



State Water Resources Control Board

JUL 25 2023

CERTIFIED MAIL

Henter LLC
333 Hegenberger Rd, Ste 200
Oakland, CA 94621

CERTIFIED MAIL NO: 7020 0090 0000 4008 3960

LLC Member;
Peter Choy
333 Hegenberger Rd, Ste 200
Oakland, CA 94621

CERTIFIED MAIL NO: 7020 0090 0000 4008 3953

Peter Choy
3 Jouett Square
Alameda, CA 94501

CERTIFIED MAIL NO: 7020 0090 0000 4008 3946

NOTICE OF VIOLATION

Investigation ID: 14363

Henter LLC,

On June 1, 2022, and February 17, 2023, staff from the State Water Resources Control Board (State Water Board), Division of Water Rights (Division), in coordination with state and local partner agencies conducted an inspection of the property referenced above (Property). The purpose of the inspection was to observe the diversion and use of water occurring on the Property and to evaluate potential impacts to the watershed. An additional visit to the property occurred on June 17, 2022, and observations were documented from Christensen Road

You are being contacted because you were identified as the responsible party and/or property owner of the Alameda County APN identified above where you are allegedly diverting and using water for cannabis cultivation.

During the inspection, Division staff observed California Water Code (WC) and State Water Board, Cannabis Cultivation Policy (Policy) violations. Enclosed is the Division's Inspection Report (Report) of your Property that includes Division staff observations, alleged violations, and the corrective actions necessary for compliance with the WC and

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

the State Water Board’s Policy. The enclosed Report constitutes your notice of the alleged violations, and this matter requires your immediate attention. The information below is a summary of the alleged violations included in the Report.

Violations and Corrective Actions 17-33

Compliance Assistance References 33-34

The State Water Board retains the authority and discretion to take enforcement action based on the facts and allegations contained herein and you may be subject to further enforcement action before the State Water Board. Therefore, this matter requires your immediate attention. You should follow all staff recommended corrective actions described in the enclosed Report or submit a response indicating any course of action you intend to take or have taken, include an implementation schedule, and/or photo documentation that demonstrates your compliance. You can provide your response, documentation and photos through the Division of Water Rights Cannabis Response Notice Portal detailed in the Report in the **Compliance Assistance References section**.

If you have questions concerning the Report, please contact me by phone at (916) 341-5410, or by email at ryan.babb@waterboards.ca.gov. Written correspondence can be provided and addressed to the following address: State Water Resources Control Board, Division of Water Rights, P.O. Box 100, Sacramento, CA 95812-0100, Attention: Ryan Babb.

Sincerely,

ORIGINAL SIGNED BY

Ryan Babb
Water Resource Control Engineer
Cannabis Enforcement Unit
Division of Water Rights

Enclosures:

Division of Water Rights Inspection Report dated June 1, 2022

Ec: **Division of Water Rights - Enforcement**
Taro Murano
Taro.Murano@waterboards.ca.gov

Ec’s continued next page.

Stormer Feiler
Stormer.Feiler@waterboards.ca.gov

Cannabis Registration Unit
cannabisreg@waterboards.ca.gov

Central Coast Regional Water Quality Control Board
Laurie Taul
Laurie.Taul@waterboards.ca.gov

Alameda County Sheriff's Office
Sgt. Bret Scheuller
BScheuller@acgov.org

Alameda County District Attorney's Office
Kevin Wong, CEPD
Kevin.Wong@acgov.org

Alameda County Deputy Agricultural Commissioner
Don McCoon
Don.McCoon@acgov.org

Department of Cannabis Control
Michael Vella
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Renee Hussar
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California Department of Fish and Wildlife
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Scott Kennedy
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Kari Gahan
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Zone 7 Water District
Michelle Parent
mparent@zone7water.com