannabis cultivation activities and seeking to rescind coverage under the Conditional Waiver. The *Site Closure Report* must be consistent with the requirements of General Order Provision C.1.e., and Attachment A, Section 5. Attachment D of the General Order provides guidance on the contents of the *Site Closure Report*.

4. MONITORING AND REPORTING PROGRAM

The Discharger shall comply with the Monitoring and Reporting Program (MRP). Attachment B of the General Order provides guidance on the contents for the annual reporting requirement. Annual reports shall be submitted to the Central Valley Water Board by March 1 following the year being monitored. The Discharger shall not implement any changes to this MRP unless and until a revised MRP is issued by the Central Valley Water Board's Executive Officer or the State Water Board's Chief Deputy Director, or Deputy Director.

5. ANNUAL FEE

According to the information submitted, the discharge is classified as Tier 2, high risk with the current annual fee assessed at \$8,000. The fee is due and payable on an annual basis until coverage under this General Order is formally rescinded. To rescind coverage, the Discharger must submit a Notice of Termination, including a *Site Closure Report* at least 90 days prior to termination of activities and include a final MRP report.

6. TERMINATION OF COVERAGE UNDER THE GENERAL ORDER & REGIONAL WATER BOARD CONTACT INFORMATION

Cannabis cultivators that propose to terminate coverage under the Conditional Waiver or General Order must submit a Notice of Termination (NOT). The NOT must include a *Site Closure Report* (see Technical Report Requirements above), and Dischargers enrolled under the General Order must also submit a final monitoring report. The Central Valley Water Board reserves the right to inspect the site before approving a

NOT. Attachment C includes the NOT form and Attachment D of the General Order provides guidance on the contents of the *Site Closure Report*.

If the Discharger cannot comply with the General Order, or will be unable to implement an applicable BPTC measure contained in Attachment A by the onset of the winter period each year, the Discharger shall notify Central Valley Water Board staff by telephone at 530-224-4845 so that a site-specific compliance schedule can be developed.

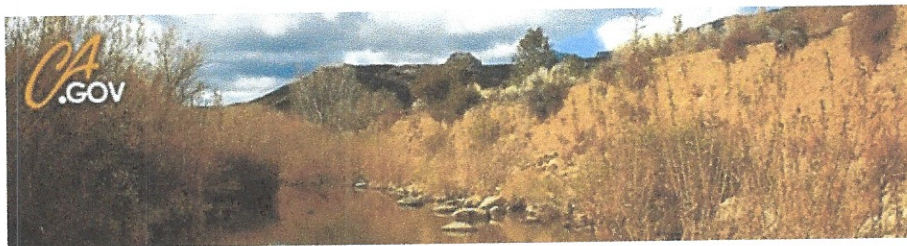
All monitoring reports, submittals, discharge notifications, and questions regarding compliance and enforcement should be directed to centralvalleyredding@waterboards.ca.gov or 530-224-4845.

(for) Patrick Pulupa,
Executive Officer

JF: nb

cc via email: Kevin Porzio, State Water Resources Control Board, Sacramento
Lake County Planning Department, Lakeport

Enclosure: Attachment D: Technical Report Guidance, Disturbed Area
Stabilization Plan



California Department of
Fish and Wildlife

Permit Details

01441 - Notify for General Agreement (Cannabis Only)

18840 - Airport Cannabis

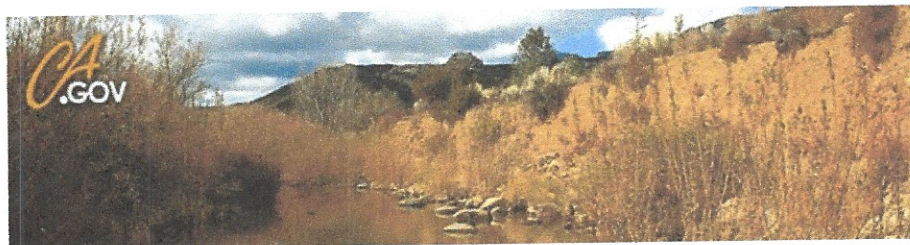
Region 2

Permit Title:	Airport Cannabis		
Permit Number:	EPIMS-LAK-17078-R2		
Permit Status:	Underway		
Comments:			
Applicant Organization:	Gustafson Farms, LLC		
Permittee Contact:	Joseph Gustafson		
Award Year:	2021		
Region:	Region 2		
Amounts:			
Contract Dates:	Contract Sent	Contract Received	Contract Executed
Project Dates:	04/19/2021		
	Proposal Date	Project Start	Project End
Permit Administrator:			
Last Updated:	04/19/2021		

Agreement Issued

This General Agreement is being issued to:

Joseph Gustafson



California Department of
Fish and Wildlife

Status Report

EPIMS-LAK-17078-R2-Airport Cannabis

Region 2

Award Year: 2021 Status: Correcting
Contract Number: EPIMS-LAK-17078-R2
Status Report Number: 01
Submitted By:
Submitted Date:
Status Report Type: Project Completion Report

Primary Contact and Organization

Primary Contact

- User accounts must be registered using an individual's name. If you are applying for an organization (e.g., business, governmental agency, etc.) you can associate that organization with your user account during the registration process. If you are an agent (e.g., lawyer or consultant) for an applicant, both you and your client must have user accounts. The applicant is responsible for complying with the terms and conditions of the agreement.
- Register for only one user account. A single user account may be associated with multiple notifications/applications and/or multiple organizations. If you do not receive an automated confirmation email within a few minutes of registering, please check your Spam/Junk email folder.
- New User Registration Approval is not automated and may take up to 72 hours. Once approved, you will receive two emails, one containing your User ID, and one containing your temporary password. These emails may also go to your Spam/Junk email folder.
- DO NOT USE ALL CAPITAL LETTERS WHEN COMPLETEING THIS FORM.
 - NOTE: If ALL CAPS are used in any field on this form, the registration will be denied.

Title: Joseph Michael Gustafson
First Name Middle Name Last Name

User Email: gusto2000.jg@gmail.com

User Address: 6965 Old Highway 53

* Clearlake California 95422
City State/Province Postal Code/Zip

User Phone: 707-350-0270
Phone Ext.

Organization Information

- Registered users should provide the name of the primary organization they are associated with. Other organizations can be associated with the user after the registration process.
- DO NOT USE ALL CAPITAL LETTERS WHEN COMPLETEING THIS FORM.
 - NOTE: If ALL CAPS are used in any field on this form, the registration will be denied.

Organization Type: Business

Organization Name: Gustafson Farms, LLC

Organization Website URL:

Address: 6965 Old Highway 53

* Clearlake California 95422
City State/Province Postal Code/Zip

Phone: 707-350-0270
Ext.

