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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

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JAMES BLARSEN, CLERK
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

IN RE UNITED STATES NATIONAL
PARK SERVICE SCHEDULE OF
COLLATERAL FORFEITURE

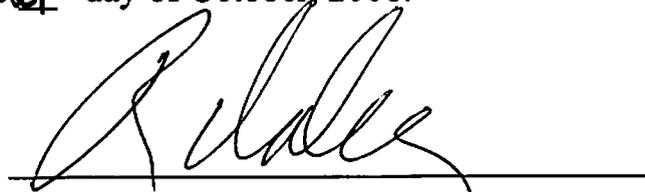
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ORDER TO ADOPT
SCHEDULE OF
COLLATERAL FORFEITURE

Upon Motion of the United States and accompanying Memorandum to adopt
the proposed United States National Park Service Schedule of Collateral Forfeiture,

IT IS ORDERED that said motion is granted, and the United States National
Park Service Schedule of Collateral Forfeiture is adopted by the Court.

DATED THIS 21th day of October, 2008.



For the Court
ROBERT H. WHALEY
CHIEF UNITED STATES DISTRICT JUDGE

ATTACHMENT A:

NPS COLLATERAL FORFEITURE SCHEDULES
36 CFR Part 3 and Part 7
 (ALL ARE CLASS B MISDEMEANORS)

Authority	DESCRIPTION	Bail Amount
	BOATING & WATER SKIING SAFETY	
36 CFR 1.5(f)	Violating closure, designation, use, or activity restriction, or condition schedule of visiting hours, or public use limit (boating only)	\$150
*36 CFR 2.23(b)	Failure to pay launch fee and/or display permit	\$125
*36 CFR 3.2	Collateral not elsewhere established (state law)	\$100
*36 CFR 3.3	Failure to secure required permits	\$200
*36 CFR 3.4(c)	Violation of directions issued during inspection	\$250
*36 CFR 3.5(a)(1)	Failure to report accident (property damage over \$2,000)	\$250
*36 CFR 3.5(a)(2)	Failure to report accident with injury, death or disappearance	MA
*36 CFR 3.6(a)(1)	Operating motorboat – Under 16 years of age	\$100
*36 CFR 3.6(a)(2)	Operating motorboat – Between 12-15 years of age without being accompanied by person 18 years of age or older	\$100
*36 CFR 3.6(b)	Operating motorboat in violation of state law (different age requirements)	\$100
*36 CFR 3.6(c)	Failure to have mandatory boater education requirement	\$100
*36 CFR 3.8(a)(1)	Unauthorized launching or operation of airboat	\$200
*36 CFR 3.8(a)(2)	Launching or recovering a vessel in a non-designated area	\$100
*36 CFR 3.8(a)(3)	Operating motorboat in waters inaccessible by road	\$100
*36 CFR 3.8(a)(4)	Operating vessel in violation of length, width, or horsepower restrictions (as established by superintendent)	\$100
*36 CFR 3.8(b)(1)	Operating motor or sail boat within 100 feet of dive flag	\$100
*36 CFR 3.8(b)(2)	Failure to obey regulatory marker	\$100
*36 CFR 3.8(b)(3)	Operating in excess of flat-wake speed in designated area	\$100
*36 CFR 3.8(b)(4)	Operating in excess of flat-wake speed within 100' of downed water skier; person swimming, wading, fishing from shore, or floating with aid of flotation device; a designated launch site; or a	\$100

