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17:00

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SURFACE MINING PERMIT Case #: SMP00139R1

Parcel: 290-110-025

10. GENERAL CONDITIONS

10.FLOOD RI. 1

USE FLOOD HAZARD RPT 2/4/13 (cont.)

RECOMMND

approximately 910 gross acres is located in the Glen Ivy area, south of Interstate 15 south and Temescal Canyon Road. The District has previously reviewed this proposal as PAR 01296.

SMP 139R1A1 proposes to consolidate PP01828, RCL00106 and SMP00139 and reconfigure areas subject to mining activities on-site to include the existing slopes and setback areas located along the western and southern boundaries of the site. Additionally, the project proposes to construct an inert debris engineered fill operation (IDEFO) within the limits of the SMP 139 site.

Mayhew Canyon flows northerly between the easterly boundary of SMP 139 and westerly boundary of a residential development. Significant headcutting may occur if these flows start discharging into SMP 139 which could result in endangering or damaging this housing development. These slopes shall be stabilized with a maximum grade of 2:1 or an alternate grade as recommended by a certified slope stability analysis and approved by the County Geologist. Additionally, it is recommended these slopes shall be inspected and maintained after rain events or annually, at a minimum.

The development of this site includes the addition or replacement of 5,000 square feet or more of impervious surfaces, therefore a Project Specific Water Quality Management Plan (WQMP) is required. A preliminary WQMP was submitted, however, it does not comply with the current Low Impact Development (LID) WQMP requirement. A final project specific WQMP shall be submitted to the District for review and approval prior to the issuance of permits. Runoff is predominantly self-contained within the site due to the nature of the mining project.

10.FLOOD RI. 5

USE SUBMIT FINAL WQMP >PRELIM

RECOMMND

In compliance with Santa Ana Region and San Diego Region Regional Water Quality Control Board Orders, and Beginning January 1, 2005, projects submitted within the western region of the unincorporated area of Riverside County for discretionary approval will be required to comply with the Water Quality Management Plan for Urban Runoff (WQMP). The WQMP addresses post-development water quality impacts from new development and redevelopment projects. The WQMP

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10. GENERAL CONDITIONS

10.FLOOD RI. 5

USE SUBMIT FINAL WQMP >PRELIM (cont.)

RECOMMND

requirements will vary depending on the project's geographic location (Santa Ana, Santa Margarita or Whitewater River watersheds). The WQMP provides detailed guidelines and templates to assist the developer in completing the necessary studies. These documents are available on-line at: [www.floodcontrol.co.riverside.ca.us](http://www.floodcontrol.co.riverside.ca.us) under Programs and Services, Stormwater Quality.

To comply with the WQMP a developer must submit a "Project Specific" WQMP. This report is intended to a) identify potential post-project pollutants and hydrologic impacts associated with the development; b) identify proposed mitigation measures (BMPs) for identified impacts including site design, source control and treatment control post-development BMPs; and c) identify sustainable funding and maintenance mechanisms for the aforementioned BMPs. A template for this report is included as 'exhibit A' in the WQMP. A final Project Specific WQMP must be approved by the District prior to issuance of building or grading permits.

Projects requiring Project Specific WQMPs are required to submit a PRELIMINARY Project Specific WQMP along with the land-use application package. The format of the PRELIMINARY report shall mimic the format/template of the final report but can be less detailed. For example, points a, b & c above must be covered, rough calculations supporting sizing must be included, and footprint/locations for the BMPs must be identified on the tentative exhibit. Detailed drawings will not be required. This preliminary project specific WQMP must be approved by the District prior to issuance of recommended conditions of approval.

The developer has submitted a report that minimally meets the criteria for a preliminary project specific WQMP. The report will need significant revisions to meet the requirements of a final project specific WQMP. Also, it should be noted that if 401 certification is necessary for the project, the Water Quality Control Board may require additional water quality measures.

10.FLOOD RI. 6

USE WQMP ESTABL MAINT ENTITY

RECOMMND

This project proposes BMP facilities that will require maintenance by public agency or commercial property owner association. To ensure that the public is not unduly

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10.FLOOD RI. 6

USE WQMP ESTABL MAINT ENTITY (cont.)

RECOMMND

burdened with future costs, prior to final approval or recordation of this case, the District will require an acceptable financial mechanism be implemented to provide for maintenance of treatment control BMPs in perpetuity. This may consist of a mechanism to assess individual benefiting property owners, or other means approved by the District. The site's treatment control BMPs must be shown on the project's improvement plans - either the street plans, grading plans, or landscaping plans. The type of improvement plans that will show the BMPs will depend on the selected maintenance entity.

PLANNING DEPARTMENT

10.PLANNING. 3

SMP - LOW PALEO

RECOMMND

According to the County's General Plan, this site has been mapped as having a "Low Potential" for paleontological resources. This category encompasses lands for which previous field surveys and documentation demonstrates a low potential for containing significant paleontological resources subject to adverse impacts. As such, this project is not anticipated to require any direct mitigation for paleontological resources. However, should fossil remains be encountered during site development:

1.All site earthmoving shall be ceased in the area of where the fossil remains are encountered. Earthmoving activities may be diverted to other areas of the site.

2.The owner of the property shall be immediately notified of the fossil discovery who will in turn immediately notify the County Geologist of the discovery.

3.The applicant shall retain a qualified paleontologist approved by the County of Riverside.

4.The paleontologist shall determine the significance of the encountered fossil remains.

5.Paleontological monitoring of earthmoving activities will continue thereafter on an as-needed basis by the paleontologist during all earthmoving activities that may expose sensitive strata. Earthmoving activities in areas of the project area where previously undisturbed strata will be buried but not otherwise disturbed will not be



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10.PLANNING. 3

SMP - LOW PALEO (cont.)

RECOMMND

monitored. The supervising paleontologist will have the authority to reduce monitoring once he/she determines the probability of encountering any additional fossils has dropped below an acceptable level.

6.If fossil remains are encountered by earthmoving activities when the paleontologist is not onsite, these activities will be diverted around the fossil site and the paleontologist called to the site immediately to recover the remains.

7.Any recovered fossil remains will be prepared to the point of identification and identified to the lowest taxonomic level possible by knowledgeable paleontologists. The remains then will be curated (assigned and labeled with museum\* repository fossil specimen numbers and corresponding fossil site numbers, as appropriate; places in specimen trays and, if necessary, vials with completed specimen data cards) and catalogued, an associated specimen data and corresponding geologic and geographic site data will be archived (specimen and site numbers and corresponding data entered into appropriate museum repository catalogs and computerized data bases) at the museum repository by a laboratory technician. The remains will then be accessioned into the museum repository fossil collection, where they will be permanently stored, maintained, and, along with associated specimen and site data, made available for future study by qualified scientific investigators. \* Per the County of Riverside "SABER Policy", paleontological fossils found in the County of Riverside should, by preference, be directed to the Western Science Center in the City of Hemet.

8.The property owner and/or applicant on whose land the paleontological fossils are discovered shall provide appropriate funding for monitoring, reporting, delivery and curating the fossils at the institution where the fossils will be placed, and will provide confirmation to the County that such funding has been paid to the institution.

10.PLANNING. 4

SMP - GEO02278

RECOMMND

County Geologic Report (GEO) No. 2278 submitted for this project (SMP00139R1/CUP03679) was prepared by Hilltop Geotechnical, Inc. and is entitled: "Report of Slope Stability Evaluation, Mayhew Aggregate and Mine



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10. GENERAL CONDITIONS

10.PLANNING. 4 SMP - GEO02278 (cont.)

RECOMMND

Reclamation, Aggregate Quarry, SMP00139R1, South of Temescal Canyon Road and East of Maitri Road, Glen Ivy Area of Riverside County, California", dated September 14, 2011.

In addition, Hilltop prepared the following:

"Response to Riverside County Planning Department Review of Slope Stability Evaluation, Aggregate Quarry, SMP00139R1, South of Temescal Canyon Road and East of Maitri Road, Glen Ivy Area of Riverside County, California", dated March 21, 2012.

"Response to Riverside County Planning Department Second Review of Slope Stability Evaluation, Aggregate Quarry, SMP00139R1, South of Temescal Canyon Road and East of Maitri Road, Glen Ivy Area of Riverside County, California", dated June 5, 2012.

These documents are herein incorporated as a part of GEO02278.

GEO02278 concluded:

1.The Glen Ivy North Fault crosses along the north edge of the existing pit. The Glen Ivy South fault is located approximately 1000 feet to the southwest of the pit. (\* No structures for human occupancy are currently, proposed, nor will be allowed to be located across the trace of any active faults.)

2.Presently permitted 285 foot high final mining slopes at the bottom elevation of 900' MSL do not have a factor of safety equivalent to or exceeding 1.5 for static conditions, or 1.1 for seismic conditions, as needed for permanent stability per the Riverside County codes and ordinances.

3.The proposed 285 foot high modified final mining slopes can have a factor of safety equivalent to or exceeding 1.5 for static conditions and 1.1 for seismic conditions by flattening the cut mining slope to an inclination of 1.3H:1V (Horizontal to Vertical) or flatter, by reducing the height of the mining slope to a maximum height of 150 vertical feet or less, or by providing a horizontal offset from the property line of 170 feet.

4.Gross stability analyses, both static and pseudo static,

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10. GENERAL CONDITIONS

10.PLANNING. 4 SMP - GEO02278 (cont.) (cont.)

RECOMMND

indicate that the proposed 3H:1V reclamation slope has a factor of safety equivalent to or exceeding 1.5 and 1.1 respectively.

5.The likelihood of any adverse affects to occur on-site and/or immediately adjacent to the site due to liquefaction or lateral spread is considered low.

GEO02278 recommended:

1.Modification of the mine slopes and/or reclamation slopes by lowering ultimate heights and/or reducing slope angles.

2.Surface water should not be allowed to flow over the existing and/or proposed mining slopes other than incidental rainfall and irrigation. Alterations of manufactured or natural slopes, terraces, top of slope berms, etc. should not be allowed that will prevent run-off from being expediently directed to an approved disposal areas and away from the tops of slopes.

3.Surface drainage should be positively maintained in a non-erosive manner.

4.Top of slope berms should be constructed and compacted and maintained by the property owner. The drainage pattern should be maintained throughout the life of the proposed development.

5.Concentrated surface waters entering the property from off-site sources should be collected and directed to a permanent drainage system and away from the top of mining slopes.

6.Precautions should be taken to minimize earth material saturation.

GEO No. 2278 satisfies the requirement for a Geologic/Geotechnical study for Planning /CEQA purposes. GEO No. 2278 is hereby accepted for Planning purposes. Engineering and other Uniform Building Code parameters were not included as a part of this review or approval and this approval is not intended, and should not be misconstrued as approval for grading permit. Engineering and other building code parameters will be reviewed and additional comments and/or conditions may be imposed by the Building

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10. GENERAL CONDITIONS

10.PLANNING. 4

SMP - GEO02278 (cont.) (cont.) (cont.)

RECOMMND

and Safety Department upon application for grading and/or building permits.

Also, it is understood that the existing pit is at its deepest planned elevation at this time and it is the intent of the mine owner/operator to commence required backfilling operations along the slopes that exhibit below the required minimum factors of safety for slope stability. The focus of initial filling operations is to be on the SE corner of the pit in order to achieve acceptable slope stability safety factors. Further, it is understood that the areas adjacent to the slope (immediately east of the top of pit slope) are not to be developed in the near future and work in this area will be remedial in nature and for the purpose of stabilizing the slope to alleviate any concern of less than acceptable slope stability factors of safety.

10.PLANNING. 5

GEN - INADVERTANT ARCHAEO FIND

RECOMMND

10 PLANNING - GEN - INADVERTENT ARCHAEO FIND

The developer/permit holder or any successor in interest shall comply with the following for the life of this permit:

If during ground disturbance activities, cultural resources\* are discovered that were not assessed by the archaeological report(s) and/or environmental assessment conducted prior to project approval, the following procedures shall be followed:

1.All ground disturbance activities within 100 feet of the discovered cultural resource shall be halted until a meeting is convened between the developer, the project archaeologist\*\*, the Native American tribal representative (or other appropriate ethnic/cultural group representative), and the County Archaeologist to discuss the significance of the find.

2.At the meeting, the significance of the discoveries shall be discussed and after consultation with the Native American tribal (or other appropriate ethnic/cultural group representative) and the archaeologist, a decision is made, with the concurrence of the County Archaeologist, as to the appropriate mitigation (documentation, recovery, avoidance, etc) for the cultural resource.



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10. GENERAL CONDITIONS

10.PLANNING. 5

GEN - INADVERTANT ARCHAEO FIND (cont.)

RECOMMND

3. Further ground disturbance shall not resume within the area of the discovery until an agreement has been reached by all parties as to the appropriate mitigation measures.

\* A cultural resources site is defined, for this condition, as being three or more artifacts in close association with each other, but may include fewer artifacts if the area of the find is determined to be of significance due to its sacred or cultural importance.

\*\* If not already employed by the project developer, a County approved archaeologist shall be employed by the project developer to assess the value/importance of the cultural resource.

10.PLANNING. 6

SMP - IF HUMAN REMAINS FOUND

RECOMMND

IF HUMAN REMAINS ARE FOUND ON THIS SITE:

The developer/permit holder or any successor in interest shall comply with the following codes for the life of this project:

Pursuant to State Health and Safety Code Section 7050.5, if human remains are encountered, no further disturbance shall occur until the County Coroner has made the necessary findings as to origin. Further, pursuant to Public Resources Code Section 5097.98 (b), remains shall be left in place and free from disturbance until a final decision as to the treatment and their disposition has been made. If the Riverside County Coroner determines the remains to be Native American, the Native American Heritage Commission shall be contacted within the period specified by law. Subsequently, the Native American heritage Commission shall identify the "Most Likely Descendant". The Most Likely Descendant shall then make recommendations and engage in consultation with the property owner and the County Archaeologist concerning the treatment of the remains as provided in Public Resources Code Section 5097.98. Human remains from other ethnic/cultural groups with recognized historical associations to the project area shall also be subject to consultation between appropriate representatives from that group and the County Archaeologist.

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10.PLANNING. 7 SMP - COMPLY W/ ORD./EXHIBITS RECOMMND

The development of these premises shall comply with the standards of Ordinance Nos. 348 and 555 and all other applicable Riverside County ordinances and state and federal codes. The development of the premises shall conform substantially with that as shown on the Mining and Reclamation Plans and Project Description, unless otherwise amended by these conditions.