Project Completion Report

In accordance with the California Code of Regulations, title 14, section 722, subsection (k)(1), the Project Completion Report for any Authorized Activity

faw reciepts.pdf

that includes
construction must be
submitted to CDFW
within 30 days of
completing the activity.
Multiple Project
Completion Reports may
be required if the project
includes multiple
Covered Activities that
includes construction
completed at different
dates./span>
Project Completion
Report: *

Status Report

EPIMS-10856-R1-Bohemian Grow

Region 2

Award Year: 2020 Status: Submitted

Contract Number: EPIMS-10856-R1

Status Report Number: 01

Submitted By: Joseph Michael Gustafson

Submitted Date: 04/10/2021

Status Report Type: Mitigation Plan

Primary Contact and Organization

Primary Contact

- User accounts must be registered using an individual's name. If you are applying for an organization (e.g., business, governmental agency, etc.) you can associate that organization with your user account during the registration process. If you are an agent (e.g., lawyer or consultant) for an applicant, both you and your client must have user accounts. The applicant is responsible for complying with the terms and conditions of the agreement.
- Register for only one user account. A single user account may be associated with multiple notifications/applications and/or multiple organizations. If you do not receive an automated confirmation email within a few minutes of registering, please check your Spam/Junk email folder.
- New User Registration Approval is not automated and may take up to 72 hours. Once approved, you will receive two emails, one containing your User ID, and one containing your temporary password. These emails may also go to your Spam/Junk email folder.
- DO NOT USE ALL CAPITAL LETTERS WHEN COMPLETEING THIS FORM.
 - NOTE: If ALL CAPS are used in any field on this form, the registration will be denied.

Organization Information

- Registered users should provide the name of the primary organization they are associated with. Other organizations can be associated with the user after the registration process.
- DO NOT USE ALL CAPITAL LETTERS WHEN COMPLETEING THIS FORM.
 - NOTE: If ALL CAPS are used in any field on this form, the registration will be denied.

Organization Type:* Business

Organization Name:* Gustafson Farms, LLC

Organization Website URL:

Address:* 6965 Old Highway 53

Title: Joseph Michael Gustafson
First Name Middle Name Last Name

User Email:* gusto2000.jg@gmail.com

User Address:* 6965 Old Highway 53

City State/Province Postal Code/Zip

Phone:* 707-350-0270

City State/Province Postal Code/Zip

User Phone:* 707-350-0270

Phone Ext.

File Name:* Mitigation Plan

The mitigation plan outlines the planning process for identifying and implementing actions to reduce or

12206 Spruce Grove Mitigation Plan.pdf

eliminate business
losses, loss of life,
property, functions, etc
due to any type of
hazards.
Mitigation Plan: *

limited to, re-establishing erosion control to minimize surface erosion and ensuring drainage structures and altered streambeds and banks remain sufficiently armored and/or stable.

-
- (G) Removal, Storage, and Disposal of Fill, Spoil Piles, and Debris. Permittee shall remove all excavated fill, spoil piles, and debris from any stream, lake, or other Waters of the State and place it in stable upland locations where it cannot discharge into such waters, or dispose of it according to state and local laws and ordinances.
-
- (H) Cover Spoil Piles. Permittee shall have readily available erosion control materials such as wattles, natural fiber mats, or plastic sheeting, to cover and contain exposed spoil piles and exposed areas in order to prevent sediment from moving into a stream or lake. Permittee shall apply and secure these materials prior to rain events to prevent loose soils from entering a stream, lake, or other Waters of the State.
-
- (I) Stockpiled Materials. Permittee shall not stockpile or store any building materials and/or construction materials where they may be washed or percolate into a stream, lake, or other Waters of the State, or where they may adversely affect stream habitat or aquatic or riparian vegetation.
-
- (J) No Dumping. Permittee shall not deposit, permit to pass into, or place where it can pass into a stream, lake, or other Waters of the State any material deleterious to fish and wildlife, or abandon, dispose of, or throw away within 150 feet of a stream, lake, or other Waters of the State any cans, bottles, garbage, motor vehicle or parts thereof, rubbish, litter, refuse, waste, debris, or the viscera or carcass of any dead mammal, or the carcass of any dead bird.
-
- (K) Debris Removal. Permittee shall pick up all debris and waste daily, and shall dispose of it according to local and state law.
-
- (L) Wash Water. Permittee shall not allow water containing mud, sediment, or other pollutants from equipment washing or other activities to enter a stream, lake, or other Waters of the State.
-
- (M) Staging and Storage. Permittee shall not stage or store any equipment, materials, fuels, lubricants, solvents, or hazardous or toxic materials where they may enter a stream or lake, or where they have potential to enter a stream, lake, or other Waters of the State (e.g., through storm water runoff or percolation). Equipment shall be positioned over drip pans. Stationary heavy equipment shall have suitable containment to handle a catastrophic spill/leak.
-
- (N) Equipment Maintenance and Fueling. Permittee shall not conduct any maintenance activity or refuel equipment in any location where the petroleum products or other pollutants may enter a stream, lake, or other Waters of the State.
-
- (8) Hazardous Materials and Spills.
-
- (A) Toxic Materials. Permittee shall store any hazardous or toxic materials that could be deleterious to aquatic life in accordance with all applicable federal, state, and local laws and ordinances.
-
- (B) Hazardous Substances. Permittee shall prevent raw cement/concrete or washings thereof, asphalt, paint or other coating material, oil or other petroleum products, or any other substance that could be hazardous to aquatic life from contaminating the soil or entering a stream or lake. Permittee shall immediately remove any of these materials placed within, or where they may enter, a stream or lake or other Waters of the State.
-
- (C) Cleanup and Containment. In the case of a spill, Permittee shall immediately notify the California Office of Emergency Services State Warning Center at 1-800-852-7550 and immediately initiate clean-up activities. The local department Regional Office shall be notified of clean-up procedures.
-
- (9) Invasive Species Control. Permittee shall conduct the Authorized Activity in a manner that prevents the introduction, transfer, and spread of invasive species from one work site or waterbody to another by following the requirements below.
-
- (A) Decontamination of Work Equipment. Permittee shall inspect and decontaminate all tools, waders, boots, and other work-related equipment that will enter water prior to entering and exiting the work site and/or between each use in different waterbodies to avoid the introduction and transfer of organisms between waterbodies. Permittee shall decontaminate project gear and equipment using one of three methods:
1. Drying: Permittee shall allow equipment to dry thoroughly (i.e., until there is a complete absence of water), preferably in the sun, and keep the equipment dry for a minimum of 48 hours.
 2. Hot water soak: Permittee shall immerse equipment in 140°F or hotter water and soak, completely submerged, for a minimum of five minutes.
 3. Freezing, as appropriate to the type of gear or equipment: Permittee shall place equipment in a freezer 32°F or colder for a minimum of eight hours.