	manually propelled, anchored or drifting vessel	
*36 CFR 3.8(b)(5)	Operating motor or sail boat within 500' of designated swimming beach	\$250
*36 CFR 3.8(b)(6)	Operating vessel while person is riding on bow or any other unsafe position	\$100
*36 CFR 3.8(b)(7)	Operating engine/generator while person sitting, riding, or hanging onto swim platform or ladder	\$100
*36 CFR 3.8(b)(8)	Operating or knowingly allowing another to operate vessel in negligent manner	\$250
*36 CFR 3.8(b)(9)	Operating or knowingly allowing another to operate vessel in grossly negligent manner	MA
*36 CFR 3.9(b)(1)	Operating a personal watercraft (PWC) without each person wearing PFD	\$100
*36 CFR 3.9(b)(2)	Failure to attach PWC cut-off lanyard (if equipped)	\$100
*36 CFR 3.9(b)(3)	Operating PWC between sunset and sunrise	\$100
*36 CFR 3.9(b)(4)	Wake jumping with PWC within 100' of the vessel creating wake	\$100
*36 CFR 3.9(b)(5)	State law with greater restrictions – in lieu of (b)(1)-(4)	\$100
*36CFR 3.10(a)(1)	Operating vessel under influence of alcohol/drugs to degree incapable of safe operation	MA
*36 CFR 3.10(a)(2)	Operating vessel under influence of alcohol with BAC greater than .08	MA
*36 CFR 3.11(a)(1)	Refusal to submit to intoxication test	MA
*36 CFR 3.12(a)	Towing water-skier in non-designated waters	\$100
*36 CFR 3.12(b)	Towing a person using parasail, hang-glider or other airborne device	\$350
*36 CFR 3.12(c)(1)	Towing a person between sunset and sunrise	\$100
*36 CFR 3.12(c)(2)	Towing a person without observer (other than driver) at least 12 years old	\$100
*36 CFR 3.12(c)(3)	Towing person not wearing PFD	\$100
*36 CFR 3.12(c)(4)	Towing person who endangers or is likely to endanger person or property	\$250
*36 CFR 3.12(c)(5)	Towing person with vessel that does not have capacity to carry person being towed in addition to operator and observer	\$100
*36 CFR 3.12(c)(6)	Operating motorboat using 20' or less tow rope	\$100
*36 CFR 3.13(a)	Discharging sewage into body of fresh water	MA
*36 CFR 3.13(b)	Operating vessel with toilet facility and not locking or otherwise securing valves	\$250
*36 CFR 3.14(a)	Failure to remove sunken, grounded or disabled vessels	MA
*36 CFR 3.15(a)(1)	Operating vessel in excess of 75db(A) while underway	\$200

*36 CFR 3.15(a)(2)	Operating vessel in excess of 88 db(A) while stationary	\$200
*36 CFR 3.15(b)	Failure to submit to noise level test when requested	\$250
*36 CFR 3.17(b)	Use of surfboard or similar rigid device in designated swimming area	\$100
*36 CFR 3.17(c)	Violation of swimming area closure	\$100
*36 CFR 3.18(a)	Diving or snorkeling in closed area	\$100
*36 CFR 3.18(b)	Failure to display dive flag	\$100
*36 CFR 3.18(c)	Failure to illuminate dive flag between sunset and sunrise	\$100
*36 CFR 3.18(d)	Failure of surface diver to remain within 100' of dive flag	\$100
*36 CFR 3.18(e)	Applicable state laws pertaining to snorkeling	\$100
*36 CFR 3.19	Use of submersible without permit	\$350
*36 CFR 7.55(b)	Operating float plane in area not designated on map	\$350
*36 CFR 7.55(c)(i), (ii)	Operating PWC in Crescent Bay Lake or Kettle River (above bridge)	\$250
*36 CFR 7.55(2)	Launching or retrieval of PWC in non-designated area	\$100
*36 CFR 7.55(3)	Landing PWC in designated swimming area	\$150
*36 CFR 7.55(4)	Operating PWC in excess of flat-wake speed at designated locations	\$100
*36 CFR 7.55(5)	Operating PWC in violation of superintendent order	\$150
RCW 79A.60.170(2)	Failure to display "skier down flag"	\$50
RCW 79A.60.180	Overloading vessel	\$200
RCW 79A.60.200	Hit and run	MA
	BOATING CONDITION AND REGISTRATION	
*33 CFR 70.05	Altering/defacing/destroy/remove navigational aids	MA – class C (\$500)
*33 CFR 88.05	Failure to have rules on vessel larger than 39'4"	\$50
*33 CFR 155.330(a)	Failure to be equipped with or retain oily mixtures on board	\$50
*33 CFR 155.450(a)	Failure of ship larger than 26' to display required oil placard	\$25
*33 CFR 155.770	Intentionally draining oil/hazardous material into bilge of boat	\$100
*33 CFR 173.15(a)(1)	Failure to have certificate of number as required	\$125