10.PLANNING. 8 SMP - CAUSES FOR REVOCATION RECOMMND

In the event the use hereby permitted under this surface mining permit, a) ceases operation for a period of one (1) year or more (unless an Interim Management Plan is approved in accordance with Ordinance No. 555), b) is found to be in violation of the terms and conditions of this permit, c) is found to have been obtained by fraud or perjured testimony, or d) is found to be detrimental to the public health, safety and welfare, or is a public nuisance, this permit shall be subject to the revocation procedures in Section 18.31 of Ordinance No. 348 and/or the applicable section of Ordinance No. 555.

10.PLANNING. 9 SMP - CONDITION REVIEW FEE RECOMMND

All subsequent submittals required by these conditions of approval, including but not limited to a revegetation plan or mitigation monitoring shall be reviewed, with payment therefore made on an hourly basis as a "research fee," or other such fee as may be in effect at the time of submittal, as required by Ordinance No. 671.

10.PLANNING. 10 SMP - SLOPE STABILITY RECOMMND

During the life of the permit the permittee shall comply with the recommendations concerning slope stability made in County Geologic Report GEO02278.

10.PLANNING. 11 SMP - SPARK ARRESTOR REQUIRED RECOMMND

During the life of the permit, the permittee shall comply with spark arrestor requirements of the Public Resources Code, Section 4422, among others as applicable, for all equipment used on the premises other than turbocharger vehicles designed and licensed for highway use.

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10.PLANNING. 12 SMP - DUST PREVENTION MEASURE RECOMMND

During the life of the permit, all roads, driveways and mining areas shall be kept continuously wetted while being used, and shall be treated with EPA approved dust suppressants to prevent emission of dust. Nonhazardous soil stabilizers shall be applied to all inactive surface mining areas and/pr stockpiles (previously mined areas which remain inactive for 96 hours or more).

10.PLANNING. 13 SMP - COMPLY W/ SAFETY REQ. RECOMMND

During the life of the permit, mining operations and practices shall comply with the Safety requirements of MSHA, OSHA, the State Division of Industrial Safety, and California Mine Safety Orders.

10.PLANNING. 16 SMP - LOADED TRUCK CARE RECOMMND

All loaded trucks egressing from the subject property shall be properly trimmed with a two (2) foot freeboard height and/or covered and sprayed with water so as to minimize dust and prevent spillage onto the public roadway. In the event that spillage onto the road does occur, said spillage shall be removed immediately (within one hour of the spillage) from the road right-of-way.

10.PLANNING. 17 SMP - FIRE PREVENTION RECOMMND

All work areas and parking areas shall be maintained free of flammable vegetation and debris at all times. No open fires shall be allowed.

10.PLANNING. 18 SMP - CEASED OPERATION EFFECT RECOMMND

In the event the use hereby permitted ceases operation for a period of one (1) year or more, this approval shall become null and void, unless an Interim Management Plan is submitted to the Planning Director within 90 days of becoming idle, as specified in Riverside County Ordinance No. 555. The applicant shall be responsible for the submission of the Interim Management Plan and remains responsible for the implementation of the Reclamation Plan should the permit become null and void.



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10.PLANNING. 19 SMP - STOCKPILE PROTECTION RECOMMND

Stockpiles shall be protected against water and wind erosion by covering with burlap or other Riverside County approved material, wetting, and/or temporary hydroseeding with native plant species.

10.PLANNING. 20 SMP - COMPLY W/ 348 STANDARDS RECOMMND

The development of the property shall comply with all provisions of Riverside County Ordinance No. 348, Article XIIb, Section 12.62 (Specific Development and Performance Standards), except as modified by the conditions of this permit.

10.PLANNING. 21 SMP - COMPLY W/ ORD. 655 RECOMMND

Surface mining operations approved by this permit shall conform to all of the applicable requirements of Riverside County Ordinance No. 655, regulating light pollution.

10.PLANNING. 22 SMP - COMPLY W/ SCAQMD RULES RECOMMND

The permittee shall comply with all applicable South Coast Air Quality Management District (SCAQMD) rules and regulations, including but not limited to, New Source Review Regulations, Standards of Performance for Asphaltic Concrete Plants, Rule 403 for fugitive dust, and PM10 requirements.

10.PLANNING. 23 SMP - NO EXPLOSIVES RECOMMND

No blasting, dynamiting or use of explosives of any kind whatsoever on the premises is authorized.

10.PLANNING. 24 SMP - NPDES COMPLIANCE (I) RECOMMND

The permittee shall comply with all of the applicable requirements of the National Pollution Discharge Elimination System (NPDES) and shall conform to NPDES Best Management Practices for Stormwater Pollution Prevention Plans during the life of this permit.

10.PLANNING. 25 SMP - SUSPEND OPER. FOR WIND RECOMMND

All surface mining operations, including excavating, crushing, screening and related material loading and hauling, shall be suspended when wind speeds (as

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10.PLANNING. 25 SMP - SUSPEND OPER. FOR WIND (cont.) RECOMMND

instantaneous gusts) exceed 20 miles per hour. All surface mining operations shall be suspended during first and second stage smog alerts.

10.PLANNING. 26 SMP - SIGNS NEED PERMIT RECOMMND

No signs are approved pursuant to this use. Prior to the installation of any on-site advertising or directional signs, a signing plan shall be submitted to and approved by the Riverside County Planning Department, pursuant to the requirements of Section 18.30.a.(1) of Riverside County Ordinance No. 348 (Plot Plans not subject to the California Environmental Quality Act and not subject to review by any governmental agency other than the Planning Department), and all necessary building permits shall be obtained from the Riverside County Department of Building and Safety.

10.PLANNING. 27 SMP - RESPONSIBLE TO RECLAIM RECOMMND

The permittee (mine operator and/or land owner) shall accept responsibility for reclaiming the mined lands in accordance with the approved reclamation plan and within the time limits of said plan and in conformance with reclamation requirements and standards according to State of California Surface Mining and Reclamation Act, Riverside County Ordinance No. 555 guidelines, and all other applicable regulations.

10.PLANNING. 28 SMP - ANNUAL REPORT RECOMMND

During the life of this permit, the permittee shall annually prepare and submit a written report to the County Geologist of the County of Riverside, demonstrating compliance with all of the conditions of approval and mitigation required for this SMP00139R1 and EA/MND No. 42476. The Planning Director may require inspection or other monitoring to ensure such compliance pursuant to SMARA and County Ordinance No. 555.

10.PLANNING. 33 SMP - 90 DAYS TO PROTEST RECOMMND

The project applicant has 90 days from the date of approval of these conditions to protest, in accordance with the procedures set forth in Government Code Section 66020, the imposition of any and all fees. dedications, reservations

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10. GENERAL CONDITIONS

10.PLANNING. 33 SMP - 90 DAYS TO PROTEST (cont.) RECOMMND

and/or other exactions imposed on this project as a result of this approval or conditional approval of this project.

10.PLANNING. 34 USE - ORD 810 O S FEE (1) RECOMMND

In accordance with Riverside County Ordinance No. 810, to assist in providing revenue to acquire and preserve open space and habitat, an Open Space Mitigation Fee shall be paid for each development project or portion of an expanded development project to be constructed in Western Riverside County. The amount of the fee for commercial or industrial development shall be calculated on the basis of "Project Area," which shall mean the net area, measured in acres, from the adjacent road right-of-way to the limits of the project development.

10.PLANNING. 35 USE - BUSINESS LICENSING RECOMMND

Every person conducting a business within the unincorporated area of Riverside County, as defined in Riverside County Ordinance No. 857, shall obtain a business license. For more information regarding business registration, contact the Business Registration and License Program Office of the Building and Safety Department at [www.rctlma.org.buslic](http://www.rctlma.org.buslic).

10.PLANNING. 36 SMP - MAITRI ROAD ACCESS 1 RECOMMND

The vacated Maitri Road must provide access to Surface Mining Permits No. 182, 150 and 143. No grading or mining shall take place on SMP139R1 that would impact the access for Surface Mining Permits No. 182, 150 and 143 such that it would no longer be usable. Alternative access for Surface Mining Permits No. 182, 150 and 143 may be provided if such access is agreeable to the applicants/operators of Surface Mining Permits No. 182, 150 and 143.

10.PLANNING. 37 SMP - MAITRI ROAD ACCESS 2 RECOMMND

Due to the vacation of Maitri Road, the applicants for SMP139R1 must maintain access to Surface Mining Permits No. 182, 150 and 143 until such time that Surface Mining Permits No. 182, 150 and 143 have been completely reclaimed to the satisfaction of the County or until such time that Surface Mining Permits No. 182, 150 and 143 have been modified through the County to address access



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10.PLANNING. 37 SMP - MAITRI ROAD ACCESS 2 (cont.) RECOMMND

concerns. Implementation of this condition shall be at the discretion of the Planning Director.

10.PLANNING. 38 SMP - GEO02278 #2 RECOMMND

"Response to Riverside County Planning Department Review of Slope Stability Evaluation, Aggregate Quarry, SMP00139R1, South of Temescal Canyon Road and East of Maitri Road, Glen Ivy Area of Riverside County, California", dated March 21, 2012.

"Response to Riverside County Planning Department Second Review of Slope Stability Evaluation, Aggregate Quarry, SMP00139R1, South of Temescal Canyon Road and East of Maitri Road, Glen Ivy Area of Riverside County, California", dated June 5, 2012.

"Response to Comment in Riverside County Planning Department Review, Aggregate Quarry, SMP00139R1, South of Temescal Canyon Road and East of Maitri Road, Glen Ivy Area of Riverside County, California", dated May 25, 2013.

These documents are herein incorporated as a part of GEO02278.

5.The likelihood of any adverse affects to occur on-site and/or immediately adjacent to the site due to liquefaction or lateral spread is considered low.

1.The Glen Ivy North Fault crosses along the north edge of the existing pit. The Glen Ivy South fault is located approximately 1000 feet to the southwest of the pit. (\* No structures for human occupancy are currently, proposed, nor will be allowed to be located across the trace of any active faults.)

2.Presently permitted 285 foot high final mining slopes at the bottom elevation of 900' MSL do not have a factor of safety equivalent to or exceeding 1.5 for static conditions, or 1.1 for seismic conditions, as needed for permanent stability per the Riverside County codes and ordinances.

3.The proposed 285 foot high modified final mining slopes can have a factor of safety equivalent to or exceeding 1.5 for static conditions and 1.1 for seismic conditions by

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10.PLANNING. 38

SMP - GEO02278 #2 (cont.)

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flattening the cut mining slope to an inclination of 1.3H:1V (Horizontal to Vertical) or flatter, by reducing the height of the mining slope to a maximum height of 150 vertical feet or less, or by providing a horizontal offset from the property line of 170 feet.

4.Gross stability analyses, both static and pseudo static, indicate that the proposed 3H:1V reclamation slope has a factor of safety equivalent to or exceeding 1.5 and 1.1 respectively, as needed for permanent stability per the County of Riverside grading codes with 40 feet of water impounded against the face of the slope.

5.The likelihood of any adverse affects to occur on-site and/or immediately adjacent to the site due to liquefaction or lateral spread is considered low.

GEO02278 recommended:

1.Modification of the mine slopes and/or reclamation slopes by lowering ultimate heights and/or reducing slope angles.

2.Surface water should not be allowed to flow over the existing and/or proposed mining slopes other than incidental rainfall and irrigation. Alterations of manufactured or natural slopes, terraces, top of slope berms, etc. should not be allowed that will prevent run-off from being expediently directed to an approved disposal areas and away from the tops of slopes.

3.Surface drainage should be positively maintained in a non-erosive manner.

4.Top of slope berms should be constructed and compacted and maintained by the property owner. The drainage pattern should be maintained throughout the life of the proposed development.

5.Concentrated surface waters entering the property from off-site sources should be collected and directed to a permanent drainage system and away from the top of mining slopes.

6.Precautions should be taken to minimize earth material

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10.PLANNING. 38 SMP - GEO02278 #2 (cont.) (cont.)

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saturation.

GEO No. 2278 satisfies the requirement for a Geologic/Geotechnical study for Planning /CEQA purposes. GEO No. 2278 is hereby accepted for Planning purposes. Engineering and other Uniform Building Code parameters were not included as a part of this review or approval and this approval is not intended, and should not be misconstrued as approval for grading permit. Engineering and other building code parameters will be reviewed and additional comments and/or conditions may be imposed by the Building and Safety Department upon application for grading and/or building permits.

Also, it is understood that the existing pit is at its deepest planned elevation at this time and it is the intent of the mine owner/operator to commence required backfilling operations along the slopes that exhibit below the required minimum factors of safety for slope stability. The focus of initial filling operations is to be on the SE corner of the pit in order to achieve acceptable slope stability safety factors. Further, it is understood that the areas adjacent to the slope (immediately east of the top of pit slope) are not to be developed in the near future and work in this area will be remedial in nature and for the purpose of stabilizing the slope to alleviate any concern of less than acceptable slope stability factors of safety.

10.PLANNING. 40 SMP - MM M-WQ-1

RECOMMND

M-WQ-1 Throughout the life of operation of the Inert Debris Engineered Fill Operation (IDEFO), the following conditions shall apply:

- No greenwaste, woodwaste, gypsum, or drywall are allowed as inert waste;
- Controls sufficient to contain all surface runoff from the IDEFO areas shall be installed, where necessary; and
- The site shall be adequately secured to prevent unauthorized disposal by the public.

This implements a mitigation measure from the CEQA document.



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10. GENERAL CONDITIONS

10.PLANNING. 41

SMP - MM M-BI-2

RECOMMND

Project lighting shall be shielded and directed away from the off-site areas abutting the northeastern corner of the proposed Project site.

This condition implements a mitigation measure from the CEQA documents.

10.PLANNING. 42

SMP - MM M-BI-3

RECOMMND

All proposed rock crushers shall be set back a minimum distance of 600 feet from the off-site riparian/riverine habitat located adjacent to the northeastern corner of the proposed Project site. In the event that rock crushers are proposed within 600 feet of the off-site riparian/riverine habitat, then a focused noise study shall be prepared to identify measures that need to be undertaken to reduce Project-generated noise levels affecting the off-site riparian/riverine habitat to less than 65 dBA CNEL.

This condition implements a mitigation measure from the CEQA documents.