For all method

To meet this objective, the Biologist shall determine the buffer distance after the Biologist conducts field investigations that evaluate the apparent distress of the animal(s) in the presence of people or equipment at various distances.

2. Abnormal nesting or denning behaviors that might cause reproductive harm include, but are not limited to, defensive movements, flights, or vocalizations directed towards work personnel, standing up from a brooding position, and moving or flying away from the nest or den. The Biologist shall have authority to order cessation of the Authorized Activity if the nesting animal exhibits abnormal behavior that could cause reproductive failure (i.e., nest or den abandonment and loss of eggs or young) until an appropriate buffer is established.

(4) Vegetation.

- (A) Minimum Vegetation Removal. Permittee shall limit the disturbance or removal of native vegetation to the minimum necessary to achieve design guidelines and standards for the Authorized Activity. Permittee shall take precautions to avoid damage to vegetation outside the work area.
- (B) Plant Species of Greatest Conservation Need. If the Biologist finds at the Project Site a population of any plant designated as a Species of Greatest Conservation Need, or determines the plant may be present, based, for example, on habitat types or other cues, the Biologist shall establish a protective buffer and ensure appropriate action is taken to avoid or minimize impacts on the plants during the Authorized Activity.
 1. The buffer distance must be site-specific and adequate to protect the plants, as determined by the Biologist.

(5) Temporary Dewatering and Flow Bypass.

- (A) When the Authorized Activity occurs in a flowing stream, Permittee shall divert the stream flow around or through the work area during the Authorized Activity.
- (B) Sufficient Flow Downstream. Permittee shall allow sufficient flow at all times to pass downstream for purposes of maintaining aquatic life.
- (C) Minimize Turbidity, Siltation, and Pollution. Permittee shall use only clean, nonerodible materials, such as rock or sandbags that do not contain soil or fine sediment, to construct any temporary stream flow bypass. Permittee shall divert stream flow around the work site in a manner that minimizes turbidity, siltation, and pollution, and does not result in erosion or scour downstream of the diversion.
- (D) Remove any Materials upon Completion. Permittee shall remove all materials used for the temporary stream flow bypass after the Authorized Activity is completed.
- (E) Restore Natural Flow. Permittee shall restore the natural stream flow pattern immediately upon completion of the Authorized Activity.

(6) Herbicide and Pesticide Use.

- (A) Avoid Waters of the State. Permittee shall not use chemical herbicides or pesticides, including chemical rodenticides, that are deleterious to fish, plant life, mammals, or bird life, where they may pass into the waters of the state.
- (B) No Chemical Rodenticides. Permittee shall not treat areas considered suitable habitat for Species of Greatest Conservation Need or areas with suspected occupied nesting or denning habitats with chemical rodenticides at the Project Site.

(7) Erosion Control and Pollution.

- (A) Erosion Control. Permittee shall use erosion control measures throughout all work phases where sediment runoff threatens to enter a stream, lake, or other Waters of the State.
- (B) Seed and Mulch. Upon completion of construction operations and/or the onset of wet weather, Permittee shall stabilize exposed soil areas within the work area by applying mulch and seed. Permittee shall restore all exposed or disturbed areas and access points within the stream and riparian zone by applying local native and weed-free erosion control grass seeds. Locally native wildflower and/or shrub seeds may also be included in the seed mix. Permittee shall mulch restored areas using at least two to four inches of weed-free clean straw or similar biodegradable mulch over the seeded area. Alternately, Permittee may cover seeding with jute netting, coconut fiber blanket, or similar non-synthetic monofilament netting erosion control blanket.
- (C) Erosion and Sediment Barriers. Permittee shall monitor and maintain all erosion and sediment barriers in good operating condition throughout the work period and the following rainy season, defined herein to mean October 15 through June 15. Maintenance includes, but is not limited to, removal of accumulated sediment and/or replacement of damaged sediment fencing, coir logs, coir rolls, and/or straw bale dikes. If the sediment barrier fails to retain sediment, Permittee shall employ corrective measures, and notify the department immediately.
- (D) Fill Material. Fill materials placed in the stream channel shall be adequate to withstand high stream flow and shall consist of clean, non-erodible, silt-free material. All fill material shall be free from any substance or material deleterious to fish and wildlife (e.g., corrosive, combustible, noxious, or reactive materials). Permittee shall not use asphalt, rebar, or concrete as fill material.
- (E) Prohibition on Use of Monofilament Netting. To minimize the risk of ensnaring and strangling wildlife, Permittee shall not use any erosion control materials that contain synthetic (e.g., plastic or nylon) monofilament netting, including photo- or bio-degradable plastic netting. Geotextiles, fiber rolls, and other erosion control measures shall be made of loose-weave mesh, such as jute, hemp, coconut (coir) fiber, or other products without welded weaves.
- (F) Site Maintenance. Permittee shall be responsible for site maintenance including, but not

(h) ADMINISTRATIVE MEASURES.

- (1) Documentation at Project Site: Permittee shall make the following documents available to all persons conducting the Authorized Activity at the Project Site on behalf of Permittee, including, but not limited to, contractors, subcontractors, inspectors, and monitors, and shall present these documents to any department or other governmental agency employee upon the employee's request:

- (A) The department's authorization under subsection (g) and the information provided by the Entity to the department pursuant to subsection (f)(1).
- (B) Any approval by a local, state, or federal agency that relates to the Authorized Activity, including a temporary or annual cannabis cultivation license issued by the California Department of Food and Agriculture.
- (C) Biological Resources Assessment.
- (D) Any Design Plan.
- (E) Property Diagram.
- (F) Each survey, plan, and report described in subsections (i), (j), and (k).

- (2) Document Submittal. Permittee shall electronically submit to the department a copy of the Biological Resources Assessment, Design Plan, and Property Diagram within 90 days of receiving authorization from the department under subsection (g). The documents shall be submitted to the department through the department's Lake and Streambed Alteration Programs at: <https://www.wildlife.ca.gov/Conservation/LSA/>.

- (3) Notice to Cease Authorized Activity. Permittee shall cease an Authorized Activity if the department notifies Permittee in writing that the activity is adversely affecting fish and wildlife resources. This includes, but is not limited to, information made available to the department that indicates that bypass flows or diversion rates under this General Agreement are not keeping aquatic life downstream in good condition or avoiding take of Listed or Fully Protected Species.

- (4) Take. This General Agreement does not authorize take of a Listed or Fully Protected Species, and compliance with this General Agreement does not ensure that take will be avoided in all circumstances. Permittee remains responsible for complying with all provisions in the Fish and Game Code that pertain to take of Listed and Fully Protected Species, including Sections 2080 et seq., 3503, 3503.5, 3511, 3513, 4700, 5050, and 5515.

