



## State Water Resources Control Board

OCT 26 2023

CERTIFIED MAIL

Joshua Smith

CERTIFIED MAIL NO: 7021 0950 0000 6905 1102

Joshua Smith

CERTIFIED MAIL NO: 70210 0950 0000 6905 1119

### NOTICE OF VIOLATION

Investigation ID: 14491

### DIVISION OF WATER RIGHTS INSPECTION OF MENDOCINO COUNTY ASSESSOR PARCEL NUMBER (APN) 160-014-20-00, 160-014-19-05

Joshua Smith,

On June 5, 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 (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 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.

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

**Violations and Corrective Actions 10-24**  
**Compliance Assistance References ..... 24**

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) 341-5391, or by email at [christopher.vandewyngard@waterboards.ca.gov](mailto:christopher.vandewyngard@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: Christopher Van de Wyngard.

Sincerely,

ORIGINAL SIGNED BY

Christopher Van de Wyngard  
Water Resource Control Engineer  
Cannabis Enforcement Unit  
Division of Water Rights

**Enclosures:**

Division of Water Rights Inspection Report dated June 5, 2023

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

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

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Laura Cunningham  
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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)

Scott Bauer  
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Corinne Gray  
[Corinne.Gray@wildlife.ca.gov](mailto:Corinne.Gray@wildlife.ca.gov)

**North Coast Regional Water Quality Control Board**  
[Northcoast.Cannabis@waterboards.ca.gov](mailto:Northcoast.Cannabis@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  
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**Mendocino Agricultural Commissioner**  
Harinder Grewal  
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**Department of Cannabis Control**  
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