10.PLANNING. 43

SMP - OPERATING HOURS

RECOMMND

On-site operating hours, other than maintenance or emergencies, shall be limited to the hours between 6:00 A.M. and 10:00 P.M. except those operations that are located not less than 300 feet from the outside boundary of the property. Operations located more than 300 feet from the outside boundary may operate 24-hours per day.

TRANS DEPARTMENT

10.TRANS. 1

SMP - STD INTRO (ORD 461)

RECOMMND

With respect to the conditions of approval for the referenced tentative exhibit, the landowner shall provide all street improvements, street improvement plans and/or road dedications set forth herein in accordance with Riverside County Road Improvement Standards (Ordinance 461). It is understood that the exhibit correctly shows acceptable centerline elevations, all existing easements, traveled ways, and drainage courses with appropriate Q's, and that their omission or unacceptability may require the exhibit to be resubmitted for further consideration. This ordinance and all conditions of approval are essential

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10. GENERAL CONDITIONS

10.TRANS. 1 SMP - STD INTRO (ORD 461) (cont.) RECOMMND

parts and a requirement occurring in ONE is as binding as though occurring in all. All questions regarding the true meaning of the conditions shall be referred to the Transportation Department.

10.TRANS. 2 SMP - COUNTY WEB SITE RECOMMND

Additional information, standards, ordinances, policies, and design guidelines can be obtained from the Transportation Department Web site:  
<http://rctlma.org/trans/>. If you have questions, please call the Plan Check Section at (951) 955-6527.

20. PRIOR TO A CERTAIN DATE

EPD DEPARTMENT

20.EPD. 1 - DEED RESTRICTION RECOMMND

Within 90 days of project approval, a deed restriction shall be recorded over the area delineated as "Avoidance Area," on EXHIBIT E, to protect it from any disturbance in the future and maintain it for conservation purposes. The deed restriction language must be submitted to the Riverside County Planning Department, Environmental Programs Division (EPD) for review and approval, prior to recordation. The deed restriction should include language indicating that the area being avoided includes Southern Willow Scrub - Riparian Habitat and Potential Habitat - Slender horned Spineflower. For more information, including sample deed restriction language, please contact EPD at (951) 955-6892.

PLANNING DEPARTMENT

20.PLANNING. 1 SMP - EXPIRATION DATE RECOMMND

This approval shall be used within five (5) years of the permit's approval date; otherwise, it shall become null and void and of no effect whatsoever. By use is meant the beginning of substantial surface mining operations contemplated by this approval within the five (5) years period which is thereafter diligently pursued to completion.

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20. PRIOR TO A CERTAIN DATE

20.PLANNING. 2 SMP - LIFE OF PERMIT RECOMMND

This permit shall become null and void fifty (50) years after the date this permit revision became effective, or upon mining of one-hundred million tons, whichever comes first (2 million a year for 50 years). Annual mining tonnage shall not exceed 2,000,000 tons (inclusive of the materials imported for the IDEFO). Extensions of time to the life of this permit shall require submission of a revised permit application in accordance with Riverside County's Ordinance No. 555.

20.PLANNING. 3 SMP - ACCESS TO OTHER PROJECTS RECOMMND

Within one year of the project approval, the applicants shall have a reciprocal access easement recorded that assures full site access between Temescal canyon Road and Surface Mining Permits No. 182, 150 and 143 along the now vacated Maitri Road.

TRANS DEPARTMENT

20.TRANS. 1 SMP - WRCOG TUMF AND DIF RECOMMND

Within 45-days of project approval, the project proponent shall pay the Transportation Uniform Mitigation Fee (TUMF) in accordance with the fee schedule in effect at the time of issuance, pursuant to Ordinance No. 824.

Within 45-days of project approval, the project proponent shall pay the Developer Impact Fee (DIF) in accordance with the fee schedule in effect at the time of issuance, pursuant to Ordinance No. 659.

20.TRANS. 2 SMP - IMPROVEMENTS RECOMMND

Within 45 days of the project approval, the project shall pay cash-in-lieu of constructing the sidewalk and landscaping along its frontage on Campbell Ranch Road.

20.TRANS. 4 SMP - FAIR SHARE RECOMMND

Within 45 days of the project approval, the project proponent shall pay a fair share amount of \$72,699 to mitigate its cumulative impacts at the following intersections:

I-15 Northbound Ramps at Temescal Canyon Road



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20. PRIOR TO A CERTAIN DATE

20.TRANS. 4 SMP - FAIR SHARE (cont.)

RECOMMND

Temescal Canyon Road at Lawson Road  
Temescal Canyon Road at Glen Ivy Road  
Maitri Road at Temescal Canyon Road

The fair share amount is based on the project's share of traffic over the total growth of traffic at these intersections. The fair share contribution shall be used to fund future improvements or a combination of improvements of these intersections or as approved by the Director of Transportation.

60. PRIOR TO GRADING PRMT ISSUANCE

FLOOD RI DEPARTMENT

60.FLOOD RI. 3 USE SUBMIT FINAL WQMP

RECOMMND

A copy of the project specific WQMP shall be submitted to the District for review and approval.

PLANNING DEPARTMENT

60.PLANNING. 5 SMP - RCL RECLAMATION PLAN

RECOMMND

The permittee shall comply with the Reclamation Plan, Exhibit B, and the Surface Mining and Reclamation Project Description, Exhibit C, all on file with the Riverside County Planning Department. Approval of the Reclamation Plan does not grant approval of any planned future use of the site.

60.PLANNING. 6 SMP - YR RECLAMATION REPORT

RECOMMND

The permittee shall submit a final reclamation completion report prior to the completion of mining and reclamation activities and prior to the operations expiration date. The report shall be submitted to the County Geologist for review and approval. This report shall indicate the completion of reclamation in accordance with the approved plan, including final contours, slopes as specified in EXHIBIT B, resoiled areas, erosion control structures, and successful revegetation. This report shall be submitted at least 30 days prior to completion of each phase and expiration of this permit. This report shall be accompanied by a stamped and wet-signed substantial conformance letter from an independent licensed engineer, landscape architect,

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60. PRIOR TO GRADING PRMT ISSUANCE

60.PLANNING. 6 SMP - YR RECLAMATION REPORT (cont.) RECOMMND

geologist or other appropriate professional stating that the project was reclaimed pursuant to the approved Reclamation Plan and in full compliance with SMARA.

60.PLANNING. 8 SMP - 1ST FINANCIAL ASSURANCE RECOMMND

Prior to commencement of any surface disturbance, construction of any processing plant, surface mining operation, or issuance of the annual SMARA inspection permit, the permittee shall establish adequate financial assurances to ensure reclamation of the surface mining operation with Riverside County.

a. The financial assurance shall take the form of a surety bond, irrevocable letter of credit, trust fund or other form of financial assurance as approved by the County.

b. The amount of the financial assurance required for this permit shall be updated annually pursuant to SMARA regulations.

c. The financial assurance shall include, but not necessarily be limited to, costs for the removal of equipment, structures and derelict machinery, removal of waste materials, landscaping stabilization of slopes, and land restoration compatible with the topography and general environment of surrounding property in accordance with the approved Reclamation and Mining Plans.

d. The financial assurance shall remain in effect for the life of the mining permit and/or shall be released by the County on approval of the final Reclamation Plan inspection by the County and confirmed by the Office of Mine reclamation pursuant to SMARA regulations.

e. The financial assurance shall be made payable to Riverside County and the State of California, Department of Conservation.

60.PLANNING. 13 SMP - YR REPORT REQUIREMENTS RECOMMND

The permittee shall provide the following information as part of the annual report required by Condition No 10.PLANNING.28. This report shall be prepared by a qualified, licensed professional and shall contain, at a minimum, the

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60. PRIOR TO GRADING PRMT ISSUANCE

60.PLANNING. 13 SMP - YR REPORT REQUIREMENTS (cont.)

RECOMMND

following:

a. Indicate the mined area's proximity to the permit boundaries by topography and details on a copy of approved Exhibit A.

b. Show the annual and total change in topography generated by the mining excavation by cross sections and topographic maps. Compare original/previous contours and cross sections with current cross sections and contours.

c. Maximum depth of excavation.

d. Provide the quantity in cubic yards and tons mined during the previous year.

e. Certify that the excavations are within the limits of the permit.

f. Provide data indicating the area reclaimed for the year and for the total amount reclaimed to date. Certify that reclamation is complete in these areas as appropriate.

g. A Certified Engineering Geologist or Geotechnical Engineer shall inspect all excavated slopes within the surface mining area at least once per year for slope stability. The results of this inspection and any recommendations for slope remediation shall be included with the annual report.

h. The permittee shall report the discovery of any fossil vertebrate animal remains in the annual report.

g. Certify the mining operation is in compliance with SMARA, County Ordinance No. 555, all conditions of approval, and all required mitigation as applicable.

60.PLANNING. 14 SMP - YR TEST DUST EMISSIONS

RECOMMND

The permittee shall have an independent air quality professional, approved by the Planning Department, perform testing for project-generated fugitive dust emissions within 90 days after commencement of surface mining operations. The intent of this testing is to confirm that project-generated fugitive dust emissions are in compliance with South Coast Air Quality Management District (SCAQMD)



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60. PRIOR TO GRADING PRMT ISSUANCE

60.PLANNING. 14

SMP - YR TEST DUST EMISSIONS (cont.)

RECOMMND

Rules and Regulations regarding fugitive dust and PM-10.

a. The permittee shall perform particulate matter monitoring when the surface mine is in operations on four days per quarter during the first year of operations; and, shall prepare a fugitive dust emissions control plan. The SCAQMD Rule 403 Implementation Handbook (PM10) shall be utilized as the guidance for particulate matter monitoring as well as plan preparation. The particulate matter monitoring program shall include upwind and downwind sampling stations adjacent to the surface mining operations. Annual air quality monitoring after the first year of operations shall be based upon the previous year's compliance with SCAQMD rules and regulations, as determined by the Planning Director.

b. The results of the air quality testing shall meet or not exceed SCAQMD standards for PM10 (upwind/downwind PM10 differences shall not exceed 50 micrograms per cubic meter). If the air quality testing results indicate non-compliance with the SCAQMD standards, State and Federal rules and regulations, including, but not limited to SCAQMD Rule 403 for fugitive dust, and State and Federal regulations pertaining to crystalline silica dust emissions, the permittee shall cease surface mining operations until further fugitive dust emission mitigation measures are included and implemented with the fugitive dust emissions control plan. Further testing shall then be performed to confirm compliance with the SCAQMD standards and State and Federal rules and regulations described above. The mitigation measures and further testing shall be submitted to the Planning Director for review and approval prior to commencement of further surface mining operations.

c. The results of air quality testing, monitoring, and/or new mitigation measures shall be included with the annual report required by Condition No. 5.1.

60.PLANNING. 15

SMP - YR ADJUST ASSURANCES

RECOMMND

The amount of reclamation financial assurance shall be adjusted annually for new lands disturbed by surface mining operations, completed reclamation in conformance with the approved Reclamation Plan, Exhibit B, and/or by adjustments to the U.S. Department of Labor Consumer Price Index for

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60. PRIOR TO GRADING PRMT ISSUANCE

60.PLANNING. 15 SMP - YR ADJUST ASSURANCES (cont.) RECOMMND

the Los Angeles-Long Beach Metropolitan Area and/or other State approved price index.

60.PLANNING. 18 SMP - FEE BALANCE RECOMMND

Prior to any new disturbance approved under this revision the Planning Department shall determine if the deposit based fees for SMP No. 139R1 are in a negative balance. If so, any outstanding fees shall be paid by the applicant/developer.

60.PLANNING. 19 SMP - C/I SWPPP BMP REQD RECOMMND

The permit holder shall provide written proof of compliance with the California Regional Water Quality Control Board, Santa Ana Region's Watershed-wide waste discharge requirements as follows:

The management and maintenance of the 'common area' shall be in accordance with the projects approved Storm Water Pollution Prevention Plans (SWPPPs), Monitoring Programs, and Post Construction Management Plans to include the following best management practices (BMPs) to reduce storm water pollution:

Tenants of this site shall receive educational materials on good house keeping practices which contribute to the protection of storm water quality. These Educational materials shall be provided by the Riverside County Flood Control and Water Conservation District and shall be distributed by the Property Owners' Association. These materials shall address good housekeeping practices associated with the sites' land use and or uses (e.g., good housekeeping practices for office, commercial, retail commercial, vehicle-related commercial, or industrial land use). Employers at this site shall adapt these materials for training their employees in good housekeeping practices (BMP N1 & N13);

Only pesticide applicators who are certified by the State of California as Qualified Applicators or who are directly supervised by a Qualified Applicator shall apply pesticides to common area landscaping. The applicator shall apply all pesticides in strict accordance with pesticide application laws as stated in the California Food and Agricultural Code. Fertilizer shall be applied to common area

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60. PRIOR TO GRADING PRMT ISSUANCE

60.PLANNING. 19

SMP - C/I SWPPP BMP REQD (cont.)

RECOMMND

landscaping in accordance with the manufacturer's recommendations. Application to hardscape surfaces shall be avoided (BMP N3);

The 'catch basin(s)', more particularly described on Exhibit 'A', shall be inspected and, if necessary, cleaned by the Property Owners' Association no later than October 15th of each year. "ONLY RAIN IN THE DRAIN" and "NO DUMPING" stencils shall be repainted as necessary to maintain legibility (BMP N4 & S12);

The Property Owners' Association shall keep the common area(s) free of litter. Litter shall be removed from the common area, and litter receptacles shall be emptied at least once a month. Where improper disposal of trash has occurred, the Property Owners' Association shall take corrective action within forty-eight hours of discovery (BMP N5);

The 'water quality inlet(s), oil/water separator(s) and trash rack(s)', more particularly described on Exhibit 'A', shall be inspected and, if necessary, cleaned by the Property Owners' Association no later than October 15th of each year (BMP S4 & S13);

The Property Owner's Association shall keep the common area(s) free of litter. Litter shall be removed from the common area, and litter receptacles shall be emptied at least once a month. Where improper disposal of trash has occurred, the Property Owner's Association shall take corrective action within forty-eight hours of discovery (BMP N5);

The Street(s) and parking lot(s), more particularly described on Exhibit 'A', shall be swept by the Property Owner's Association at least once a year and shall be swept no later than October 15th of each year (BMP N6);

The Property Owner's Association shall keep loading docks in a clean and orderly condition through a regular program of sweeping, litter control, and the immediate cleanup of spills and broken containers. In accordance with the Riverside County Ordinance No. 754, Establishing Storm Water/Urban Runoff Management and Discharge Controls, illicit discharges and non-storm water discharges (e.g., wash water) from loading docks to storm water drains shall



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60. PRIOR TO GRADING PRMT ISSUANCE

60.PLANNING. 19 SMP - C/I SWPPP BMP REQD (cont.) (cont.) RECOMMND

not be allowed (BMP N12);

The Property Owner's Association shall maintain an up-to-date list identifying the party or parties responsible for the implementation and maintenance of each of the BMPs described herein. The list shall include the party's name, organization, address, a phone number at which the party may be reached 24 hours a day, and a description of the party's responsibility for implementation and maintenance of a particular BMP (BMP N14).