- (5) Access to Project Site. Permittee shall allow department employees access to the Project Site to inspect or monitor any Authorized Activity. Inspection and monitoring shall be conducted between the standard business hours of 8:00 a.m. and 5:00 p.m. (Pacific Standard Time) or at other reasonable times as mutually agreed to by the department and the Permittee. Prior notice of inspection is not required.

(i) GENERAL MEASURES TO PROTECT FISH AND WILDLIFE RESOURCES.

- (1) Work Periods. Permittee may only conduct work on or within the bed, bank, or channel of a stream or lake from June 15 to October 15.

- (2) Work in Dry Weather Only. Permittee shall cease the Authorized Activity when the National Weather Service ("NWS") 72-hour weather forecast indicates a 30 percent chance or higher of precipitation. Permittee shall implement all necessary erosion control measures prior to the onset of precipitation and remove construction equipment and materials if precipitation is likely. Work activity halted due to precipitation may resume when the NWS 72-hour weather forecast indicates less than a 30 percent chance of precipitation. No Authorized Activity shall occur during a dry-out period of 24 hours after wet weather. Permittee shall provide documentation of weather forecasts upon the department's request.

- (3) Wildlife.

- (A) Leave Wildlife Unharmd. If any wildlife is encountered during the Authorized Activity, Permittee shall not disturb the wildlife and shall allow wildlife to leave the work site unharmd.

- (B) Habitat Elements. Permittee shall take measures to minimize disturbance to aquatic and riparian habitat elements such as pools and structures including large wood or vegetation that overhangs the channel.

- (C) Check for Wildlife. Every day, prior to beginning any construction work, Permittee shall visually check all sections of pipe/construction materials and associated work equipment for the presence of wildlife sheltering in them. Alternatively, the ends of any pipes may be capped while stored on site to prevent wildlife from entering.

- (D) Escape Ramp in Trench. At the end of each workday, Permittee shall place an escape ramp at each end of any open trench to allow wildlife that may have become entrapped in the trench to escape. The ramp may be constructed of dirt, wood planking, or other suitable material and shall be placed at an angle no greater than 30 degrees.

- (E) Nest/Den Surveys. If construction, grading, vegetation removal, or other Authorized Activity is scheduled between February 1 and August 31, a Biologist shall conduct a focused survey for nests and dens of birds and mammals within seven days prior to beginning the Authorized Activity. If a nest or den is found, Permittee shall consult with the department before commencing the Authorized Activity. Any time there is a lapse in the Authorized Activity of seven days or longer, a Biologist shall conduct another focused survey.

- (F) Active Nest/Den Buffers. If a nest or den is found during any survey, the Biologist shall establish a protective buffer and ensure appropriate action is taken to avoid or minimize impacts on the birds or mammals while the nest or den is occupied, during the Authorized Activity.

1. The buffer distance must be site-specific and adequate to protect normal animal behavior to prevent reproductive failure or nest/den abandonment, as determined by the Biologist.

- b. Made of rigid material, such as metal or high-density polyethylene, designed to hold water.
- c. Piping includes backflow prevention devices to minimize backflow and cross contamination, for example, from mixing tanks.

(f) NOTIFICATION AND FEE REQUIREMENTS. To seek authorization to conduct a Covered Activity under the General Agreement, the Entity must go to the website for the department's Lake and Streambed Alteration Program at: <https://www.wildlife.ca.gov/Conservation/LSA>, and follow the links and instructions to apply for authorization. To apply for authorization, the Entity must provide the information specified in subsection (f)(1) ("Notification"), make the certifications described in subsection (f)(2) ("Certifications"), and when applicable, pay the fee(s) as specified in subsection (f)(3) below.

- (1) Information. The Entity must provide to the department the information described below for each Covered Activity for the purpose of seeking authorization to conduct the Covered Activity under this General Agreement.

(A) The name, mailing address, telephone and fax numbers, and email address of the following individuals:

1. The Entity.
2. The Entity's designated representative or contact person, if applicable.
3. The Property owner if different from the Entity.
4. The Biologist who prepared the Biological Resources Assessment.
5. The Licensed Professional who prepared the Design Plan, if a Design Plan is required.

(B) Information for the purpose of calculating the total fee, including the cost of each Covered Activity and the fee for each.

(C) Whether the Covered Activity is the subject of a notice of violation by the department; a complaint or order by the department under Section 12025 of the Fish and Game Code; a complaint by a city attorney, District Attorney, or the Attorney General; or an order or notice by a court or agency other than the department, and information regarding the notice, complaint, or order.

(D) Location of the Project Site, including the address or description of the location with reference to the nearest city or town; the county; driving directions from a major road or highway; the name of the stream or lake in or near where the Covered Activity will occur; the watercourse or waterbody to which the stream or lake is tributary; the USGS 7.5 Minute Quad Map Name, the Township, Range, Section, 1/4 Section, and Meridian; coordinates, such as latitude/longitude and UTM; and the Assessor's Parcel Number for the Property the Project Site is located on.

(E) The type of Covered Activity (i.e., bridge, culvert, rock ford, or water diversion).

(F) A description of the Covered Activity.

(G) Information to confirm the Covered Activity meets the Eligibility and Design Criteria in subsections (d) and (e) and to confirm the Entity is able to and will meet the applicable measures and requirements in subsections (h)–(k).

(H) Information regarding any temporary or annual license the California Department of Food and Agriculture has issued to the Entity, or that the Entity has applied or will apply for, that authorizes or would authorize the Cannabis Cultivation the Covered Activity relates to.

(I) Whether the Covered Activity would be a new activity or is an existing activity.

(J) Information regarding the Entity's Water Diversion.

- (2) Certification. The Entity must certify the following:

(A) The Entity has in its possession the following documents:

1. A Biological Resources Assessment
2. A Design Plan for the construction or Reconstruction of each Stream Crossing or reservoir.
3. A Property Diagram.

(B) The Covered Activity and Entity meet the Eligibility Criteria in subsection (d), relying in part on the Biological Resources Assessment and, where applicable, the Design Plan.

- (3) Fees.

(A) The Entity must pay a fee in the amount the Entity would need to pay for a Standard Agreement for a term of five years or less, as specified in the department's fee schedule for lake and streambed alteration agreements in the California Code of Regulations, section 699.5, subdivision (b).

(B) The Entity must also pay a remediation fee specified in Section 699.5, subdivision (i), if applicable.

- (4) A Notification made to the department under this subsection may include more than one Covered Activity.

