Attachment B

Notices of Non-Compliance and Proof of Service

October 31, 2018: First Notice of Noncompliance for Failure to Submit Construction Stormwater 2017-18 Annual Report by September 1, 2018

February 13, 2019: Second Notice of Noncompliance for Failure to Submit Construction Stormwater 2017-18 Annual Report by September 1, 2018

Proof of Service

CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

San Francisco Bay Regional Water Quality Control Board

Sent via certified mail and email

October 31, 2018

Stay Cal HMB LLC
Attn.: Hiten Suraj
2110 South El Camino Real
San Mateo, CA 94403

Subject: **First Notice of Noncompliance for Failure to Submit Construction Stormwater 2017-18 Annual Report by September 1, 2018**

Facility: Camerons Best Western Inn Half Moon Bay
1410 Cabrillo Hwy S
Half Moon Bay, CA 94019
WDID No.: 2 41C374988

We have not received your facility's annual report.

This is a Notice of Noncompliance for failing to submit an annual report as required by the Construction Stormwater Permit. The report was due on September 1, 2018, but either was not submitted or was incorrectly submitted. As of October 31, 2018, 83 percent of the over 1,100 facilities under permit in the San Francisco Bay Region had submitted their annual report.

Please submit your report immediately to SMARTS.

This letter gives you 30 days to submit your report to avoid a penalty. The Regional Water Board may impose a monetary penalty (Administrative Civil Liability) for the failure to submit an annual report in an amount not less than $1,000, pursuant to California Water Code Section 13399.33, and up to a maximum of $10,000 per day, pursuant to California Water Code Sections 13385(a)(2) and (c)(1).

All reports must be submitted online to the SMARTS database at:
https://smarts.waterboards.ca.gov

All facilities regulated by the Construction Stormwater General Permit must submit an annual report each year on September 1.
Your facility is covered under the Construction Stormwater General Permit, Order No. 2009-0009-DWQ, as amended. As such, your facility is required to submit an annual report to the SMARTS database by September 1 of each year.

If you are having difficulty using SMARTS, please first consult the SMARTS Help Guide: https://www.waterboards.ca.gov/water_issues/programs/stormwater/smarts/construction/const_help_guides.shtml. If you still need help, please contact the SMARTS Helpdesk via email to: stormwater@waterboards.ca.gov, with a copy to us at r2stormwater@waterboards.ca.gov.

Next step as applies to your situation

1. You have not yet submitted your facility's annual report.
   Complete the annual report in the SMARTS database by November 30, 2018.

2. As of June 30, 2018, the facility had closed or is no longer operating.
   Please submit a Notice of Termination application to the SMARTS database. Ensure that the application is certified by the Legally Responsible Person (LRP). If your facility had Construction Stormwater Permit coverage between July 1, 2017, and June 30, 2018, regardless of whether you believe coverage was required, the facility is required to submit an annual report.

3. You believe the Annual Report was already submitted.
   All annual reports are required to be submitted through the SMARTS database. Possible reporting errors include:
   - The Legally Responsible Person did not certify the annual report in SMARTS. This is the most common report submittal error. When you submit your report to SMARTS, make sure that the Status field shows "submitted."
   - You submitted a paper copy instead of submitting the report online through SMARTS. *Please note: when we receive paper reports, we contact the facility to explain the requirement to submit the report to SMARTS. To our knowledge, we did not receive any paper reports this year, but it is possible that a report could have gotten misrouted in our office.*

4. You believe your facility does not require permit coverage, and therefore, you believe the facility should not be required to submit an annual report.
   If your facility had Construction Stormwater Permit coverage between July 1, 2017, and June 30, 2018, regardless of whether you believe coverage was required, the facility is required to submit an annual report. However, we do want to hear from you if you believe the permit does not apply to your facility so that we can evaluate whether your facility should remain under permit coverage.

Please contact us by email at r2stormwater@waterboards.ca.gov or leave a message at (510) 622-2402, and provide the following information:

- The facility name, address, and WDID number
- Your name, email address, and phone number

- The reason you believe the facility does not require Construction Stormwater Permit coverage.

We will get back to you with any questions and to determine whether your facility requires Construction Stormwater Permit coverage. We may need to inspect your facility to make this determination.

Our contact information
If you have questions, you can reach us by email to r2stormwater@waterboards.ca.gov or leave a message for us at (510) 622-2402. We will respond within two business days. We will respond by email unless you request that we call you. In your message, please provide your name and contact information, the site name and WDID, and the nature of your question.