60.PLANNING. 20 SMP - ORD 810 OS FEE SMP (2) RECOMMND

Prior to any additional disturbance permitted by Surface Mining Permit No. 139R1, the permit holder shall comply with the provisions of Riverside County Ordinance No. 810, which requires the payment of the appropriate fee set forth in the Ordinance, unless the fee has already been paid. The amount of the fee shall be based on the "Project Area" as defined in the Ordinance and aforementioned Condition of Approval. The Project Area for the subject surface mining permit is calculated to be 215 acres. In the event Riverside County Ordinance No. 810 is rescinded and or superceded by a subsequent mitigation fee ordinance, payment of the appropriate fee set forth in that ordinance shall be required.

70. PRIOR TO GRADING FINAL INSPECT

PLANNING DEPARTMENT

70.PLANNING. 1 SMP - NO MINING AREA 2 REV REQ RECOMMND

As outlined on EXHIBIT A, "Area 2" represents a section of SMP139R1 which proposes to mine one half of a slope shared by a neighboring mines currently permitted as SMPs 143, 150, and 182. Mining within Area 2 (as outlined on EXHIBIT A) is prohibited within the on- and off-site slopes and setbacks until adjacent mines SMP143, SMP150, and SMP182 are revised and approved to account for the geographic expansion and potential tonnage increase in mining activities. Mining within Area 2 can occur after the processing of a discretionary applications, including CEQA, to revise SMP143, SMP150 and SMP182. Such revisions shall also include relocation of the drowndrain and any/all State

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70. PRIOR TO GRADING FINAL INSPECT

70.PLANNING. 1 SMP - NO MINING AREA 2 REV REQ (cont.) RECOMMND

permits required for such action.

70.PLANNING. 2 SMP - NO MINING AREA 3 REV REQ RECOMMND

As outlined on EXHIBIT A, "Area 3" represents slopes on a western section of SMP139R1 which proposes to mine one half of a slope shared by a neighboring mine currently permitted as SMP202. Maitri Road, now vacated, resides on the top of the shared slope. Mining within Area 3 (as outlined on EXHIBIT A) is prohibited within the on- and off-site slopes and setbacks until the adjacent mine SMP202 is revised and approved to account for the geographic expansion and potential tonnage increase in mining activities. Mining within Area 3 can occur after the processing of a discretionary applications, including CEQA, to revise SMP202. Such revisions shall also address access concerns with the former Maitri Road to the satisfaction of the County (as outlined in other conditions of approval).

70.PLANNING. 3 SMP - 1ST CHECK CLEARANCES RECOMMND

The Riverside County Planning Department - Land Use Section shall verify that the Development Standards of this approval and all other conditions have been complied with prior to any use allowed by this revised Surface Mining Permit, and clearances have been obtained from all required agencies, departments, and/or districts.

70.PLANNING. 4 SMP - 1ST & YR ROAD SIGNS RECOMMND

All roads within the project limits shall be posted with speed limit signs of 15 miles per hour.

70.PLANNING. 5 SMP - 1ST & YR COLOR BLENDING RECOMMND

The processing plant, asphalt plant, and concrete batch plant, shall be painted with colors that blend and camouflage with the surrounding areas.

70.PLANNING. 6 SMP - 1ST & YR NO TRESPASSING RECOMMND

The outer boundary of the mining, processing, maintenance and access road areas shall be posted with "No Trespassing" signs as delineated on Mining Plan, Exhibit "A". Said "No Trespassing" signs shall be maintained to the completion of the project.

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70. PRIOR TO GRADING FINAL INSPECT

70.PLANNING. 7 SMP - 1ST & YR BOUNDARY FENCE RECOMMND

There shall be a fence and locked gates erected along the outer boundary of the active surface mining areas and processing plant indicated on Mining Plan, Exhibit "A". The fence shall be maintained at all times during the operation, and shall consist of a chain link or barbed wire fencing in areas of steep topography.

70.PLANNING. 8 SMP - 1ST & YR SITE STAKING RECOMMND

The outer boundary of the surface mining areas approved as part of this permit shall be surveyed and staked with visible markers such as white PVC pipe. These stakes shall be placed at no less than 300 foot intervals along the boundary of these areas. This staking shall be maintained throughout the life of this permit.

70.PLANNING. 9 SMP - YR TEMPORARY SLOPES RECOMMND

Temporary slopes created during mining operations shall be excavated no steeper than 1:1 (horizontal:vertical) and no higher than 30 feet in vertical height, or in compliance with MSHA and CALOSHA requirements.

80. PRIOR TO BLDG PRMT ISSUANCE

FLOOD RI DEPARTMENT

80.FLOOD RI. 3 USE - SUBMIT FINAL WQMP RECOMMND

A copy of the project specific WQMP shall be submitted to the District for review and approval.

PLANNING DEPARTMENT

80.PLANNING. 2 USE - FEE BALANCE RECOMMND

Prior to issuance of building permits, the Planning Department shall determine if the deposit based fees for project are in a negative balance. If so, any outstanding fees shall be paid by the applicant/developer.



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90. PRIOR TO BLDG FINAL INSPECTION

FLOOD RI DEPARTMENT

90.FLOOD RI. 1                   USE - CERTIFY BMP IMPLEMENTATI                   RECOMMND

The developer must provide to the District documentation signed by a registered engineer, under the state of California, stating that the BMPs are implemented and constructed as shown on the plan.

90.FLOOD RI. 2                   USE - BMP - EDUCATION                   RECOMMND

The developer shall distribute environmental awareness education materials on general good housekeeping practices that contribute to protection of stormwater quality to all initial users. The developer may obtain NPDES Public Educational Program materials from the District's NPDES Section by either the District's website [www.floodcontrol.co.riverside.ca.us](http://www.floodcontrol.co.riverside.ca.us), e-mail [fcnpdes@co.riverside.ca.us](mailto:fcnpdes@co.riverside.ca.us), or the toll free number 1-800-506-2555. Please provide Project number, number of units and location of development. Note that there is a five-day minimum processing period requested for all orders.

The developer must provide to the District's PLAN CHECK Department a notarized affidavit stating that the distribution of educational materials to the tenants is assured prior to the issuance of occupancy permits.

If conditioned for a Water Quality Management Report (WQMP), a copy of the notarized affidavit must be placed in the report. The District MUST also receive the original notarized affidavit with the plan check submittal, by mail or in person in order to clear the appropriate condition. Placing a copy of the affidavit in the WQMP without submitting the original will not guarantee clearance of the condition.

90.FLOOD RI. 3                   USE - IMPLEMENT WQMP                   RECOMMND

All structural BMPs described in the project-specific WQMP shall be constructed and installed in conformance with approved plans and specifications. It shall be demonstrated that the applicant is prepared to implement all non-structural BMPs described in the approved project specific WQMP and that copies of the approved project-specific WQMP are available for the future owners/occupants. The District will not release occupancy

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90. PRIOR TO BLDG FINAL INSPECTION

90.FLOOD RI. 3 USE - IMPLEMENT WQMP (cont.)

RECOMMND

permits for any portion of the project exceeding 80% of the project area prior to the completion of these tasks.

PLANNING DEPARTMENT

90.PLANNING. 3 USE - ORD 810 O S FEE (2)

RECOMMND

Prior to the issuance of a certificate of occupancy, or upon building permit final inspection prior to use or occupancy for cases without final inspection or certificate of occupancy (such as an SMP), whichever comes first, the applicant shall comply with the provisions of Riverside County Ordinance No. 810, which requires the payment of the appropriate fee set forth in the Ordinance. The amount of the fee will be based on the "Project Area" as defined in the Ordinance and the aforementioned Condition of Approval. The Project Area for Surface Mining Permit No. 139R1 is calculated to be 255 net acres. In the event Riverside County Ordinance No. 810 is rescinded, this condition will no longer be applicable. However, should Riverside County Ordinance No. 810 be rescinded and superseded by a subsequent mitigation fee ordinance, payment of the appropriate fee set forth in that ordinance shall be required.



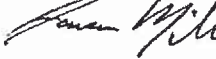
EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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State Water Resources Control Board

**TO:** Glenn S. Robertson, PG, M.S.  
Engineering Geologist (CEQA Coordinator)  
Santa Ana Regional Water Quality Control Board  
3737 Main Street, Suite 500  
Riverside, CA 92501

**FROM:** Aaron Miller, Supervisor   
Enforcement Unit 4  
Senior Water Resource Control Engineer  
**DIVISION OF WATER RIGHTS**

**DATE:** March 25, 2013

**SUBJECT:** MAYHEW AGGREGATES AND MINE RECLAMATION WATER DIVERSION IN  
TEMESCAL CANYON

Mr. Robertson,

This memorandum is in response to your inquiry regarding the Mayhew Aggregates and Mine Reclamation (Mayhew Aggregates) diversion of water from Mayhew Creek in Riverside County and any potential issues that should be addressed in any California Environmental Quality Act (CEQA) document that is prepared for the project.

The State Water Resources Control Board (State Water Board), Division of Water Rights (Division) is responsible for the administration of appropriative water rights in California initiated after 1914; commonly referred to as "post-1914 appropriative water rights." An appropriative water right is required for the diversion of surface water and water flowing in subterranean streams through known and definite channels for beneficial purposes. Any unauthorized diversion of water constitutes a trespass against the State, and the State Water Board may impose a civil liability in an amount not to exceed \$500 for each day that a trespass occurs. (California Water Code § 1052, et seq.)

Based on the information provided to the Division, it appears Mayhew Aggregates is diverting all the water in Mayhew Creek to storage in the existing mine pit. The Division's database shows no record of a basis of right for the referenced diversion of Mayhew Creek. The diversion of surface water for a beneficial purpose from a natural channel, such as Mayhew Creek, requires an appropriative water right permit from the State Water Board. If water is being diverted and a beneficial use of the water is not being made, the diversion could be considered wasteful and unreasonable. The State Water Board has a duty to protect the public trust and to prevent the waste and unreasonable use of water, unreasonable method of use, or unreasonable method of diversion of water. (Water Code § 275)

CHARLES R. HOPPIN, CHAIRMAN | THOMAS HOWARD, EXECUTIVE DIRECTOR

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1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

All diversions from a stream have the potential of reducing downstream flows and thereby encroaching on the availability of water for downstream water right holders. CEQA projects which may alter the flow of an existing water course should include an evaluation of any existing basis of right or if a water right will be required and include a detailed analysis of water availability by examining potential impacts to downstream water right holders and potential impacts to the environment. It appears these issues will need to be addressed in any CEQA document prepared for this project.

Additionally, Water Code § 5101 requires, with minor exceptions, that a person who diverts water from a surface stream, spring or subterranean stream must report this diversion by filing an initial Statement of Water Diversion and Use (Statement) with the State Water Board, followed thereafter by triennial Supplemental Statements, unless the diversion is covered by a permit, license or registration issued by the Division or the diversion is included in other approved reporting documents submitted to the State Water Board. Based on Division records, Mayhew Aggregates has not filed a Statement for the current diversion of water from Mayhew Creek. Information regarding the Statement program and a link to obtaining the necessary form can be found at:

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/diversion\\_use/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/).

The State Water Board may administratively impose a civil liability in the amount of \$1,000 for the failure to file a Statement for diversions that have occurred since 2009, plus \$500 per day for each additional day on which the violation continues if the person fails to file a Statement within 30 days after the State Water Board has called the violation to the attention of that person. (Water Code § 5107, subd. (c) (1)) It would appear that Mayhew Aggregates should immediately file this form with the Division.





## MEMORANDUM

To: Matt Straite  
Riverside County Planning Department  
County Administrative Center  
4080 Lemon Street, 12th Floor  
Riverside, CA 92502-1629

From: Jeramey Harding

Re: **SMP 139R1 - RESPONSE TO SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD CONCERNS**

Date: February 11, 2013

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Mr. Straite:

As you are aware, on January 7 and January 17, 2013, Mr. Glenn Robertson with the Santa Ana Regional Water Quality Control Board (RWQCB) indicated some concerns over the proposed Surface Mining Permit Revision 139 (SMP 139R1) project, particularly in reference to previous and potential future impacts to Mayhew Creek.

The purposes of this memo are to: a) provide a historical overview that led to the existing conditions of Mayhew Creek; b) provide a detailed description of the proposed project; and c) respond to the various issues raised in Mr. Robertson's e-mails.

### **Historical Context**

As shown on Figure 1, *Existing Mining Operations*, mining within the vicinity of the SMP 139R1 project operates under multiple permits, including: Surface Mining Permits (SMP) 143, 150, and 182 to the south, and SMP 202 to the west. Within the SMP 139R1 site, mining currently occurs pursuant to two separate permits: PP 1828 and SMP 139 (herein collectively referred to as SMP 139). Mining activities at all of these sites have been ongoing since the early- to mid-1970s.

Historically, the Mayhew Creek traversed the SMP 182 and SMP 150 sites from south to north via a defined, unimproved, natural channel separated from mining activities by a 10-20 foot tall dike. A debris basin constructed at the north end of the SMP 150 site contained flows from Mayhew Creek and directed them through three 48-inch diameter pipes under the east-west access road and into a debris catchment basin located within the SMP 139 site. The basin on the SMP 139 site extracted debris from Mayhew Creek and diverted the creek's flow in an easterly direction and north along the eastern boundary of the SMP 139 site. Figure 2, *Mayhew Creek – Historic Spillway and Debris Basin Location Map*, and Figure 3, *Mayhew Creek - Historic Spillway and Debris Basin Cross Section*, depicts the location and configuration for the spillway and debris basin that were previously located on the SMP 150 and SMP 139 sites, which also are shown on Figure 4, *1994 Historic Aerial Photo*.