(g) AUTHORIZATION. Upon receipt of the Notification, Certifications, and applicable fee(s) specified in subsection (f), the department shall authorize the Covered Activity or Activities described in the Notification by providing notice to the Entity.

(1) Bridge.

- (A) Comprised of a single span structure across a stream with all abutments located outside the top of the stream banks.
- (B) Minimally conveys a 100-year peak storm flow with one foot of freeboard.
- (C) Does not prevent, impede, or tend to prevent or impede the passing of fish up and downstream.
- (D) The tops of any abutment footings are below the calculated scour depth.

(2) Culvert.

- (A) Comprised of a single pipe.
- (B) Sized to minimally convey a 100-year peak storm flow or designed to withstand a 100-year peak storm flow.
- (C) Aligned within the channel and otherwise engineered, installed, and maintained to prevent washout and erosion of the streambed, stream banks, and fill.
- (D) Embedded below the natural channel grade to facilitate substrate deposition on the culvert floor. Where physical conditions preclude embedment (e.g., channels composed of bedrock or large boulders), the maximum slope of the culvert must be 0.5 percent with no hydraulic drop at the outlet.
- (E) Extended lengthwise completely beyond the toe of fill.
- (F) Set to the natural stream grade of the stream reach, if feasible based on the composition of the affected streambed.
- (G) Inlets, outlets (including the outfall area), and fill faces are armored using rock where stream flow, road runoff, or rainfall is likely to cause erosion.
- (H) Open bottom culverts are placed on footings excavated below the calculated scour depth.
- (I) Corrugated metal pipe is used in areas of high to very high fire hazard as indicated by CAL FIRE Fire Hazard Severity Zone Maps.
- (J) Does not prevent, impede, or tend to prevent or impede the passing of fish up and downstream.

(3) Rock Ford.

- (A) Located in a stable stream reach with a coarse gravel and cobble streambed.
- (B) Oriented perpendicular to flow and designed to maintain the range of surface flows that occur in the stream.
- (C) Constructed using rock that can withstand streambed and bank erosion by the expected range of flow velocities.
- (D) Does not contain concrete or asphalt in any form.
- (E) Does not prevent, impede, or tend to prevent or impede the passing of fish up and downstream.

(4) Water Diversion.

- (A) Water diverted at each place or point of diversion does not exceed an instantaneous diversion rate of 10 gallons per minute and shall bypass a minimum 50 percent of the surface flow past the point of diversion, as estimated based on visually observing surface water flow at least daily.
- (B) Water Diversion intakes, including intakes for water trucks, shall be fitted with a commercially available water pump strainer designed for use in aquatic environments that is securely attached to the intake.
- (C) All infrastructure used to intercept surface flow, such as rock dams, does not prevent, impede, or tend to prevent or impede the passing of fish up and downstream.
- (D) Water diverted to storage for cannabis cultivation does not exceed five acre-feet per year and is stored in a Water Storage Facility ("WSF") that meets the following criteria:
 - 1. Located off-stream and outside the active 100-year floodplain.
 - 2. Is not used to store or mix chemicals.
 - 3. If the WSF is a reservoir:
 - a. Artificially constructed, off-stream water body not exceeding five acre-feet of storage, designed by a Licensed Professional.
 - b. No hydrologic connectivity to upstream surface waters.
 - c. The overflow outlet is designed and located to prevent erosion in case of overtopping.
 - d. Constructed and operated in a manner that enables wildlife to exit the waterbody.
 - 4. If the WSF is a bladder, the WSF includes a secondary containment structure that will contain 110 percent of water volume in case of bladder failure and will enable wildlife to escape the structure.
 - 5. If the WSF is a tank:
 - a. Enclosed (i.e., no open top).

- the Professional Land Surveyors' Act (Bus. & Prof. Code, §§ 8700-8805),
- or the Professional Foresters Law (Pub. Resources Code, §§ 750-783)
- or a licensed professional hydrologist.

(13) "Listed or Fully Protected Species" means:

- any native plant species listed as rare under the Native Plant Protection Act (Fish & G. Code, § 1900 et seq.; Cal. Code Regs., tit. 14, § 670.2);
- any species that is listed or is a candidate for listing under the California Endangered Species Act (Fish & G. Code, § 2080 et seq.; Cal. Code Regs., tit. 14, §§ 670.2, 670.5);
- or any fully protected species (Fish & G. Code, §§ 3511, 4700, 5050, 5515).

(14) "Permittee" means an Entity who has obtained authorization from the department to conduct a Covered Activity under this General Agreement.

(15) "Project Site" means the location of the Covered Activity and the surrounding area.

(16) "Property" means the property on which the Project Site is located as identified by an Assessor's Parcel Number.

(17) "Property Diagram" means a diagram to scale of the Property that identifies the following with locations also provided as coordinates in either latitude and longitude or the California Coordinate System:

- (A) The location and size of all existing stream crossings, water diversions, water diversion infrastructure, and water storage facilities of any type on the Property.
- (B) The location of the Project Site on the Property.
- (C) Each river, stream, lake, and other waters on the Property, including springs.
- (D) Sources of water used on the Property and the location of all points of diversion, including pumps and wells.
- (E) Water distribution systems.
- (F) The Assessor's Parcel Number for the Property.

(18) "Reconstruction" means the major repair or complete replacement of an existing Stream Crossing or Water Diversion where any new structure:

- (A) Will be located on the same site as the structure replaced or repaired and will have substantially the same purpose as the structure replaced or repaired.
- (B) Will minimize or avoid direct and indirect adverse impacts on fish and wildlife resources compared to the existing structure.

(19) "River" includes stream.

(20) "Species of Greatest Conservation Need" means "Species of Greatest Conservation Need" that are listed in Appendix C of the California State Wildlife Action Plan 2015 Update, Volume II (<http://www.wildlife.ca.gov/SWAP>) or meet the definition of "endangered" or "rare" in the California Code of Regulations, title 14, Section 15380.

(21) "Stream" means any stream or river, including streams or rivers that are dry for periods of time.

(22) "Stream Crossing" means a bridge, culvert, or rock ford in or over a stream or river, and all fill material within the crossing prism.

(23) "Take" means "Take" as defined in Section 86 of the Fish and Game Code.

(24) "Water Diversion" means the act of diverting surface flow or hydrologically connected subsurface flow for use or storage. "Water diversion" includes all infrastructure used to divert (e.g., rock dams, excavation pools in fast-moving water, and wells) or store such flow.

(25) "Water Storage Facility" means an artificial water storage facility comprised of a bladder, reservoir, or storage tank.

(26) "Waters of the State" means "State waters" as defined in Section 89.1 of the Fish and Game Code.

