

First Notice of Noncompliance



GAVIN NEWSOM
GOVERNOR

JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Santa Ana Regional Water Quality Control Board

November 23, 2021

Moshe Silagi
MS Perris LLC
16130 Ventura Boulevard, Suite 510
Encino, California 91436

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Notice of Noncompliance: Failure to Comply with the General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities, Order No. 2009-0009-DWQ, NPDES NO. CAS000002 (General Permit), WDID No. 8 33C392308

Dear Moshe:

Regional Board records indicate that MS Perris LLC is operating a construction site identified as Perris Commerce Center, located at 84 Business Park Drive, in the City of Perris. This site is identified in our records by WDID: 8 33C392308. Section XVI.A of the Construction General Permit requires that an Annual Report be submitted by September 1st of each year via the online SMARTS database.

Over 90% of regulated facilities comply with this requirement. Our records show that your annual report for the July 1, 2020 to June 30, 2021 reporting period is one of the few that have not been submitted. We request that you submit a complete 2020-2021 Annual Report via the online SMARTS database no later than **December 27, 2021**.

The online SMARTS database is available at: <https://smarts.waterboards.ca.gov>

The following links are to assist you with the online SMARTS database system:

Main page for the SMARTS guides:

https://www.waterboards.ca.gov/water_issues/programs/stormwater/smarts/construction/const_help_guides.html

How to submit an Annual Report guide:

https://www.waterboards.ca.gov/water_issues/programs/stormwater/smarts/construction/docs/cgp_ar_helpguide.pdf

LANA ONG PETERSON, CHAIR | JAYNE JOY, EXECUTIVE OFFICER

3737 Main St., Suite 500, Riverside, CA 92501 | www.waterboards.ca.gov/santana

You must also provide a statement along with the Annual Report as an Attachment. The statement must explain why the Annual Report was not submitted by the September 1st deadline and the measures you have taken to ensure timely submittals in the future.

Failure to submit the 2020-2021 Annual Report via the online SMARTS database may result in an enforcement action, including civil monetary penalties of up to \$10,000 for each day of violation. Please note that Section 13399.33 of the California Water Code stipulates a minimum penalty of \$1,000 to those permittees that do not submit their annual reports after notification.

Should you need assistance in completing the Annual Report or have any questions relating to SMARTS, please contact the SMARTS Helpdesk at stormwater@waterboards.ca.gov; or Keith Elliott at keith.elliott@waterboards.ca.gov or 951-782-4925.

Sincerely,



Adam Fischer, Chief
Inland Stormwater Unit

7016 2070 0000 6806 0216

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For delivery information, visit our website at www.usps.com ®.	
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<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
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<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____
Post	Moshe Silagi
\$	MS Perris LLC
Total	16130 Ventura Boulevard, Suite 510
\$	Encino, California 91436
Serial	WDID No: 8 33C392308
Sir	
City	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Addressee Addressed to:

Moshe Silagi
MS Peris LLC
15130 Ventura Boulevard, Suite 510
Encino, California 91436
WDID No: A 330592008



9590 8402 6159 0220 3227 34

2. Article Number (Transfer from service label)

7016 2070 0000 6806 0216

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *B. Dominguez*

- Agent
- Addressee

B. Received by (Printed Name)

B. Dominguez

C. Date of Delivery

D. Is delivery address different from item 1? If YES, enter delivery address below.

- Yes
- No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail
- Collection Delivery
- Collection Delivery Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

Second Notice of Noncompliance



GAVIN NEWSOM
GOVERNOR

JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Santa Ana Regional Water Quality Control Board

January 13, 2022

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Moshe Silagi
MS Perris LLC
16130 Ventura Boulevard, Suite 510
Encino, California 91436

FINAL NOTICE OF NON-COMPLIANCE - GENERAL PERMIT FOR STORM WATER DISCHARGES ASSOCIATED WITH CONSTRUCTION AND LAND DISTURBANCE ACTIVITIES, ORDER NO. 2009-0009-DWQ, NPDES NO. CAS000002 WDID NO. 8 33C392308

Dear Moshe:

Regional Board records indicate that MS Perris LLC is operating a construction site identified as Perris Commerce Center, located at 84 Business Park Drive in the City of Perris. This site is regulated under the Construction General Permit and is identified by WDID 8 33C392308-Application ID:528606. Section XVI.A. of the General Permit requires that an Annual Report be submitted by September 1st each year via the online SMARTS database.