In January/February 2005, heavy rains, combined with geological movement along the Glen Ivy Fault line, caused the bank between the Mayhew Creek and the SMP 139 pit wall to substantially erode and partially collapse into the SMP 139 mining pit. As a result, flows from Mayhew Creek began to immediately discharge directly into the SMP 139 gravel pit and created instability issues with respect to the southern and eastern slopes of the mining pit. In order to address this emergency condition, in approximately April 2005 the former mining operator (CEMEX) was directed by the Riverside County Building & Safety Department to construct a concrete down-drain structure measuring approximately 300 feet in length along the southern pit wall of the SMP 139 site. The purpose of this down-drain structure was to stabilize the pit walls against water erosion hazards. With completion of the down-drain structure, all flows from the Mayhew Creek were fully detained within the SMP 139 pit and no longer were conveyed downstream to the Temescal Wash. Figures 5 and 6, *Existing Hydrology Conditions*, depict the current hydrology conditions of the SMP 139 site and surrounding areas that resulted from the events of early 2005.

On July 21, 2005, the Army Corps of Engineers (ACOE) issued a determination that, “due to the change in course of Mayhew Creek from going around the eastern boundary of [the] property to now flowing into the quarry gravel pit...” Mayhew Creek and the down-drain structure “...is not subject to [ACOE] regulation under Section 404 of the Clean Water Act and a Section 404 permit is not required...” Although the down-drain structure was determined not to be regulated pursuant to Section 404 of the Clean Water Act (CWA), the ACOE required the preparation of a new Habitat Mitigation Monitoring Plan (HMMP) for impacts to a previously-approved mitigation area (discussed below).

On September 9, 2005, the RWQCB acknowledged the finding of the ACOE, and determined that Mayhew Creek is a water of the state, discharges to which are subject to regulation under California Water Code Section 13000 *et seq.* Specifically, the RWQCB determined that the “discharge” associated with the construction of the down-drain structure is subject to State Water Resources Control Board Order No. 2004-0004-DWQ, *Statewide General Waster Discharge Requirements for Dredge and Fill Discharges to Waters Deemed by the U.S. Army Corps of Engineers to be Outside of Federal Jurisdiction* (Order No. 2004-0004-DWQ). On September 30, 2005, CEMEX (the former operator of the SMP 139 site) issued a Notice of Intent (NOI) to Participate in Order No. 2004-0004-DWQ and paid the appropriate fees associated therewith.

Additionally, on September 28, 2005 the California Department of Fish and Wildlife (CDFW) issued an Agreement to Amend Lake or Streambed Alteration Agreement Number 5-066-97 (SAA 5-066-97), which amended the original Streambed Alteration Agreement for Mayhew Creek and included new and amended conditions related to Mayhew Creek. SAA 5-066-97 authorized the impacts to Mayhew Creek that occurred during construction of the down-drain structure subject to revised mitigation requirements.

As required to implement the conditions specified in the amended SAA 5-066-97, fulfill the requirements associated with RWQCB Order No. 2004-0004-DWQ, and as required by the ACOE, a HMMP was prepared to address impacts to Mayhew Creek that resulted from construction of the concrete down-drain structure. Mitigation specified by the HMMP included the on-site restoration of 9.7 acres of riparian habitat as a mule fat plant community, to be located in the northeastern corner of the SMP 139 site. The





goal of the restoration area is to replace riparian scrub habitat and provide biological water quality treatment of nuisance and “first-flush” runoff prior to discharge into Temescal Creek. The restoration area receives flows from east of the SMP 139 site along a former tributary of Mayhew Creek. It should be noted that although the restoration area occurs within the SMP 139 site, it occurs fully outside of the areas to be permitted as part of proposed SMP 139R1.

Subsequent to the above-described consultations with the RWQCB, ACOE, and the CDFW, Riverside County approved Substantial Conformance No. 1 to Reclamation Plan No. 106 (RCL 106), which is associated with PP 1828. Approval of the Substantial Conformance legalized the 300-foot down-drain structure that had been constructed under emergency conditions in April 2005 and imposed new conditions of approval on RCL 106.

### **Project Description – SMP 139R1 and Future Permitting Requirements**

The currently proposed project consists of applications for a Surface Mining Permit Revision (SMP 139R1) and a Conditional Use Permit (CUP 03679). SMP 139R1 proposes to consolidate several existing permits (PP 1828, RCL 106, and SMP 139) under a single, comprehensive entitlement for the property; to reduce the permitted annual tonnage allowed at the mine from 5,000,000 tons per year to 2,000,000 tons per year; to reconfigure areas subject to mining activities on-site to include the existing slopes and setback areas located along the western and southern boundaries of the site; and to extend the expiration date of the existing permits from January 2018 to December 31, 2068. CUP 03679 would allow for the operation of an Inert Debris Engineered Fill Operation (“IDEFO”), which would facilitate ultimate reclamation of the site by allowing for the import and on-site processing of inert construction debris.

As part of proposed SMP 139R1, areas proposed for mining activities would be expanded to include the existing slopes and setback areas between the SMP 139R1 site and adjacent mines (SMPs 143, 150, 182, and 202). However, in order to mine these slopes, mining also would need to eventually occur along the off-site portions of the slopes and setback areas within areas currently regulated pursuant to SMPs 143, 150, 182, and 202. Since the off-site portions of these slopes and setback areas cannot be mined until the permits for SMPs 143, 150, 182, and/or 202 are revised to allow for such mining activities, the portions of these slopes and setback areas located within the SMP 139R1 site also cannot be mined until those adjacent permits are revised. Revisions to SMPs 143, 150, 182, and 202 would consist of discretionary approvals that would be subject to compliance with the California Environmental Quality Act (CEQA).

As a necessary component of mining the slopes and setback areas (both on- and off-site), the existing down-drain structure located at the southern boundary of the SMP 139 site would need to be relocated to the southern portion of the SMP 150 site in order to accommodate the expanded pit that would be created between these two mining sites.

Although plans for the relocation of this down-drain structure are not clearly defined at this time, construction of a down-drain structure along the southern slope of the SMP 150 site is required pursuant to the existing approved SMP 150 permit<sup>1</sup>. Impacts associated with the construction of a drop-

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1. Please refer to the following documents attached to this memo: “SMP 150, Revision No. 1 Reclamation Plan, Exhibit 2,”





down/inlet structure along the southern slopes of SMP 150 were evaluated as part of Riverside County Final EIR No. 359, which imposed the following mitigation measure: “The existing flow channel and banks of the Mayhew Creek that traverse the site of Werner Corporation SMP 150 and 182 shall be maintained intact until mining of the three pits is completed or until operational needs warrant [sic] its removal/relocation.” Thus, although relocation of the down-drain structure is a reasonably foreseeable consequence of the SMP 139R1 project, its relocation to the SMP 150 site is already approved pursuant to SMP 150, Revision No. 1, and impacts associated with its relocation were evaluated and disclosed as part of Riverside County Final EIR No. 359.

Additionally and as previously indicated on Figures 5 and 6, a portion of the historic Mayhew Creek drainage has been preserved along the eastern perimeter of the SMP 143 and SMP 139R1 sites. This drainage conveys flows from the southwest towards the restoration area identified by the above-described HMMP, and thence northeasterly via an existing 30-foot earthen bottom culvert towards the Temescal Creek Wash. This portion of Mayhew Creek will not be impacted by the proposed SMP 139R1 project, and will be retained in its existing condition.

#### **Response to RWQCB Concerns**

The following provides a response to the concerns expressed by Mr. Glenn Robertson in his January 17, 2013 e-mail to Mr. Matt Straite.

- ***RWQCB Comment:*** *I do have confusion between his referenced “SMP 139R1 Project” vs. the proposed shift of operations between the existing SMP 139 quarry to the future SMP 143 quarry, and I hope the draft MND or DEIR will clarify any difference.*

**Response:** Please note that the January 7, 2013 e-mail response from T&B Planning incorrectly stated that the down structure would be relocated to the SMP 143 quarry; in fact, the down structure would be relocated instead to the SMP 150 quarry. The MND for SMP 139R1 will include a discussion of the relocation of the down-drain structure, although impacts associated with the relocation of this down-drain structure were previously evaluated as part of Final EIR No. 359. As a condition of approval placed on SMP 139R1, no mining activities within SMP 139R1 that necessitate relocation of the down-drain structure will be permitted to commence until after SMP 150 is revised to accommodate the relocated down-drain structure, and any CEQA compliance documentation required in conjunction with the revision to SMP 150 has been prepared and approved. Furthermore, please note that there would be no “shift of operations” to the SMP 143 or SMP 150 sites as a result of the proposed SMP 139R1 project. Only the down-drain structure would eventually need to be relocated from its current location to the SMP 150 site. Actual mining operations would occur as proposed by SMP 139R1, and future operations within SMP 150 would occur as allowed under its current permits and/or as modified pursuant to a future permit revision for SMP 150.

which clearly depicts a “Proposed Storm Water Inlet Structure” at the southern boundary of the SMP 150 site; b) SMP 150, Revision No. 1 Condition of Approval No. 9; c) Staff Report for SMP 150 requiring the construction of a inlet structure as mitigation for impacts to hydrology, flooding, drainage and water quality; and d) Riverside County Flood Control and Water Conservation District Letter dated April 5, 1991.



- **RWQCB Comment:** *Regardless we have a situation where the original Mayhew Creek was completely diverted in 2006 to the SMP 139 pit for aggregate washing purposes, thereby denying beneficial uses downstream that had been supported by that water. This was/is a violation of Mayhew Creek's water quality standards, i.e. violation of the Water Code which sanctions Regional Basin Plans to uphold those water quality standards.*

**Response:** As indicated above, Mayhew Creek was not diverted by the project applicant; rather, the course of this creek was altered due to heavy rain events in January/February 2005 and geological movement along the Glen Ivy Fault line. These conditions resulted in substantial erosion of the mining pit walls and caused the creek to flow into the SMP 139 gravel pit, thereby necessitating the emergency construction of a concrete down-drain structure to protect the slopes along the southern perimeter of the pit.

Mayhew Creek was not “diverted for...aggregate washing purposes.” Runoff from Mayhew Creek is fully detained within the southern portion of the SMP 139 pit, and there is no plumbing or other conveyance infrastructure allowing for the use of the water in this pit to be used as part of the mining operation. Rather, water used for aggregate mining operations is provided to the site by the Elsinore Valley Municipal Water District (EVMWD), which is pumped to a holding pond located near Temescal Canyon Road. Water from the holding pond is then pumped into the large desilting basin located in the north-central portion of the SMP 139 pit (which bears no connection to the southern basin into which Mayhew Creek drains). Water from the desilting basin is then utilized as part of a closed-loop system, in which water is pumped to the processing plant, used to process mining materials, then discharged back into the desilting basin to allow for settlement and re-use of the water. At no time is any water from Mayhew Creek utilized during the existing (or proposed) mining operation.

Furthermore, as stated in their September 9, 2005 letter to CEMEX, the RWQCB previously determined that the fill activities associated with the construction of the down-drain structure “...appears to be subject to State Water Resources Control Board Order No. 2004-0004-DWQ...” The prior mine operator (CEMEX) submitted a NOI to participate in Order No. 2004-0004-DWQ on September 30, 2005. The information provided in the 2005 NOI demonstrated the eligibility of the down-drain structure for participation in Order No. 2004-0004-DWQ, as follows: 1) Mayhew Creek was determined to be an isolated ephemeral stream that is not subject to Section 404 of the CWA, as evidenced by the July 1, 2005 letter from the ACOE; 2) improvements associated with the down-drain structure required only 100 linear feet of fill and involved only 0.1-acre of fill, which is less than the 400 linear feet for fill and 0.2-acre fill maximum allowed under Order No. 2004-0004-DWQ; 3) mitigation (as set forth in the HMMP) was fully implemented to address potential impacts to receiving waters; 4) no cumulative effects to beneficial uses for receiving waters were identified; and 5) no adverse effects to rare, candidate, threatened, or endangered species were identified in association with the construction of the down-drain structure (assuming compliance with the HMMP).





By virtue of the project's participation in Order No. 2004-0004-DWQ, the down-drain structure construction does not represent a violation of Mayhew Creek's water quality standards, nor is it a violation of the Water Code.

- ***RWQCB Comment:*** *So an argument that the down-drain's move to a future SMP 143 pit would simply perpetuate an already captured stream incorrectly perpetuates this violation; it appears that the Riverside County Planning Department should never have approved this diversion in 2006 to begin with – I doubt my agency heard about it but you certainly can cite an older EIR that discussed it.*

Response: Given the mining operator's participation in Order No. 2004-0004-DWQ (and associated mitigation), there is no "violation" of the Water Code.

The construction of the down-drain structure was necessary to rectify an emergency condition created by unusually heavy rain events and geological movements along the Glen Ivy fault that resulted in the alteration of the flow path for Mayhew Creek. Thus, flows associated with Mayhew Creek were not diverted by the SMP 139R1 project applicant or previous mine operators. Construction of the down-drain structure was reviewed by the RWQCB, as evidenced by their July 21, 2005 letter to CEMEX (a copy of which is attached hereto).

Riverside County did not issue Substantial Conformance No. 1 to RCL 106 until after all consultations with the RWQCB, ACOE, and CDFW had been completed. The County Planning Department's approval of Substantial Conformance No. 1 fully complied with Riverside County Ordinance No. 555.

As the construction of the down-drain structure was determined by the Riverside County Planning Department to be exempt from CEQA, no EIR (or MND) was prepared in support of the RCL 106 Substantial Conformance No. 1 application. It should be noted, however, that mining-related impacts to the Mayhew Creek were previously anticipated, disclosed, and evaluated as part of Riverside County Final EIR No. 359, which was prepared in conjunction with SMP 150, Substantial Conformance No. 1.

- ***RWQCB Comment:*** *I'm trying to give Regional Board staff a "first bite at that apple" given the Project's newly proposed move of the down-drain from SMP 139 to the future quarry SMP 143, which given that interruption seems to create a new diversion.*

Response: As previously noted, relocation of the down-drain structure would not occur until such a time that SMP 150 (not SMP 143) is revised to allow for mining of the portions of slopes and setback areas that occur on the SMP 150 site. Furthermore, relocating the down-drain structure would not create any new diversion in flows, since all flows would continue to be detained on-site within the mining pits. Relocation of the down-drain structure would merely shift the location where the water is detained; there would be no increase (or decrease) in the total volume of flows that would be conveyed via the down-drain structure and into the mining pits, where detained runoff would then be allowed to infiltrate into the ground.