(d) **ELIGIBILITY CRITERIA.** The General Agreement shall apply to a Covered Activity when the Entity certifies to the department all of the following:

- (1) Each activity for which the Entity is notifying the department under subsection (f) is a Covered Activity.
- (2) Each Covered Activity included in the notification under subsection (f) meets the applicable Design Criteria in subsection (e).
- (3) The Covered Activity will not occur on or in a finfish stream or lake.
- (4) The Covered Activity will not result in take of a Listed or Fully Protected Species.
- (5) The Covered Activity is not the subject of a complaint or order by the department under Section 12025 of the Fish and Game Code, a complaint filed by a city attorney, District Attorney, the Attorney General, or an order by a court.
- (6) If the Entity is seeking authorization under this General Agreement in response to a notice of violation by the department, the authorization will address each violation alleged in the notice.
- (7) The Entity will meet the applicable measures and requirements in subsections (h)–(k).

(e) **DESIGN CRITERIA.**

General Lake or Streambed Alteration Agreement for Activities Related to Cannabis Cultivation (General Agreement)

(a) PURPOSE.

- (1) This regulation constitutes a general lake or streambed alteration agreement under Section 1617 of the Fish and Game Code, referred to herein as the "General Agreement."
- (2) This General Agreement applies only to the construction, Reconstruction, maintenance, or repair of Stream Crossings, in the form of a bridge, culvert, or rock ford, and Water Diversions on non-finish rivers, streams, and lakes that are used or will be used for the purpose of Cannabis Cultivation, each a "Covered Activity."

(b) REQUIREMENTS. An Entity shall be authorized under this General Agreement to conduct a Covered Activity only if all of the following occur.

- (1) The Eligibility Criteria in subsection (d) are met.
- (2) The Entity notifies the department and pays a fee or fees in accordance with subsection (f).
- (3) The Entity receives notice from the department that the Covered Activity is authorized under this General Agreement.
- (4) The Entity complies with all applicable measures and requirements in subsections (h)-(k).

(c) DEFINITIONS. The following definitions apply to this section:

- (1) "Authorized Activity" means a Covered Activity an Entity is authorized to conduct under this General Agreement after notice by the department.
- (2) "Biological Resources Assessment" means a survey and biological resource report of the Project Site by a Biologist. In preparing a Biological Resources Assessment, the Biologist shall do the following:
 - (A) Identify the presence or potential presence of any Species of Greatest Conservation Need and finfish and their habitat, and invasive species, relying on:
 - U.S. Department of Agriculture's Ecoregion Classification system;
 - California's Vegetation Classification and Mapping Program macrogroups (based on the National Vegetation Classification System) at <http://www.wildlife.ca.gov/Data/VegCamp>;
 - the U.S. Geological Survey's Hydrologic Classification hydrologic unit code 8 at <http://datagateway.nrcs.usda.gov>;
 - the U.S. Fish and Wildlife Service's Information for Planning and Consultation at <http://ecos.fws.gov/ipac/>; and
 - the National Marine Fisheries Service's California Species List Tools at http://www.westcoast.fisheries.noaa.gov/maps_data/california_species_list_tools.html.
- (3) "Biologist" means a person who meets the following minimum qualifications:
 - (A) Possesses a degree in biological or natural resources, or a closely related scientific discipline, from an accredited university.
 - (B) Is familiar with Species of Greatest Conservation Need, their home ranges compared to the Project Site, and their local ecology.
 - (C) Has experience analyzing project impacts on Species of Greatest Conservation Need and their habitat.
 - (D) Is familiar with invasive species prevention and eradication.
- (4) "Bladder" means a flexible container designed to store water.
- (5) "Cannabis Cultivation" means any activity involving the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis.
- (6) "Covered Activity" means the construction, Reconstruction, maintenance, or repair of a Stream Crossing or Water Diversion that is used or will be used for the purpose of Cannabis Cultivation for which the Entity is seeking authorization under this General Agreement.
- (7) "Design Plan" means a detailed description of the site-specific design for the construction or Reconstruction of a Stream Crossing or reservoir prescribed by a Licensed Professional that includes drawings, sizing methods, component details, and construction notes that give specific directions on the construction methods that will be employed for the work.
- (8) "Entity" means "entity" as defined in Section 1601, subdivision (d), of the Fish and Game Code.
- (9) "Finfish" means any species of bony fish. Finfish do not include mollusks, crustaceans, amphibians, or invertebrates.
- (10) "Finfish stream or lake" means any stream or lake where finfish are always or seasonally present.
- (11) "Fish" means "fish" as defined in Section 45 of the Fish and Game Code.
- (12) "Licensed Professional" means a person licensed under:
 - the Professional Engineer Act (Bus. & Prof. Code, §§ 6700-6799),
 - the Geologist and Geophysicist Act (Bus. & Prof. Code, §§ 7800-7887),

Electronic Signature

I am the applicant, or I have the authority to sign for the applicant. By my signature, I accept and agree to comply with all provisions contained herein.

Electronic Signature:

First and Last Name

Date Signed:

Effective Date

Effective Date:

CDFW Regional Contact Information

Region Staff Contact:

Staff Email Address:

Staff Phone Number:

Authorization

Authorization under General Lake or Streambed Alteration Agreement for Activities Related to Cannabis Cultivation (General Agreement) (Cal. Code Regs., tit. 14, §722)

By this notice, the California Department of Fish and Wildlife (CDFW) hereby authorizes each Covered Activity as described in your above-referenced Notification under the General Agreement, each now an "Authorized Activity." This Authorization expires five years from the effective date on this notice, unless prior to this date, CDFW extends the period of authorization under the General Agreement. This Authorization is based in part on your certification that you will meet all applicable measures and requirements in the General Agreement, provided below in tabular form.

Note that you must make this authorization and all other documentation specified below in section (h)(1) of the General Agreement, available to all persons conducting the Authorized Activity at the project site on behalf of the Permittee and you must present these documents to any CDFW or other governmental agency employee upon request.

Also as a reminder, you and any person acting on your behalf are responsible for complying with all applicable local, state, and federal laws that apply to each Authorized Activity. This includes other statutes in the Fish and Game Code that might apply to the Authorized Activity, including, but not limited to the following sections: 2080 et seq. (species listed as threatened or endangered, or a candidate for listing under the California Endangered Species Act); 1908 (rare native plants); 3511, 4700, 5050, and 5515 (fully protected species); 3503 (bird nests and eggs); 3503.5 (birds of prey); 5650 (water pollution); on 5652 (refuse disposal into water); 5901 (fish passage); 5937 (sufficient water for fish); and 5948 (obstruction of stream), and the requirements set forth in the Forest Practice Act (Pub. Resources Code, § 4511 et seq.) for projects on private timberlands.