Sincerely,

Keith H. Lichten, Chief
Watershed Management Division

cc: Hiten Suraj hsuraj@aol.com

CALIFORNIA
Water Boards

GAVIN NEWSOM
GOVERNOR

JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

San Francisco Bay Regional Water Quality Control Board

Sent via certified mail and email

February 13, 2019

Stay Cal HMB LLC
Attn.: Hiten Suraj
2110 South El Camino Real
San Mateo, California 94403

Subject: **Second Notice of Noncompliance for Failure to Submit Construction Stormwater 2017-18 Annual Report by September 1, 2018**

Site: Camerons Best Western Inn Half Moon Bay
1410 Cabrillo Hwy S
Half Moon Bay, California 94019

WDID No.: 2 41C374988

We have not received your site's annual report.

This is a Second Notice of Noncompliance for failing to submit an annual report as required by the Construction Stormwater Permit. The report was due on September 1, 2018, but either was not submitted or was incorrectly submitted. As of February 6, 2019, 95 percent of the over 1,400 facilities under permit in the San Francisco Bay Region had submitted their annual report.

Please submit your report immediately to SMARTS.

This letter gives you 30 days to submit your report to avoid a penalty. If you do not, the Water Board is required to impose a monetary penalty (Administrative Civil Liability) for the failure to submit an annual report in an amount not less than $1,000, pursuant to California Water Code Section 13399.33, and may impose a penalty of up to a maximum of $10,000 per day, pursuant to California Water Code Sections 13385(a)(2) and (c)(1).

All reports must be submitted online to the SMARTS database at:
https://smarts.waterboards.ca.gov

All sites regulated by the Construction Stormwater Permit must submit an annual report each year on September 1.

Your site is covered under the Construction Stormwater Permit, Order No. 2009-0009-DWQ, as amended (Permit). As such, you are required to submit an annual report for the site to the SMARTS database by September 1 of each year.

If you are having difficulty using SMARTS, please first consult the SMARTS Help Guide: https://www.waterboards.ca.gov/water_issues/programs/stormwater/smarts/construction/const_help_guides.shtml. If you still need help, please contact the SMARTS Helpdesk via email to: stormwater@waterboards.ca.gov, with a copy to us at r2stormwater@waterboards.ca.gov.

Next step as applies to your situation

1. You have not yet submitted your site's annual report.
   Complete the annual report in the SMARTS database by March 13, 2019.

2. As of June 30, 2018, construction was complete at the site and it was appropriately stabilized consistent with Permit requirements.
   Please submit a Notice of Termination application to the SMARTS database. Ensure that the application is certified by the Legally Responsible Person (LRP). If your site had Permit coverage between July 1, 2017, and June 30, 2018, regardless of whether you believe coverage was required, you are required to submit an annual report for the site.

3. You believe the Annual Report was already submitted.
   All annual reports are required to be submitted through the SMARTS database. Possible reporting errors include:
   - The Legally Responsible Person did not certify the annual report in SMARTS. This is the most common report submittal error. When you submit your report to SMARTS, make sure that the Status field shows "submitted."
   - You submitted a paper copy instead of submitting the report online through SMARTS. *Please note: when we receive paper reports, we contact the facility to explain the requirement to submit the report to SMARTS. To our knowledge, we did not receive any paper reports this year, but it is possible that a report could have gotten misrouted in our office.*

4. You believe the site does not require Permit coverage, and therefore, you believe you should not be required to submit an annual report for it.
   If your site had Permit coverage between July 1, 2017, and June 30, 2018, regardless of whether you believe coverage was required, you are required to submit an annual report. However, we do want to hear from you if you believe the Permit does not apply to the site so that we can evaluate whether the site should remain covered under the Permit.

Please contact us by email at r2stormwater@waterboards.ca.gov or leave a message at (510) 622-2402, and provide the following information:

- The site name, address, and WDID number
- Your name, email address, and phone number
- The reason you believe the site does not require Permit coverage.

We will get back to you with any questions and to determine whether your site requires Permit coverage. We may need to inspect the site to make this determination.

Our contact information
If you have questions, you can reach us by email to r2stormwater@waterboards.ca.gov, or leave a message for us at (510) 622-2402. We will respond within two business days. We will respond by email unless you request that we call you. In your message, please provide your name and contact information, the site name and WDID, and the nature of your question.