- **RWQCB Comment:** *Now, it appears that a secondary channel is described by Mr. Harding as having formed alongside the lip of SMP 139 quarry, generally directing some of the localized runoff downstream again – though it is not the original tributary flowline of Mayhew Creek from the Santa Ana Mountains to Temescal Creek (Temescal Canyon Bottom).*

Response: The “secondary channel” along the eastern edge of the existing SMP 139 site is the former Mayhew Creek alignment that existed prior to the above-described events of January/February 2005, and is not a “new” channel that has since formed. As shown on Figures 5 and 6, flows within this channel originate from hills located southwesterly of the mining complex, and were historically tributary to Mayhew Creek. These flows, which traverse around the edge of the mining complex along the eastern boundary of SMP 143 and SMP 139, continue to be tributary to Temescal Creek. This is an existing condition that will not be altered or in any way impacted by the proposed SMP 139R1 project.

- **RWQCB Comment:** *The CEQA document should detail what has occurred, and provide documentation of approved water rights held by Mayhew Aggregates & Mine Reclamation (Company?) for this action on Mayhew Creek. I think all this deserves some follow up both in the CEQA document’s discussion and during the permit discussion...*

Response: The MND for SMP 139R1 will provide a discussion of the events of January/February 2005 and associated permits that were issued allowing for construction of the down-drain structure. The project proponent does not hold water rights for Mayhew Creek, as runoff from Mayhew Creek is not used during mining operations; rather, flows from Mayhew Creek are merely accommodated within the existing mining pit, where they infiltrate into the groundwater basin. Permits for relocating the existing down-drain structure would be sought following Riverside County approval of revisions to SMP 150, as the southern slope of SMP 139R1 cannot be mined and the down-drain structure cannot be relocated until a revision to SMP 150 is approved by Riverside County (and reviewed as part of a CEQA process).

- **RWQCB Comment:** *In the interest of time I am cc’ing this email to our Water Rights office at the State Water Resources Control Board in Sacramento, for their views on continued diversions of an entire stream... as opposed to the potential case of, say, diversion of only a portion of the stream if Mayhew Creek’s entire channel could be re-established (as a mitigation measure) all the way from the Santa Ana Mountains to Temescal Creek.*

Response: Existing conditions associated with the existing mining complex (including SMP 139R1 and surrounding mining sites) renders the re-establishment of the historic flow lines infeasible, as demonstrated on Figures 5 and 6. Moreover, no “diversion” of flows occurred to Mayhew Creek, as the change in course of Mayhew Creek occurred due to rain events in January/February 2005 and geological movements along the Glen Ivy fault, and not by any actions undertaken by the SMP 139R1 project applicant or by previous mine operators. It is our opinion that no additional mitigation measures should be required in association with the relocation of this down-drain structure, since such a relocation would not affect the total volume



SMP 139R1

February 11, 2013

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of flows that are detained and allowed to infiltrate into the groundwater basin, and because all appropriate mitigation is identified as part of the HMMP prepared pursuant to the requirements of the ACOE, CDFW, and RWQCB. Moreover, the down-drain is not proposed to be relocated at this time, and detailed plans for such eventual relocation are not available at this time. Relocation of the down-drain will be evaluated as required by CEQA when a future proposed revision to SMP 150 is submitted to the County to review.

We appreciate the continued efforts of Riverside County in support of the SMP 139R1/CUP 03679 project. If there are any questions or if the County should require any additional information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeramey Harding'.

**Jeramey Harding, AICP**

Senior Project Manager

**T&B PLANNING**

Phone: (760) 452-2300

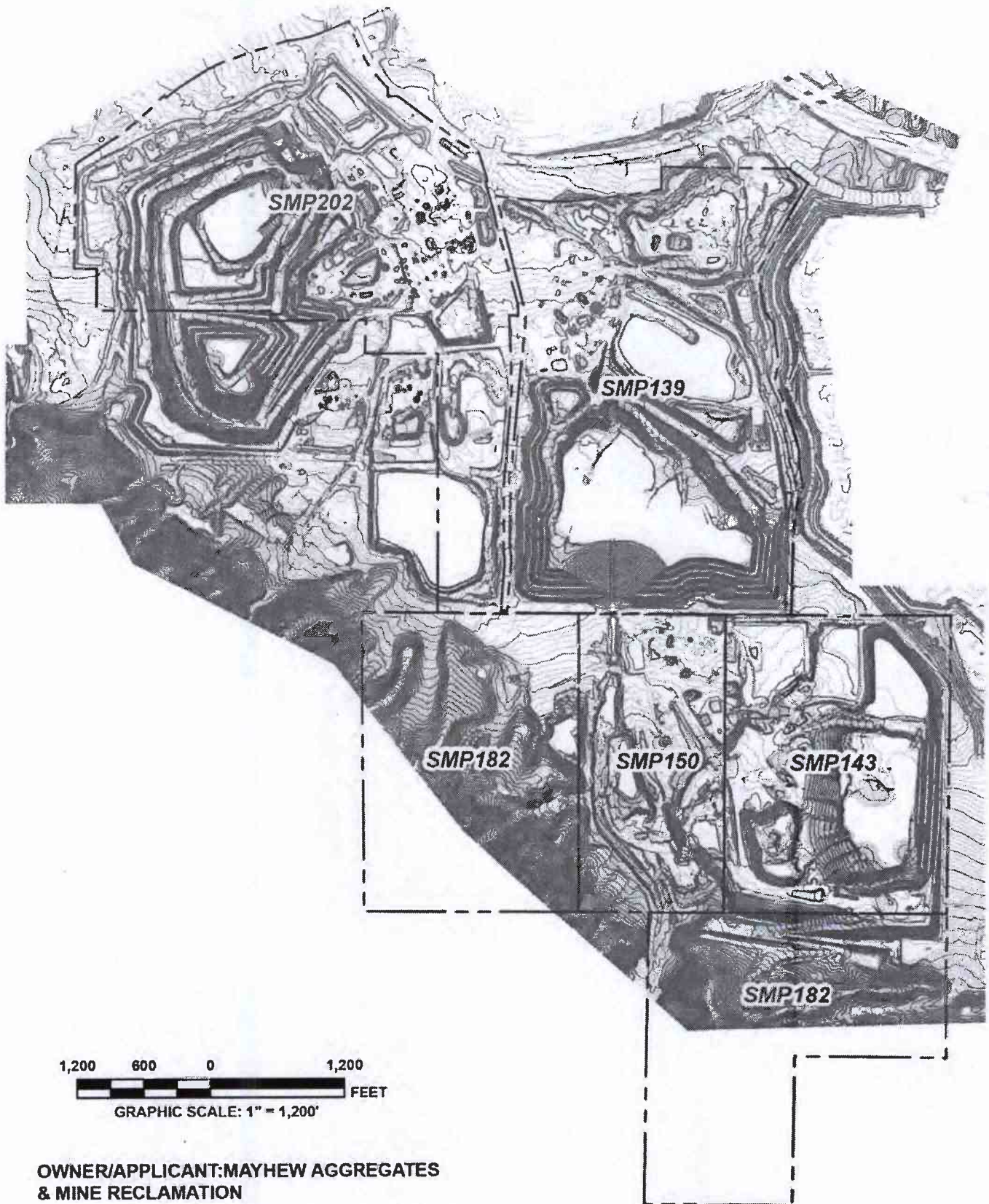
[jharding@tbplanning.com](mailto:jharding@tbplanning.com)

Cc: Glenn S. Robertson, Santa Ana Regional Water Quality Control Board

Attachments: Figures 1 through 5; 2005 Wildlife Agency Correspondence & Documentation; RCL106 SC 1 Conditions of Approval; SMP 150 SC 1 Reclamation Plan; SMP 150 SC1 Conditions of Approval; Staff Report for SMP 150 SC 1; April 5, 1991 Flood Control Letter for SMP 150, SC1



**MAYHEW AGGREGATES AND MINE RECLAMATION**



**OWNER/APPLICANT: MAYHEW AGGREGATES & MINE RECLAMATION**

**SOURCE OF TOPOGRAPHY: AERIAL TOPOGRAPHIC SURVEY DATED JANUARY 11, 2011, PERFORMED BY COOPER AERIAL SURVEYS, INC.**



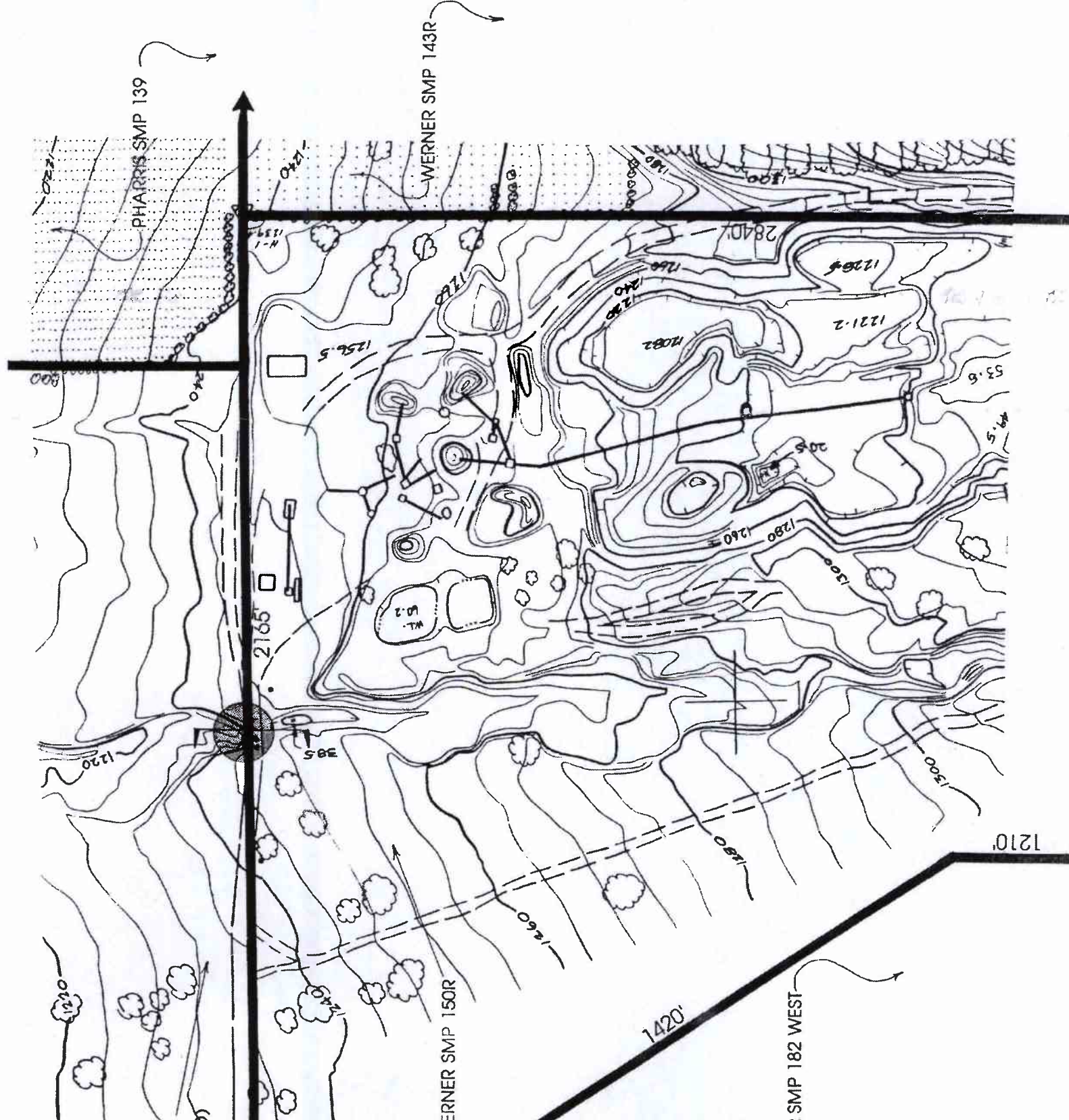
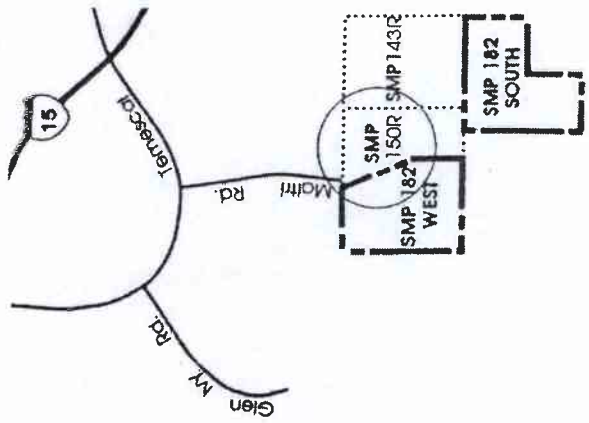
Figure 1