Lake County Department of Agriculture

883 Lakeport Blvd

Lakeport, CA 95453

Email Lakeag@lakecountyca.gov

Phone (707) 263-0217

Fax (707) 263-1052

Operator Identification Number 17-21-1700666

Operator: Green Growth Solutions

6965 Old Highway 53

Clearlake, CA 95422

Agent: Joseph Gustafson

Certified Applicator: Joseph Gustafson

6965 Old Highway 53

Clearlake, CA 95422

Type of Use: Agricultural Use

Employees Handle Pesticides

Permit Conditions: Use Reports

1700666-2021-Version: 1

County District #:

Issued on: 4/29/2021

Valid as of: 4/29/2021

Expires on: 12/31/2021

Primary Phone: (707) 350-0270

Alternate Phone:

Mobile Phone:

Fax:

Phone: 707-350-0270

License #: PA-17-21522

Expiration: 12/31/2021

See condition detail for
code descriptions.

Regulatory Notes:

I understand this operator identification number does not relieve me from liability for any damage to persons or property caused by the use of pesticides. I acknowledge that duly authorized representatives from the County Department of Agriculture or the Department of Pesticide Regulation may, at reasonable times, enter and inspect fields, areas, structures, greenhouses and equipment (including protective clothing and equipment) where pesticides are handled, stored or applied (ref. 3 CCR 6140).

[Form PR-ENF-125 (Rev 11/06) Pesticide Enforcement Branch]

Applicant:

(Name & Title)

Applicant Signature:

Issuing Officer:

Date:

Date:

CONTACT LIST

<u>Name</u>	<u>Auth Rep.</u>	<u>Phone</u>	<u>License</u>	<u>Expiration</u>	<u>Contact Type</u>
Joseph Gustafson	yes	(707) 350-0270	PA-17-21522	12/31/2021	Private Applicator Certificate

PESTICIDES LIST

<u>Number</u>	<u>Pesticide</u>	<u>Pests</u>	<u>Forms</u>	<u>Methods</u>	<u>Applicators</u>
99999	NON-PERMIT AG PROD	Various Pests	All Reg.	Ground	Operator

SITES REQUIRING SCHOOLSITE NOTIFICATION

There are currently no sites requiring schoolsite notification

List current as of 04/29/2021 - check with the County Agricultural Commissioner's Office for an updated list.

SITES LIST

Site	Location Site Name Commodity Name/Code	Quantity	District	Section (MTRS)
KV28A666	Merritt CANNABIS (ALL OR UNSPECIFIED) / 26017-0	26000 SQUARE FEET		M13N09W10
Pesticide #s:	99999			
KV14A666	George Rd CANNABIS (ALL OR UNSPECIFIED) / 26017-0	88000 SQUARE FEET		M13N09W07
Pesticide #s:	99999			
MV32A666	Spruce Grove Rd 12206 Spruce Grove Rd CANNABIS (ALL OR UNSPECIFIED) / 26017-0	10000 SQUARE FEET		M12N07W24
Pesticide #s:	99999			
KV14B666	George Rd Grapes GRAPE, WINE / 29143-0	77 ACRES		M13N09W07
Pesticide #s:	99999			

OPERATION-WIDE CONDITIONS

Use Reports Use Reports

Pesticide use reports must be turned into the Agricultural Commissioner's office each month that pesticides are used.

Sateur Ham

From: Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Sent: Friday, May 7, 2021 10:53 AM
To: Sateur Ham
Cc: Olin, Eva@CDFA; Fried, Janae@Waterboards; Sheridan, Kursten@Wildlife
Subject: [EXTERNAL] RE: Joseph Gustafson's State Permit Inquiry on George Road

Hi Sateur,

In regard to the violations on the properties managed or owned by Mr. Gustafson, to say the deficiencies are undersized culverts or inherited from the owners is not correct. The violations identified and documented by the California Department of Fish and Wildlife in our Notices of Violation to Mr. Gustafson and the property owners are much more diverse and complex, and the violations carry significant environmental damage. Three out of the five properties that received Notices of Violation are not leases but are either owned by Mr. Gustafson or his family (his Uncle according to Mr. Gustafson himself). The two properties that he has leased from include violations directly related to Mr. Gustafson's cannabis cultivation which we observed on site.

Separate of this email chain I can provide you with copies of all of our Notice of Violations involving Mr. Gustafson if they would be helpful to you in detailing the extent of the Fish and Game Code violations.

Sincerely,

Dustin Patterson
Environmental Scientist – Cannabis Program

North Central Region
1701 Nimbus Rd.
Rancho Cordova, CA 95670
916.932.3279



From: Sateur Ham <Sateur.Ham@lakecountycalifornia.gov>
Sent: Wednesday, April 28, 2021 6:07 PM
To: Olin, Eva@CDFA <Eva.Olin@cdfa.ca.gov>; Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Subject: RE: Joseph Gustafson's State Permit Inquiry on George Road

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Thank you so much for this information, Eva.

The next hearing for his project will go in front of the commissioners on May 27th. The commissioners would like some sort of follow-up with his violations, from the feedback I am given from staff is that he purchased or leased numerous properties with existing deficiencies on the property resulting in these violations such as undersized culverts. I have spoken to Mr. Gustafson and he stated he is work to get his violations fixed. I hope that all these projects are treated as individual projects than as a whole to continue to move forward with his projects.

Thank you again all.

Best,

From: Olin, Eva@CDFA [<mailto:Eva.Olin@cdfa.ca.gov>]

Sent: Wednesday, April 28, 2021 3:19 PM

To: Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Sateur Ham <Sateur.Ham@lakecountyca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>

Subject: [EXTERNAL] RE: Joseph Gustafson's State Permit Inquiry on George Road

Hello,

We have not decided yet if we will issue a license for the George Road site because even though he has a final LSA agreement from CDFW, the NOV remains unresolved. We may wait until the NOV is fully resolved before issuing a license. I will try to get back to you on that.

Me or someone from my staff might be available for a site visit in May so please keep me in the loop on that.

Let me know if you have any questions.

Eva Olin

From: Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>

Sent: Wednesday, April 28, 2021 2:24 PM

To: Ponce, Kevin@CDFA <Kevin.Ponce@cdfa.ca.gov>; Sateur Ham <Sateur.Ham@lakecountyca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>

Cc: Olin, Eva@CDFA <Eva.Olin@cdfa.ca.gov>

Subject: RE: Joseph Gustafson's State Permit Inquiry on George Road

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Apologies, I forgot to attach the DASP.

We are currently undergoing a reduced in-office presence from implications due to COVID19. But all efforts are made to reply as quickly as possible.