The first Notice of Non-compliance (NNC) was sent to you on November 23, 2021. In the November 23, 2021 NNC, we requested that you submit the 2020-21 Annual Report via the online SMARTS database no later than December 27, 2021.

Our records show that MS Perris LLC's annual report for the July 1, 2020 to June 30, 2021 reporting period was not submitted by September 1, 2021. MS Perris LLC is consequently in violation of Section XVI.A. of the General Permit for failure to submit a complete 2020-2021 Annual Report. MS Perris LLC has also not submitted the late annual report by December 27, 2021 as requested in the November 23, 2021 NNC.

The online SMARTS database is available at:

<https://smarts.waterboards.ca.gov>

The following link may assist you with submitting the Annual Report and if applicable, a Notice of Termination:

KRISTINE MURRAY, ACTING CHAIR | JAYNE JOY, EXECUTIVE OFFICER

https://www.waterboards.ca.gov/water_issues/programs/stormwater/smarts/construction/const_help_guides.shtml

Please submit the annual report via SMARTS by January 24, 2022. You must also provide a statement explaining why the annual report was not submitted by the September 1 deadline, propose the measures you will take to ensure timely submittals in the future, and upload the statement as part of SMARTS annual report Attachments.

This is your second and final notice. Failure to submit the 2020-2021 Annual Report via the online SMARTS database by **January 24, 2022**, may result in an enforcement action, including civil monetary penalties of up to \$10,000 for each day of violation. Please note that Section 13399.33 of the California Water Code stipulates a minimum penalty of \$1,000 to those permittees that do not submit their annual reports after notification.

Should you need assistance in completing the Annual Report or have any questions relating to SMARTS, please contact the SMARTS Helpdesk at stormwater@waterboards.ca.gov. You may also contact Keith Elliott at 951-782-4925 or keith.elliott@waterboards.ca.gov.

Sincerely,



Adam Fischer, Chief
Inland Storm Water Unit

7019 1120 0002 2919 1401

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Postage

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T Moshe Silagi
 MS Perris LLC
 16130 Ventura Boulevard, Suite 510
 Encino, California 91436

8 33C392308 2020-21 AR 2nd NNC

PS Form 3800, April 2019 PSN 7530-02-000-9047

See Reverse for Instructions

2/7/22, 7:42 AM

USPS.com® - USPS Tracking® Results

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Tracking Number: 70191120000229191401

Your item was delivered to an individual at the address at 11:26 am on January 18, 2022 in ENCINO, CA 91436.

USPS Tracking Plus™ Available

Delivered, Left with Individual
January 18, 2022 at 11:26 am
ENCINO, CA 91436

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Tracking History

January 18, 2022, 11:26 am

Delivered, Left with Individual ENCINO, CA 91436

Your item was delivered to an individual at the address at 11:26 am on January 18, 2022 in ENCINO, CA 91436.

January 15, 2022, 9:41 am

Delivery Attempted - No Access to Delivery Location

ENCINO, CA 91436

January 14, 2022, 12:57 pm

Departed USPS Regional Facility

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<https://tools.usps.com/go/TrackConfirmAction?tRef=fullpage&tLc=2&text28777=&tLabels=70191120000229191401%2C1/2> 2/7/22, 7:42 AM USPS.com® - USPS Tracking® Results

January 14, 2022, 5:33 am

Arrived at USPS Regional Facility

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January 13, 2022, 11:01 pm

Arrived at USPS Regional Facility

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