**EXISTING MINING OPERATIONS**

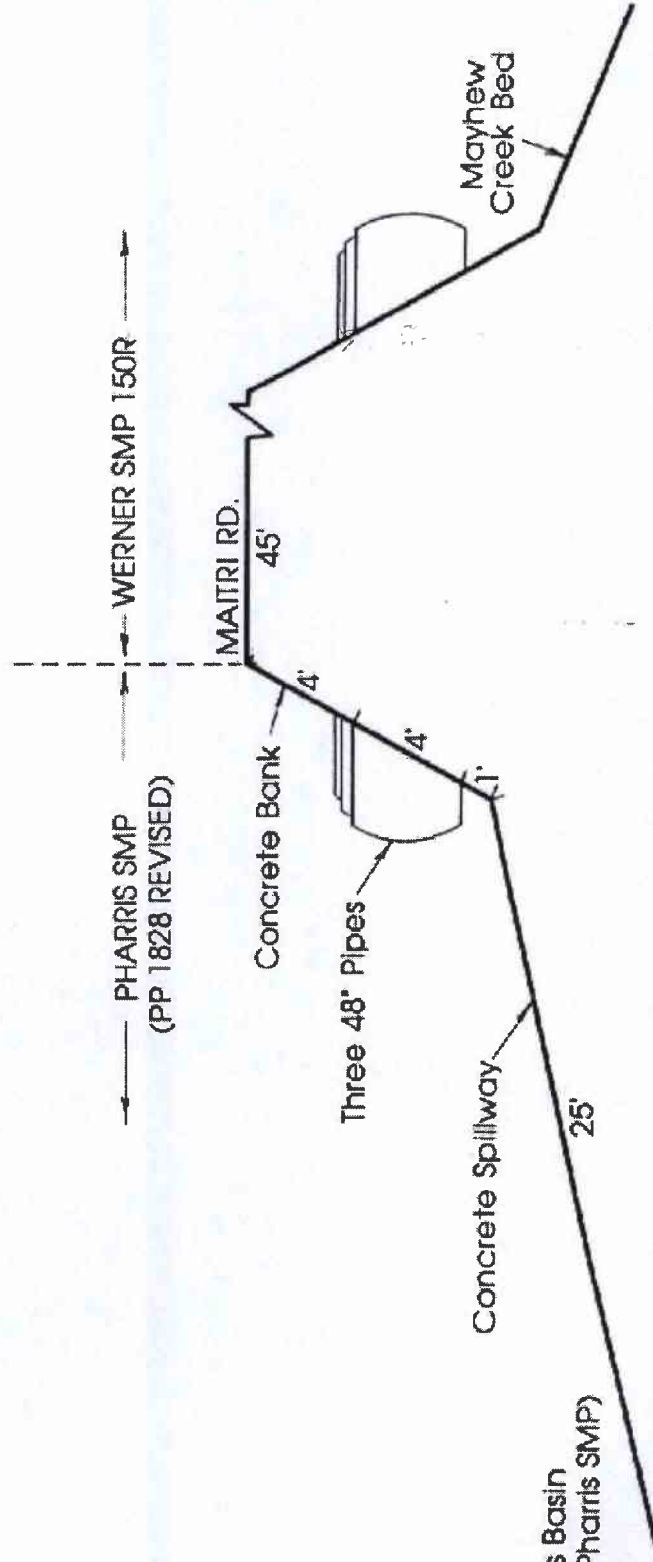


See Cross Section

KEY MAP



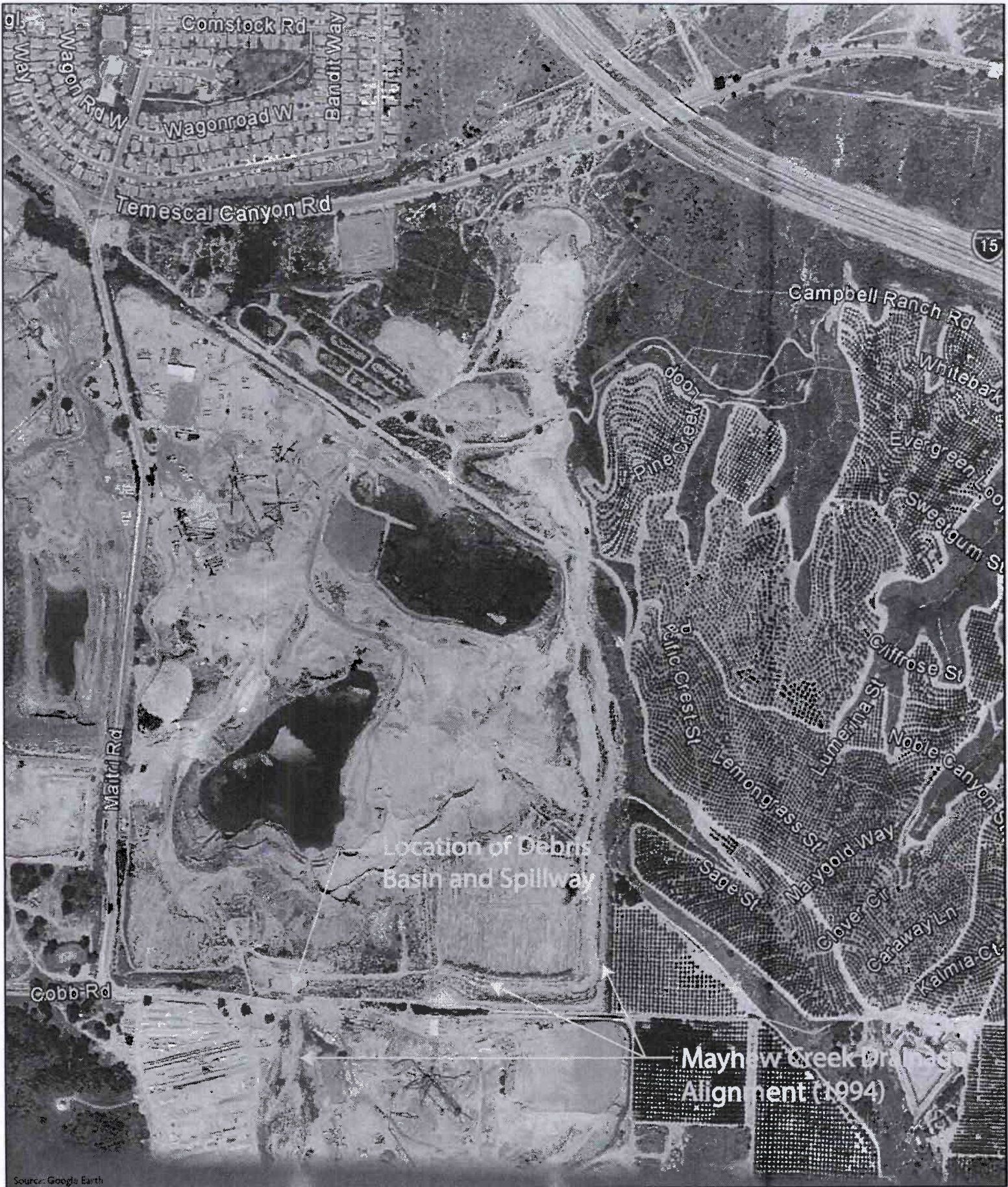




NOTE: Side View, Looking East of Maitri Rd.



# MAYHEW AGGREGATES AND MINE RECLAMATION



Source: Google Earth

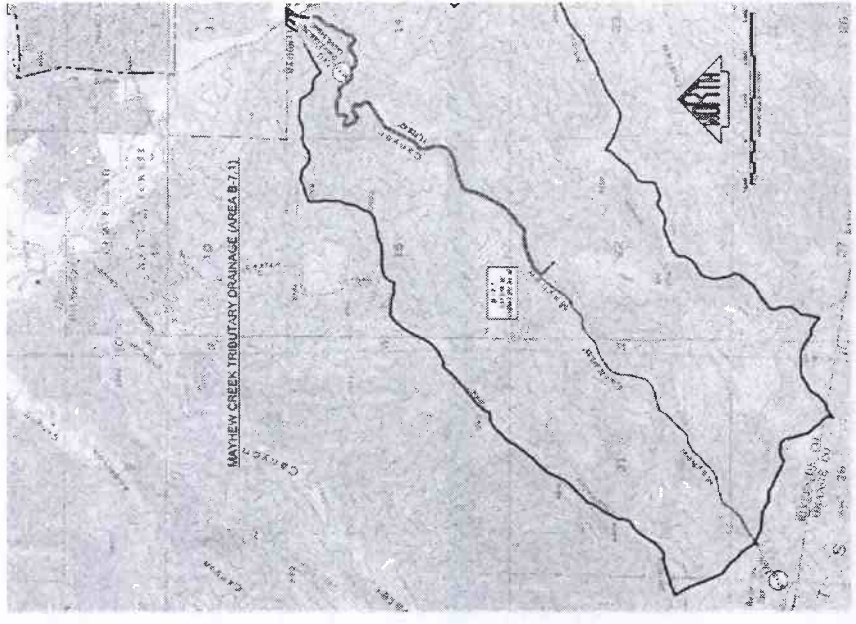
**T&B PLANNING**  
175421 East 17th Street, Suite 100, Tulsa, CA 92780  
p. 714.305.6360 f. 714.305.6161  
www.tbplanning.com

NOT TO SCALE



Figure 4  
**1994 HISTORICAL AERIAL PHOTO**





**FRESHWATER COMPENSATION FRESHWATER OUTPUT CALCULATIONS**

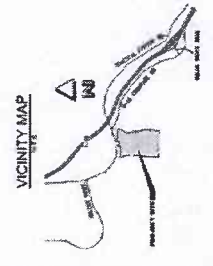
Stream Name	Flow (cfs)	Concentration (ppm)	Flow (cfs)	Concentration (ppm)
1	100	10	100	10
2	200	20	200	20
3	300	30	300	30
4	400	40	400	40
5	500	50	500	50
6	600	60	600	60
7	700	70	700	70
8	800	80	800	80
9	900	90	900	90
10	1000	100	1000	100

**FRESHWATER COMPENSATION FRESHWATER INPUT VALUES**

Stream Name	Flow (cfs)	Concentration (ppm)	Flow (cfs)	Concentration (ppm)
1	100	10	100	10
2	200	20	200	20
3	300	30	300	30
4	400	40	400	40
5	500	50	500	50
6	600	60	600	60
7	700	70	700	70
8	800	80	800	80
9	900	90	900	90
10	1000	100	1000	100

**FRESHWATER COMPENSATION FRESHWATER INPUT VALUES**

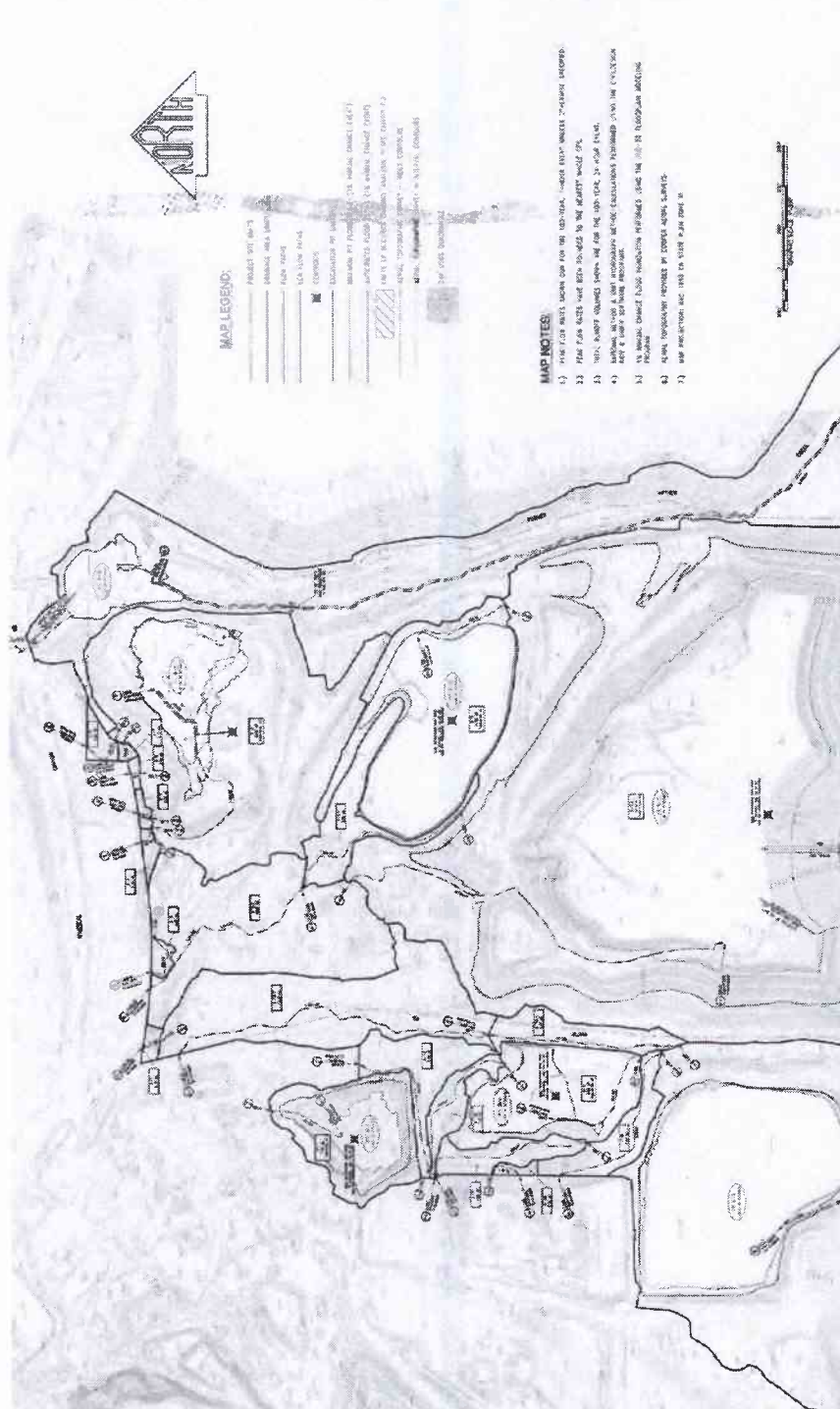
Stream Name	Flow (cfs)	Concentration (ppm)	Flow (cfs)	Concentration (ppm)
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2	200	20	200	20
3	300	30	300	30
4	400	40	400	40
5	500	50	500	50
6	600	60	600	60
7	700	70	700	70
8	800	80	800	80
9	900	90	900	90
10	1000	100	1000	100



**EXISTING NETWORK FOR SUPPLY**

DATE: 11/19/2013

PROJECT: [Illegible]