Janae Fried

Engineering Geologist

Central Valley Regional Water Quality Control Board, Region 5R

Cannabis Permitting Unit

364 Knollcrest Drive, Suite 205

Redding, CA 96002

Janae.Fried@Waterboards.ca.gov

Office Line: 530-224-3291 - (Working remotely, may call back from a different or restricted number)

From: Ponce, Kevin@CDFA <Kevin.Ponce@cdfa.ca.gov>

Sent: Wednesday, April 28, 2021 2:22 PM

To: Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Sateur Ham <Sateur.Ham@lakecountyca.gov>;
Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Cc: Olin, Eva@CDFA <Eva.Olin@cdfa.ca.gov>
Subject: RE: Joseph Gustafson's State Permit Inquiry on George Road

EXTERNAL:

I am looping in Eva Olin who is the supervisor in charge of the application review for further information.



Stay Connected



Kevin Ponce
Senior Environmental Scientist Supervisory

CalCannabis Cultivation Licensing
California Department of Food and Agriculture
kevin.ponce@cdfa.ca.gov
(916) 247-1659

From: Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>
Sent: Wednesday, April 28, 2021 2:16 PM
To: Sateur Ham <Sateur.Ham@lakecountyca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>;
Ponce, Kevin@CDFA <Kevin.Ponce@cdfa.ca.gov>
Subject: RE: Joseph Gustafson's State Permit Inquiry on George Road

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Hello Sateur,

Regarding 4440 George Road, I have his most recent NOA that has this site designated as Tier 2 – High Risk. This site will remain as a High Risk site until all violations that CDFW sites have been remediated. He has submitted all required reports for the Water Board. I have also attached his remediation plan (DASP) that he has submitted for this site. It contains the entire CDFW NOV and Inspection Report as well.

Dustin and myself have been discussing potentially visiting Mr. Gustafson on a few of his sites on May 17th or May 18th, would either of your agencies like to join us?

We are currently undergoing a reduced in-office presence from implications due to COVID19. But all efforts are made to reply as quickly as possible.

Janae Fried
Engineering Geologist
Central Valley Regional Water Quality Control Board, Region 5R
Cannabis Permitting Unit
364 Knollcrest Drive, Suite 205
Redding, CA 96002
Janae.Fried@Waterboards.ca.gov

From: Sateur Ham <Sateur.Ham@lakecountyca.gov>

Sent: Sunday, April 25, 2021 5:40 PM

To: Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>; Ponce, Kevin@CDFA <Kevin.Ponce@cdfa.ca.gov>

Subject: Joseph Gustafson's State Permit Inquiry on George Road

EXTERNAL:

Good evening,

I am the planner assigned to the project located on 4440 George Road, Lakeport, CA APN: 008-031-48 with associated parcels including 008-031-60, 008-032-43, and 008-032-44. I would like to get the status of his permitting process with the state.

Did he apply for Calcannabis? Where is it in the process?

I was told that he had violations with Fish and Wildlife, is he working to get those violations cleared? Where is he in that process?

Are there any new issues regarding his permit with Waterboards? Is there anything I need to know?

I have a decent amount of projects with Mr. Gustafson and I was made aware of multiple violations on his properties. He mentioned that all the violations were for culverts and he is trying to address each one, however, he only has a total of five projects with the county either completed or still in progress--two of which are approved.

Mr.Gustafson's project and status that I've worked on or currently working on are the following:

3360 Merritt Road- Approved last year for a minor use on August 5, 2020

12206 Spruce Grove Road-Approve last year for a minor use on December 9, 2020

11996 Spruce Grove Road-Inactive since last year due to deficiencies

4440 George Road-Currently processing and preparing for a public hearing

Thank you for your time! Please let me know if there is anything I can do to help!

Best,

Sateur Ham

Assistant Planner I

Department of Community Development

Planning Division

255 N. Forbes Street

Lakeport, CA 95453

E-mail: Sateur.ham@lakecountyca.gov

Phone: (707)263-2221 ext. 37102

Sateur Ham

From: Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Sent: Friday, May 21, 2021 9:04 AM
To: Sateur Ham; Olin, Eva@CDFA; Fried, Janae@Waterboards
Subject: [EXTERNAL] RE: Joseph Gustafson's State Permit Inquiry on George Road

Hi Sateur,

In regards to the George Road property...Mr. Gustafson notified me last week that he had completed the work and would send photos of the various project locations. I have not yet received those photos. Let me know if there's anything else you need.

Sincerely,

Dustin

Dustin Patterson
Environmental Scientist – Cannabis Program

North Central Region
1701 Nimbus Rd.
Rancho Cordova, CA 95670
916.932.3279



From: Sateur Ham <Sateur.Ham@lakecountyca.gov>
Sent: Thursday, May 20, 2021 4:22 PM
To: Olin, Eva@CDFA <Eva.Olin@cdfa.ca.gov>; Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Subject: RE: Joseph Gustafson's State Permit Inquiry on George Road

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His scheduled hearing is next week, however, we do have a condition in place that the applicant shall obtain all applicable state permits and licenses prior to cultivating. Is there any new information I need to be aware of?

Best,

From: Olin, Eva@CDFA [<mailto:Eva.Olin@cdfa.ca.gov>]
Sent: Thursday, May 20, 2021 3:38 PM
To: Sateur Ham <Sateur.Ham@lakecountyca.gov>; Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Subject: [EXTERNAL] RE: Joseph Gustafson's State Permit Inquiry on George Road

Hello,

We are still having internal discussions about Mr. Gustafson's sites. Has the county approved the George Road site?

Thank you,

Eva Olin

From: Sateur Ham <Sateur.Ham@lakecountyca.gov>

Sent: Tuesday, May 18, 2021 2:53 PM

To: Olin, Eva@CDFA <Eva.Olin@cdfa.ca.gov>; Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>;

Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>

Subject: RE: Joseph Gustafson's State Permit Inquiry on George Road

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Sent: Wednesday, April 28, 2021 3:19 PM

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Planning Division

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E-mail: Sateur.ham@lakecountyca.gov

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Sateur Ham

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To: 'Olin, Eva@CDFA'; 'Fried, Janae@Waterboards'; 'Patterson, Dustin@Wildlife'
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His scheduled hearing is next week, however, we do have a condition in place that the applicant shall obtain all applicable state permits and licenses prior to cultivating. Is there any new information I need to be aware of?

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To: Sateur Ham <Sateur.Ham@lakecountyca.gov>; Fried, Janae@Waterboards <Janae.Fried@Waterboards.ca.gov>; Patterson, Dustin@Wildlife <Dustin.Patterson@Wildlife.ca.gov>
Subject: [EXTERNAL] RE: Joseph Gustafson's State Permit Inquiry on George Road

Hello,

We are still having internal discussions about Mr. Gustafson's sites. Has the county approved the George Road site?

Thank you,

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