*33 CFR 173.15(a)(2)	Failure to properly display certificate of number as required	\$50
*33 CFR 173.19	Displaying a number other than one issued by issuing agency on forward half	\$50
*33 CFR 173.21(a)(1)	Failure to have current certificate of number	\$75
*33 CFR 173.21(a)(2)	Failure to have rental agreement onboard	\$75
*33 CFR 173.23	Failure to present certificate/rental agreement upon request	\$75
*33 CFR 173.25	Failure to carry certificate/rental agreement in manner allowing it to be produced upon request	\$75
*33 CFR 173.29(a)-(e)	Failure to notify issuing authority of change of address, theft/recovery of vessel, transfer of vessel, loss/destruction of valid certificate of numbers, and destruction/abandonment of vessel as authorized	\$75
*33 CFR 173.31	Failure to surrender certificate of numbers within 15 days of becoming invalid	\$50
*33 CFR 173.33	Failure to remove certificate of numbers when required	\$50
33 CFR 183.23	Failure to have capacity marker as required	\$100
*33 CFR 183.33	Altering or removing hull identification number (HIN)	\$200
33 CFR 175.15(a)	Operating vessel less than 16' without one PFD per person aboard	\$100
33 CFR 175.15(b)	Operating vessel more than 16' without one PFR per person and an additional Type IV PFD	\$100
33 CFR 175.15(c)	Operating vessel with children under 13 above deck not wearing PFD	\$200
33 CFR 175.19(a)-(b)	Operating vessel without required PFDs readily accessible or immediately available	\$100
33 CFR 175.21(a)	Operating vessel without PFD in serviceable condition	\$100
33 CFR 175.21(b)	Operating vessel without PFD in appropriate size/fit	\$100
33 CFR 175.21(c)	Operating vessel without PFD marked with approval number	\$100
*33 CFR 175.201	Operating vessel built after 07/30/80 without proper required ventilation system	\$75
33 CFR 177.07(a)	Failure to display navigational lights between sunset and sunrise	\$125
33 CFR 177.07(c)	Fuel leaking from engine or accumulating in bilges creating unsafe condition	\$200
46 CFR 25.35	Gasoline engine without backfire flame control	\$100
46 CFR 25.35	Flame arrestor non-serviceable or non-approved	\$100
36 CFR 3.2(a)	Assimilation of state law:	

RCW 88.08.020(1)	-No boat registration – 1 st offense	\$100
RCW 88.08.020(1)	-No boat registration – 2 nd offense	\$380
RCW 88.08.020(1)	-No boat registration – 3 rd offense	\$760
RCW 79A.60.080	-Failure to stop for law enforcement officer	MA
RCW 79A.60.130(7)	-Removing/altering/modifying muffler	\$50
WAC 532-60-040	-Distress signal violation	\$50
	FISHING	
36 CFR 2.3(a)	Adoption of non-conflicting state laws:	
RCW 77.15.370	-Unlawful recreational fishing 1 st degree	\$100
RCW 77.15.380	-Unlawful recreational fishing 2 nd degree	\$50
RCW 77.15.210	-Obstructing lawful taking of fish, shellfish or wildlife	\$200
RCW 77.15.160(2)	-Using barbed hook	\$25
36 CFR 2.3(d)(1)	Fishing in manner other than by hook and line closely attended	\$100
*36 CFR 2.3(d)(2)	Possessing/using unauthorized bait	\$100
*36 CFR 2.3(d)(3)	Chumming or placing fish eggs / foreign substances to feed or attract fish in order to take them	\$50
*36 CFR 2.3(d)(4)	Commercial fishing except where authorized	\$100
36 CFR 2.3(d)(5)	Use of illegal fishing aids (drugs, explosives, poison, electricity)	MA
*36 CFR 2.3(d)(6)	Digging for bait (except on private land)	\$75
*36 CFR 2.3(d)(7)	Failure to immediately and carefully return fish to water when illegal to catch	\$75
36 CFR 2.3(d)(8)	Fishing from bridges or within 200 ft of raft or float or within swimming beach or boat docks (unless otherwise authorized)	\$75
	HUNTING & WEAPONS	
*36 CFR 7.55(a)	Unauthorized hunting	MA
36 CFR 2.4(a)(1)(i)	Unlawful possession of weapon, trap or net	\$200
36 CFR 2.4(a)(1)(ii)	Unlawful carrying of weapon, trap or net	\$200
36 CFR 2.4(a)(1)(iii)	Unlawful use of weapon, trap or net	MA
36 CFR 2.4(a)(3)(b)	Carrying/possessing loaded weapon in vehicle/vessel	MA
36 CFR 2.4(a)(3)(c)	Using weapon, trap or net in manner which endangers persons or property	MA
36 CFR 2.2(a)(1)	Unlawful taking of wildlife	\$200

