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## State Water Resources Control Board

March 4 2024

CERTIFIED MAIL

Silviano Sarmiento Viscanio and Noe Viscanio Rodriguez

CERTIFIED MAIL NO: 7022 1670 0001 3767 1051

### NOTICE OF VIOLATION

Investigation ID: 15079

#### **DIVISION OF WATER RIGHTS INSPECTION OF MENDOCINO COUNTY ASSESSOR PARCEL NUMBERS 034-290-22-00 AND 034-290-27-00**

Silviano Sarmiento Viscanio and Noe Viscanio Rodriguez,

On August 22, 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.

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

During the inspection, Division staff observed California Water Code (Water Code) 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 Water Code and the State Water Board's Policy. The enclosed Report constitutes your notice of the alleged violations. This matter requires your immediate attention. The information below is a summary of the alleged violations included in the Report.

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E. JOAQUIN ESQUIVEL, CHAIR | ERIC OPPENHEIMER, EXECUTIVE DIRECTOR

**Violations and Corrective Actions ..... 9**  
**Compliance Assistance References ..... 18**

The State Water Board retains the authority and discretion to take enforcement action based on the facts and allegations in this Report 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, including 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) 323-0359, or by email at [zachary.gomer@waterboards.ca.gov](mailto:zachary.gomer@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: Zach Gomer.

Sincerely,

ORIGINAL SIGNED BY:

Zach Gomer  
Cannabis Enforcement Unit 1  
Division of Water Rights

Enclosures: Division of Water Rights Inspection Report from August 22, 2023 inspection

ec: **Division of Water Rights - Enforcement**

Taro Murano  
[Taro.Murano@waterboards.ca.gov](mailto:Taro.Murano@waterboards.ca.gov)

Stormer Feiler  
[Stormer.Feiler@waterboards.ca.gov](mailto:Stormer.Feiler@waterboards.ca.gov)

Laura Cunningham  
[Laura.Cunningham@Waterboards.ca.gov](mailto:Laura.Cunningham@Waterboards.ca.gov)

Cannabis Registration Unit  
[DWR-cannabisreg@waterboards.ca.gov](mailto:DWR-cannabisreg@waterboards.ca.gov)

**Department of Fish and Wildlife**

Justin Rhoades

[Justin.Rhoades@wildlife.ca.gov](mailto:Justin.Rhoades@wildlife.ca.gov)

Grace Nunn

[Grace.nunn@wildlife.ca.gov](mailto:Grace.nunn@wildlife.ca.gov)

Paul Garrison

[Paul.garrison@wildlife.ca.gov](mailto:Paul.garrison@wildlife.ca.gov)

Kari Gahan

[Kari.ganan@wildlife.ca.gov](mailto:Kari.ganan@wildlife.ca.gov)

**North Coast Regional Water Quality Control Board**

[Northcoast.Cannabis@waterboards.ca.gov](mailto:Northcoast.Cannabis@waterboards.ca.gov)

Brian Fuller

[Brian.fuller@waterboards.ca.gov](mailto:Brian.fuller@waterboards.ca.gov)

**Mendocino County Sheriff's Office**

Clint Wyant

[wyantc@mendocinocounty.org](mailto:wyantc@mendocinocounty.org)

**Mendocino County Cannabis Program**

[cannabisprogram@mendocinocounty.org](mailto:cannabisprogram@mendocinocounty.org)

**Mendocino County Code Enforcement**

Trent Taylor

[taylor@mendocinocounty.org](mailto:taylor@mendocinocounty.org)

**Mendocino Agricultural Commissioner**

Harinder Grewal

[grewalh@mendocinocounty.org](mailto:grewalh@mendocinocounty.org)

**Department of Cannabis Control**

Jamie Masuda

[Jamie.masuda@cannabis.ca.gov](mailto:Jamie.masuda@cannabis.ca.gov)

Lindsay Rains

[Lindsay.Rains@cannabis.ca.gov](mailto:Lindsay.Rains@cannabis.ca.gov)

Erin Wonder

[Erin.Wonder@cannabis.ca.gov](mailto:Erin.Wonder@cannabis.ca.gov)

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**CalEPA Office of the Secretary**

Hasti Javid

[Hasti.javid@calepa.ca.gov](mailto:Hasti.javid@calepa.ca.gov)