Sincerely,

Keith H. Lichten, Chief
Watershed Management Division

Cc (via email): Hiten Suraj hsuraj@aol.com

Search for Package

9414814902385897002295 SEARCH Reset All

Shipment Details | Charges | Documents | Addresses

Ship Address: Hiten Suraj
Stay Cal HMB LLC
2110 South El Camino Real
San Mateo
CA 94403 US

Ship From: San Francisco Bay
RWQCB
1515 Clay Street Ste 1400
Oakland
CA 94612 US

Order #:
PO #:
Shipment ID: 204
Carrier: USPS
Carrier Service: First-Class Mail®
Shipment Weight: 0.0625 LB

Shipping Cost: 0.47 USD
Accessorial Cost: 4.95 USD
Other Cost: 0.00 USD
Total Cost: 5.42 USD
Shipment Status: Delivered

VOID SHIPMENT | RE-PRINT DOCUMENTS

Packages in Shipment:

Package ID	Attention To	Receiver Phone	Tracking No.	Status
204	Hiten Suraj	650-799-9636...	94148149023858970...	Delivered

Package Details | Charges | Tracking History | Proof of Delivery

Attention To: Hiten Suraj
Stay Cal HMB LLC
2110 South El Camino Real
San Mateo
CA 94403 US

Tracking/PRO #: 9414814902385897002...
Package ID: 204
Weight: 0.0625 LB
Reference 1:
Reference 2:
Reference 3:

Shipping Cost: 0.47 USD
Accessorial Cost: 4.95 USD
Other Cost: 0.00 USD
Total Cost: 5.42 USD
Package Status: Delivered

VOID PACKAGE | RE-PRINT LABEL | TRACK PACKAGE

Items in Package:

Part Number	Quantity	Description	Unit Price	Total Price
There are no contents level items to view.				

UNITED STATES POSTAL SERVICE

Date Produced: 11/12/2018

WATER RESOURCES CONTROL BOARD:

The following is the delivery information for Certified Mail™/RRE item number 9414 8149 0238 5897 0022 95. Our records indicate that this item was delivered on 11/05/2018 at 11:28 a.m. in SAN MATEO, CA 94403. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

2110 STER
CA 94403

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

Search for Package

9414814902385897003780 SEARCH Reset All

Shipment Details | Charges | Documents | Addresses

Ship Address: Hiten Suraj
Stay Cal HMB LLC
2110 South El Camino Real
San Mateo
CA 94403 US

Ship From: San Francisco Bay
RWQCB
1515 Clay Street Ste 1400
Oakland
CA 94612 US

Order #:
PO #:
Shipment ID: 1342
Carrier: USPS
Carrier Service: First-Class Mail®
Shipment Weight: 0.0625 LB

Shipping Cost: 0.50 USD
Accessorial Cost: 5.10 USD
Other Cost: 0.00 USD
Total Cost: 5.60 USD
Shipment Status: Delivered

VOID SHIPMENT | RE-PRINT DOCUMENTS

Packages in Shipment:

Package ID	Attention To	Receiver Phone	Tracking No.	Status
1342	Hiten Suraj	650-799-9636...	94148149023858970...	Delivered

Package Details | Charges | Tracking History | Proof of Delivery

Attention To: Hiten Suraj
Stay Cal HMB LLC
2110 South El Camino Real
San Mateo
CA 94403 US

Tracking/PRO #: 9414814902385897003...
Package ID: 1342
Weight: 0.0625 LB
Reference 1:
Reference 2:
Reference 3:

Shipping Cost: 0.50 USD
Accessorial Cost: 5.10 USD
Other Cost: 0.00 USD
Total Cost: 5.60 USD
Package Status: Delivered

VOID PACKAGE | RE-PRINT LABEL | TRACK PACKAGE

Items in Package:

Part Number	Quantity	Description	Unit Price	Total Price
There are no contents level items to view.				

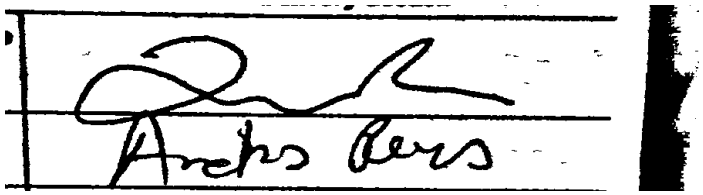
UNITED STATES POSTAL SERVICE

Date Produced: 02/18/2019

WATER RESOURCES CONTROL BOARD:

The following is the delivery information for Certified Mail™/RRE item number 9414 8149 0238 5897 0037 80. Our records indicate that this item was delivered on 02/16/2019 at 11:27 a.m. in SAN MATEO, CA 94403. The scanned image of the recipient information is provided below.

Signature of Recipient :



Address of Recipient :

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service