36 CFR 2.2(a)(2)	Disturbing, feeding, teasing, or frightening of wildlife	\$150
36 CFR 2.2(a)(3)	Possession of unlawfully taken wildlife or wildlife parts	\$200
36 CFR 2.2(b)(4)	Adoption of non-conflicting state laws	
RCW 77.15.120	-Unlawful taking of endangered species	MA
RCW 77.15.130	-Unlawful taking of protected species	\$250
RCW 77.15.140	-Unlawful taking of unclassified species	\$100
RCW 77.15.170	-Waste of species (value <\$250) – 2 nd degree	\$250
RCW 77.15.170	-Waste of species (value >\$250) – 1 st degree	MA
RCW 77.15.190	-Unlawful trapping	\$100
RCW 77.15.210	-Obstructing the taking of wildlife	\$200
RCW 77.15.240	-Unlawful use of dogs	\$150
RCW 77.15.280	-Violation of reporting requirements for fish/wildlife harvest	\$100
RCW 77.15.400	-Unlawful hunting of wild birds – 2 nd degree:	
RCW 77.15.400(1)(a)	---lacking required license/tag/stamp	\$100
RCW 77.15.400(1)(b)	---destroying of taking eggs or nest	\$150
RCW 77.15.40(1)(c)	---violation of season bag limit	\$150
RCW 77.15.400(2)	-Unlawful hunting of wild birds – 1 st degree:	\$250
RCW 77.32.350	-No water fowl stamp	\$50
RCW 77.15.410	-Unlawful hunting big game – 2 nd degree:	
RCW 77.15.410(1)(a)	---no license/tag/permit	\$500
RCW 77.15.410(1)(b)	---violation of results regarding season/possession/bag limit/closed area	\$500
RCW 77.15.430(1)	-Unlawful hunting of wild animals – 2 nd degree	\$150
RCW 77.15.430(2)	-Unlawful hunting of wild animals – 1 st degree	\$250
RCW 77.15.450	-Spotlighting of big game – 2 nd degree	\$500
WAC 232-12-061	-Failure to notch tag to carcass – intentional	\$350
WAC 232-12-061	-Failure to notice tag to carcass – inadvertent	\$150
WAC 232-23-077	-Possession of wildlife taken by another without stmt	\$150
WAC 232-12-055	-Hunting without orange	\$50
RCW 77.15.675	-Hunting while intoxicated	\$500
RCW 77.15.460(2)	-Negligently shooting from, across or along public highway	\$250
	VEHICLE & TRAFFIC SAFETY	
36 CFR 4.4(a)	Failure to report an accident with any amount of	\$250

	property damage	
*36 CFR 4.4(a)	Failure to report accident with injury or death	MA
36 CFR 4.4(b)	Moving/towing vehicle involved in accident without notification	\$250
36 CFR 4.10(a)	Operating motor vehicle off designated roads	\$125
36 CFR 4.10(a)	Parking vehicle off road	\$50
36 CFR 4.10(c)(2)	Operating vehicle in manner that causes unreasonable damage to paved road	\$250
36 CFR 4.10(c)(2)	Operating vehicle in manner that cause unreasonable damage to trail	\$150
36 CFR 4.22(b)(1)	Operating vehicle without due care or at speed greater than reasonable under the circumstances	\$250
*36 CFR 4.22(b)(2)	Unnecessarily causing tires to squeal, skid or break free from road	\$100
36 CFR 4.22(b)(3)	Failure to maintain safe control of vehicle	\$250
*36 CFR 4.22(b)(4)(i)	Allowing a person to ride in towed conveyance	\$150
36 CFR 4.22(b)(4)(ii)	Allowing a person to ride on outside of vehicle	\$200
36 CFR 4.20	Failure to yield right of way to pedestrians and animals	\$200
36 CFR 4.13(a)	Obstructing traffic, stopping or parking in road	\$100
36 CFR 4.13(b)	Operating so slow as to interfere with traffic	\$100
*36 CFR 4.12	Failure to comply with traffic control devices	\$50
36 CFR 4.14(b)	Open container of alcohol in vehicle	\$125
*36 CFR 4.15(a)	Failure to use proper safety belts and/or child restraints as required	\$100
36 CFR 4.23(a)(1)	DUI	MA
36 CFR 4.23(c)(2)	Refusal to submit to breath/blood test	MA
36 CFR 4.30(d)(4)	Operating bicycle with open container of alcohol	\$100
36 CFR 4.30(c) & 36 CFR 4.23(a)(1)	Operating bicycle under the influence	\$250
36 CFR 4.2(b)	State law applicable in park:	
RCW 46.20.024	Permitting unlicensed minor to drive vehicle	\$100
RCW 46.37.530(1)(c)	Operating a motorcycle without a helmet	\$100
RCW 46.61.710	Unlawful operation of a moped	\$50
	TRESPASSING & PROPERTY CRIMES	
36 CFR 2.31(a)(1)	Trespassing in or upon closed areas	\$150
36 CFR 1.5(f)	Violating superintendent's closure or activity restriction	\$100

