

# **Proposed Stipulated Civil Penalty Order Unauthorized Solar Power Plant, Richmond, Contra Costa County**

Proposed Civil Penalty Order No. CCD2024.002.00

December 19, 2024

Lead Enforcement Attorney Bella Castrodale



# Timeline (1 of 2)

- 2016: Respondents completed construction of an unauthorized fenced, two-megawatt solar power plant
- 2017: The public reported the violation to BCDC staff, who opened enforcement case ER2017.004.00, informed Respondents of the alleged McAteer-Petris Act violation, and instructed Respondents to apply for after-the-fact authorization
- February 16, 2024: BCDC staff commenced a formal enforcement proceeding by issuing a violation report and complaint
- April 11, 2024: the Enforcement Committee voted to recommend the Commission adopt contested cease and desist and civil penalty order CCD2024.002.00. *The Commission has not adopted this CCD.*

# Timeline (2 of 2)

- August 21, 2024: Respondents' BCDC permit application was filed as complete
- October 17, 2024: Respondents' administrative permit, M2019.004.00, was listed at the Commission's meeting
- **December 6, 2024: M2019.004.00 was issued**
- December 19, 2024: Proposed Stipulated Civil Penalty Order 2024.002.00 is placed on the Commission's consent calendar

# Key Provisions of Contested Cease and Desist and Civil Penalty Order (Unissued)

- Cease operations at the plant until and unless BCDC authorization is obtained, after-the-fact.
- Submit a filed, BCDC permit application with a feasible public access plan to install and operate the portion of the unauthorized two-megawatt, photovoltaic solar power plant and any other fill located within BCDC's jurisdiction.
- Pay \$30,000 in administrative civil liability within 30 days of order issuance

# Key Provisions of Stipulated Civil Penalty Order

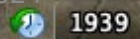
- ~~• Cease operations at the plant until and unless BCDC authorization is obtained, after the fact.~~
- ~~• Submit a filed, BCDC permit application with a feasible public access plan to install and operate the portion of the unauthorized two-megawatt, photovoltaic solar power plant and any other fill located within BCDC's jurisdiction.~~
- Pay \$30,000 in administrative civil liability within 30 days of order issuance



# Installed Solar Panels, August 13, 2016, Google Earth Image



December 19, 2024



Imagery Date: 8/13/2016

37°58'40.93" N 122°22'18.18" W

elev 4 ft

eye alt 1878 ft