36 CFR 2.31(a)(2)	Tampering with property of others	\$250
36 CFR 2.31(a)(3)	Vandalism	MA
36 CFR 2.30(a)(1)	Misappropriation of property and services	MA
36 CFR 2.30(a)(3)	Forgery / Fraud	MA
36 CFR 2.30(a)(4)	Shoplifting	MA
36 CFR 2.30(a)(5)	Possession of stolen property	MA
36 CFR 2.51(a)	Public assembly without permit	\$200
36 CFR 2.37	Soliciting without permit	\$200
36 CFR 2.22(a)(1)	Abandoning property	\$250
36 CFR 2.22(a)(2)	Leaving property unattended for 24 hours or more	\$150
36 CFR 2.22(a)(3)	Failing to turn in found property	\$200
	DISORDERLY CONDUCT	
36 CFR 2.34(a)(1)	Fighting, threatening or violent behavior	MA
36 CFR 2.34(a)(2)	Language, utterance, gesture or display that is obscene or threatening	\$200
36 CFR 2.34(a)(3)	Unreasonable noise	\$150
36 CFR 2.34(a)(4)	Creating or maintaining a hazardous or physically offensive condition	\$250
36 CFR 2.32(a)(1)	Interference with government employee	MA
36 CFR 2.32(a)(2)	Disobey a lawful order of government agent	MA
36 CFR 2.32(a)(3)	Giving false information	MA
36 CFR 2.32(a)(4)	Giving false report	MA
	PRESERVATION OF NATURAL & CULTURAL RESOURCES	
36 CFR 2.1(a)(3)	Throwing/rolling rocks	\$75
36 CFR 2.1(a)(4)	Using/possessing unauthorized wood	\$75
36 CFR 2.1(a)(5)	Walking/climbing on agricultural/cultural resource, monument or statute	\$200
36 CFR 2.1(a)(7)	Possession of metal detector	\$150
36 CFR 2.1(c)(3)(ii)	Gathering/possessing natural products in violation of size/quantity limits	\$150
36 CFR 2.1(c)(3)(v)	Sale or commercial use of natural products	MA
36 CFR 2.60(a)	Illegal livestock grazing/trespass	MA
36 CFR 2.1(a)(1)	Possession, destroying, injuring, defacing, removing, digging, or disturbing:	
36 CFR (a)(1)(i)	-Living or dead wildlife, fish or products thereof	\$250

36 CFR (a)(1)(ii)	-Plants, plant parts or products thereof	\$200
36 CFR (a)(1)(iii)	-Non-fossilized and fossilized paleontological cultural resources, archeological resources or parts thereof	\$500
36 CFR (a)(1)(iv)	-Mineral resource of cave formation or parts thereof	\$500
	CAMPING & RECREATION REGULATIONS	
*36 CFR 2.23(b)	Failure to pay camping fee and/or display permit	\$125
36 CFR 2.10(b)(1)	Digging/leveling ground at campsite	\$100
36 CFR 2.10(b)(2)	Abandoning equipment/refuse/alterations after departure	\$150
36 CFR 2.10(b)(3)	Camping within 25 ft of main road/hydrant or within 100 ft of water	\$75
36 CFR 2.10(b)(4)	Unreasonable noise under the circumstances between 10pm – 6 am	\$100
36 CFR 2.10(b)(6)	Displaying wildlife carcasses/parts, except as authorized	\$75
36 CFR 2.10(b)(7)	Unauthorized utility connections	\$125
36 CFR 2.10(b)(8)	Failure to obtain camping permit	\$50
36 CFR 2.10(b)(10)	Camping in undesignated area	\$100
36 CFR 2.10(d)	Failure to properly store food	\$100
36 CFR 2.12(a)(1)	Operating motorized equipment that creates noise disturbance	\$100
36 CFR 2.12(a)(2)	Operating a power saw without permit	\$100
36 CFR 2.23(b)	Failure to pay required recreation fees	\$150
36 CFR 2.61(a)	Residing on Park Lands without permit	MA
36 CFR 2.51(a)	Public assembly without permit	\$200
36 CFR 2.51(h)	Obstructing, impeding or harassing pedestrians, vehicles or park visitors	\$200
36 CFR 5.7	Constructing or attempting to construct structure on Park Land	MA
	FIRE SAFETY	
*36 CFR 2.13(a)(1)	Fire in an undesignated area	\$150
36 CFR 2.13(a)(2)	Improper use of stove/lantern	\$100
36 CFR 2.13(a)(3)	Stove/lantern creating fire hazard	\$125
*36 CFR 2.13(a)(4)	Unattended fire	\$150
36 CFR 2.13(a)(5)	Improper disposal of smoldering matter	\$250
36 CFR 2.13(b)	Failure to extinguish fires	\$250

36 CFR 2.13(c)	Violation of Superintendent's fire ban	\$500
*36 CFR 2.38(b)	Use/possession of fireworks	\$150
	SANITATION	
36 CFR 2.14(a)(1)	Improper waste disposal	\$200
36 CFR 2.14(a)(2)	Unauthorized use of trash receptacles	\$150
*36 CFR 2.14(a)(3)	Deposit of refuse in plumbing fixtures or vaults of toilet facilities	\$100
36 CFR 2.14(a)(4)	Improper draining of refuse receptacles	\$150
36 CFR 2.14(a)(5)	Improper use of public water	\$100
36 CFR 2.14(a)(6)	Polluting of contaminating park water	\$350
*36 CFR 2.14(a)(7)	Improper disposal of fish remains	\$75
36 CFR 2.14(a)(8)	Improper disposal of human waste	\$250
	PETS	
36 CFR 2.15(a)(1)	Possession of non-service animal in an area closed to pets	\$150
36 CFR 2.15(a)(2)	Allowing pet off leash/uncaged	\$100
36 CFR 2.15(a)(3)	Unattended pet	\$100
36 CFR 2.15(a)(4)	Allowing pet to make noise unreasonable under the circumstances	\$100
36 CFR 2.15(a)(5)	Failure to comply with pet excrement disposal rules	\$100
	AIRCRAFT AND AIR DELIVERY	
36 CFR 2.17(a)(1)	Use of aircraft in undesignated area	\$250
36 CFR 2.17(a)(2)	Within 500ft of beaches, docks, piers, etc.	\$250
36 CFR 2.17(d)	Violation of FAA regulations	\$300
36 CFR 2.17(f)	Violation of terms of permit	\$250
	ALCOHOL & CONTROLLED SUBSTANCES	
36 CFR 2.35(a)(2)(i)	Sale or gift of alcohol to minor	MA
36 CFR 2.35(a)(2)(ii)	Minor in possession of alcohol	\$150
36 CFR 2.35(c)	Under influence of alcohol/drugs to a degree that endangers persons or property	\$250
36 CFR 2.35(b)(1)	Unlawful delivery of controlled substance	MA
36 CFR 2.35(b)(2)	Unlawful possession of controlled substance	MA

36 CFR 2.35(b)(2)	Unlawful possession of marijuana less than 1 gram	\$150
RCW 69.50.412	Possession of drug paraphernalia	\$100
PERMITS		
*36 CFR 1.6(a)(1)	Failure to obtain permit	\$100
*36 CFR 1.6(a)(2)	Violation of terms and conditions of permit	\$100