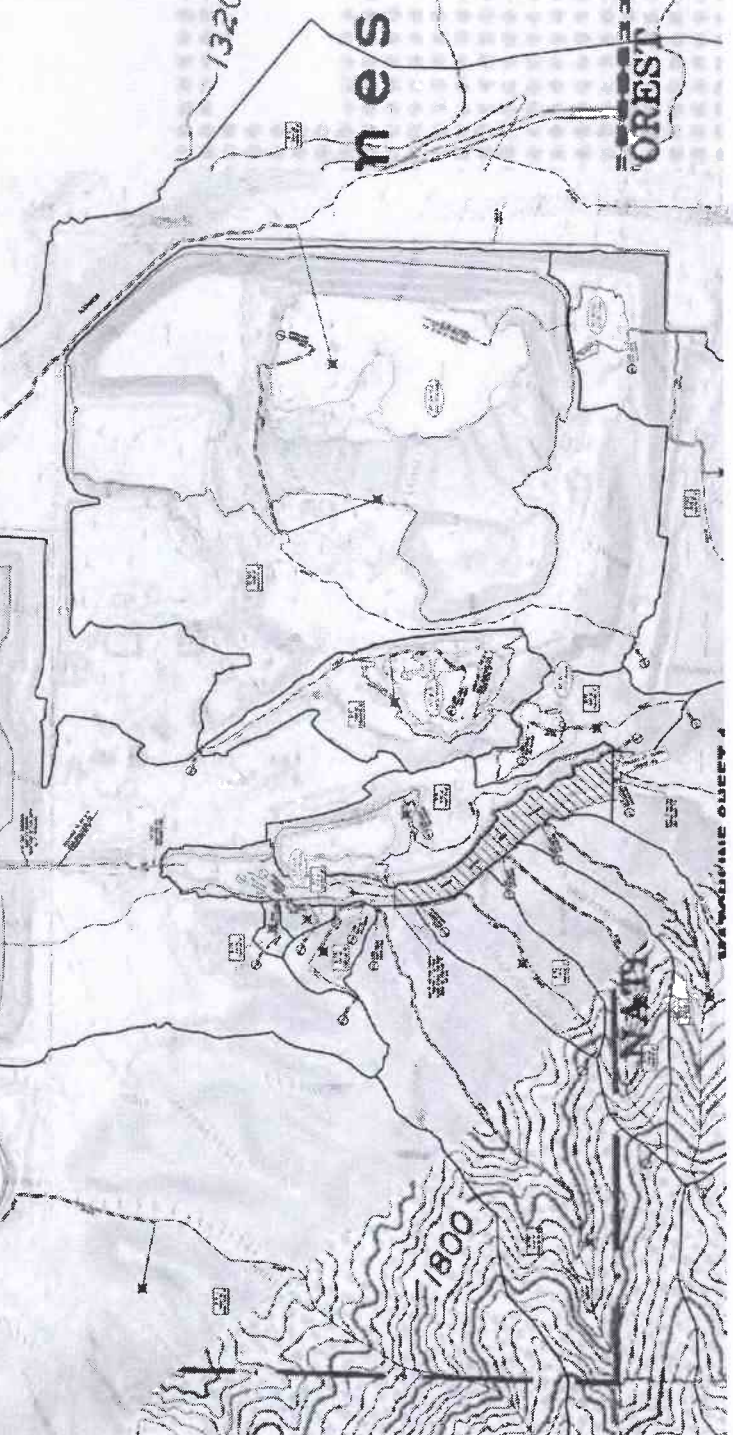


**MAP LEGEND:**

- PROJECT SITE
- EXISTING ROAD
- PROPOSED ROAD
- EXISTING UTILITY
- PROPOSED UTILITY
- EXISTING CONCRETE
- PROPOSED CONCRETE
- EXISTING ASPHALT
- PROPOSED ASPHALT
- EXISTING GRAVEL
- PROPOSED GRAVEL
- EXISTING SAND
- PROPOSED SAND
- EXISTING DIRT
- PROPOSED DIRT

**MAP NOTES:**

- 1) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 2) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 3) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 4) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 5) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 6) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 7) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 8) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 9) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.
- 10) ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF PORTLAND, OREGON REGULATIONS.









**ATTACHMENT A:**  
**2005 WILDLIFE AGENCY CORRESPONDENCE & DOCUMENTATION**

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**DEPARTMENT OF THE ARMY**  
LOS ANGELES DISTRICT, CORPS OF ENGINEERS  
P.O BOX 532711  
LOS ANGELES, CALIFORNIA 90053-2325

REPLY TO  
ATTENTION OF:

July 21, 2005

Office of the Chief  
Regulatory Branch

Cemex Construction Materials, L.P.  
Attention: Christine Jones  
P.O. Box 4120  
Ontario, California 91761

Dear Ms. Jones:

Reference is made to your letter (No. 200501644-WJC) dated July 6, 2005 for a Department of the Army Permit to discharge fill material on up to 0.1 acre of Mayhew Creek in the vicinity of Temescal Wash in Corona, Riverside County, California.

Due to the change in course of Mayhew Creek from going around the eastern boundary of your property to now flowing into the quarry gravel pit, Mayhew Creek is determined to not be regulated per the SWANCC court decision of 2000. The reason for the change in course is due to the rain events in January/February 2005 and geological movement along the Glen Ivy Fault line causing Mayhew creek to flow into the gravel pit. The rain events and the instability of the Glen Ivy Fault line caused the bank between the creek and the pit wall along the southern wall to collapse into the pit.

Based on the information furnished in your letter, we have determined that your proposed project does not discharge dredged or fill material into a water of the United States or an adjacent wetland. Therefore, the project is not subject to our regulation under Section 404 of the Clean Water Act and a Section 404 permit is not required from our office.

Even though, Mayhew creek is now not subject to the Corps' regulation, the applicant is still responsible for the mitigation area that the applicant will be impacting. The mitigation area is a part of a previous permit, which impacted waters of the United States. The applicant shall provide to the Corps a new Habitat Mitigation and Monitoring Plan (HMMP) for the impacts to the mitigation area. Please submit a draft HMMP for the Corps review no later than August 31, 2005.

Furthermore, you are hereby advised that the Corps of Engineers has established an Administrative Appeal Process for jurisdictional determinations which is fully described at 33



CFR Part 331. The Administrative Appeal Process for jurisdictional determinations is diagrammed on the enclosed Appendix C. If you decide not to accept this approved jurisdictional determination and wish to provide new information, please send the information to this office. If you do not supply additional information you may appeal this approved jurisdictional determination by completing the attached "Notification of Administrative Appeal Options and Process and Request for Appeal" form and submitting it directly to the Appeal Review Officer at the address provided on the form.

Please be aware that our determination does not preclude the need to comply with Section 13260 of the California Water Code (Porter/Cologne) and we recommend that you contact the California Regional Water Quality Control Board to insure compliance with the above regulations. Furthermore, our determination does not obviate the need to obtain other Federal, state, or local authorizations required by law.

I am forwarding copies of this letter to: California State Water Resources Control Board, 1001 I Street, Sacramento, California 95814, Attention: Mr. Oscar Balaguer, Chief, Water Quality Certification. California Regional Water Quality Control Board, Region 8, Santa Ana, Attention: Mr. Gerard J. Thibeault, 3737 Main Street, Suite 500, Riverside, California 92501-3339.

If you have any questions, please contact James Chuang of my staff at (213) 452-3372.

Sincerely,



Mark Durham  
Chief, South Coast Section  
Regulatory Branch

**NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND  
REQUEST FOR APPEAL**

Applicant: Cemex Construction Materials, L.P.		File Number: 200501644	Date: July 21, 2005
Attached is:		See Section below	
	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)	A	
	PROFFERED PERMIT (Standard Permit or Letter of permission)	B	
	PERMIT DENIAL	C	
X	APPROVED JURISDICTIONAL DETERMINATION	D	
	PRELIMINARY JURISDICTIONAL DETERMINATION	E	

**SECTION I** - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at <http://usace.army.mil/inet/functions/cw/cecwo/reg> or Corps regulations at 33 CFR Part 331.

**A: INITIAL PROFFERED PERMIT:** You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **OBJECT:** If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

**B: PROFFERED PERMIT:** You may accept or appeal the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**C: PERMIT DENIAL:** You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**D: APPROVED JURISDICTIONAL DETERMINATION:** You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**E: PRELIMINARY JURISDICTIONAL DETERMINATION:** You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.



**SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT**

**REASONS FOR APPEAL OR OBJECTIONS:** (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

**ADDITIONAL INFORMATION:** The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

**POINT OF CONTACT FOR QUESTIONS OR INFORMATION:**

If you have questions regarding this decision and/or the appeal process you may contact:

DISTRICT ENGINEER  
Los Angeles District, Corps of Engineers  
ATTN: Chief, Regulatory Branch  
P.O. Box 532711  
Los Angeles, CA 90053-2325

Tel. (213) 452-3425 FAX (213) 452-4196

If you only have questions regarding the appeal process you may also contact:

Douglas R. Pomeroy, Appeal Review Officer  
U.S. Army Corps of Engineers, CESP-ET-CO  
333 Market Street  
San Francisco, CA 94015-2195

Tel. (415) 977-8035 FAX (415) 977-8047

**RIGHT OF ENTRY:** Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

Signature of appellant or agent.	Date:	Telephone number:
----------------------------------	-------	-------------------





# California Regional Water Quality Control Board

## Santa Ana Region



Alan C. Lloyd, Ph.D.  
Agency Secretary

3737 Main Street, Suite 500, Riverside, California 92501-3348  
Phone (951) 782-4130 – FAX (951) 781-6288 – TTY (951) 782-3221  
<http://www.waterboards.ca.gov/santaana>

Arnold Schwarzenegger  
Governor

September 9, 2005

Christine Jones  
Cemex Construction Materials, LP  
PO Box 4120  
Ontario, CA 91761

Dear Ms. Jones:

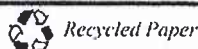
### **U.S. ARMY CORPS OF ENGINEERS NON-JURISDICTIONAL DETERMINATION FOR MAYHEW CREEK – LETTER DATED JULY 21, 2005**

On July 28, 2005, we received a copy of a letter sent to you from the U.S. Army Corps of Engineers (Corps) on July 21, 2005 regarding a proposal to discharge fill material on up to 0.1 acres of Mayhew Creek in the vicinity of Temescal Wash in the City of Corona. In their July 21, 2005 letter, the Corps informed you that the proposed discharge was not subject to their regulation due to the isolated nature of the creek from waters of the U.S. The reasons cited for the isolation of Mayhew Creek are geological movement along the Glen Ivy Fault line and rain events in January and February of 2005 causing flows from Mayhew Creek to enter an adjacent gravel pit.

Although the Corps has determined that Mayhew Creek is isolated and not subject to their regulation, Mayhew Creek is a water of the State. Discharges to waters of the State that affect beneficial uses are subject to regulation under California Water Code Section 13000 *et seq.* Specifically, the proposed discharge of fill appears to be subject to State Water Resources Control Board Order No. 2004-0004-DWQ, Statewide General Waste Discharge Requirements for Dredge and Fill Discharges to Waters Deemed by the U.S. Army Corps of Engineers to be Outside of Federal Jurisdiction (Order No. 2004-0004-DWQ).

Since receiving the Corps July 21, 2005 letter, Regional Board staff is unable to confirm that you have submitted a Notice of Intent (NOI) to participate in Order No. 2004-0004-DWQ. We request that you complete and submit the NOI form, Attachment 1 of Order No. 2004-0004-DWQ, enclosed, along with a fee deposit of \$500.00, to this office by September 22, 2005, so that Cemex's discharge of fill to Mayhew Creek can be appropriately regulated. Failure to submit the NOI is a violation of Order No. 2004-0004-DWQ.

*California Environmental Protection Agency*



September 9, 2005

If you need assistance in completing the NOI Form or have any questions, please call Adam Fischer at (951) 320-6363 or via electronic mail at [afischer@waterboards.ca.us](mailto:afischer@waterboards.ca.us).

Sincerely,



Mark G. Adelson  
Senior Environmental Scientist  
Chief, Regional Basin Planning

Enclosures: State Board Order No. 2004-0004-DWQ  
Notice of Intent Form (as an attachment)

cc: State Water Resources Control Board, DWQ-Water Quality Certification Unit –  
Oscar Balaguer



**DEPARTMENT OF FISH AND GAME**<http://www.dfg.ca.gov>

Eastern Sierra-Inland Deserts Region  
3602 Inland Empire Blvd., Suite C-220  
Ontario, California 91764  
Phone (909) 484-0459  
Fax (909) 481-2945



September 28, 2005

Christine Jones  
Regional Environmental Manager  
Cemex Construction Materials, L.P.  
430 North Vineyard, Suite 500  
Ontario, CA 91764-4463

**Request to amend Lake or Streambed Alteration Agreement Number 5-066-97**

Dear Ms. Jones:

The Department of Fish and Game (Department) has received your request to extend your original Lake or Streambed Alteration Agreement Number 5-066-97 (agreement). Your project now includes work or activities that were not described in the original notification package you submitted to the Department. Your executed agreement provides that the terms of the agreement may be renegotiated by mutual consent of the parties to the agreement. The Department has reviewed your request and agrees to amend your agreement to include increased impacts of the project, subject to the conditions set forth in the attached proposed amendment.

If you accept the conditions, please sign and date the attached amendment and return it to the Department at the above address. The Department will then sign the amendment and provide you with a copy of it. Please note that before the Department may execute any amendment to the agreement, it must comply with all applicable state laws, including the California Environmental Quality Act (CEQA) (Pub. Resources Code, §§ 2100-21177), if CEQA applies.

If you have any questions regarding this matter, please contact the Department at the above telephone number or address.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jeff Brandt", is written over a horizontal line.

*for*  
Jeff Brandt  
Environmental Scientist  
Habitat Conservation Planning, Region 6

Attachment



**AGREEMENT TO AMEND  
LAKE OR STREAMBED ALTERATION AGREEMENT NUMBER 5-066-97**

WHEREAS, Jim Gore of Sunwest Materials, renamed Cemex Construction Materials, L.P. and represented by Christine Jones, Regional Environmental Manager, Cemex Construction Materials, L.P., 430 N. Vineyard ave, Suite 500, Ontario, CA 91764-4463, phone number (909) 974-5471 (Operator) and the Department of Fish and Game (Department) entered into Lake or Streambed Alteration Agreement Number 5-066-97 (agreement) on or about April 4, 1997; and

WHEREAS, the Operator has requested the Department to amend the agreement to include increased impacts of the project; and

WHEREAS, pursuant to section 1602 of the Fish and Game Code the terms of a Lake or Streambed Alteration Agreement may be amended by mutual consent of the parties to the agreement; and

WHEREAS, the Department has established a fee for amending Lake or Streambed Alteration Agreements and that fee, as set forth in section 699.5(g) of title 14 of the California Code of Regulations, is 50% of the fee of the original agreement, and

NOW, THEREFORE, for and in consideration of the mutual covenants and conditions set forth below, the Operator and the Department agree as follows:

1. The terms and conditions contained in the original agreement shall remain in full force and effect, except:
  - a. Amended Termination Date. This agreement expires on March 26, 2006.
  - b. **Amended condition 2.** The Operator shall not impact more than 9.7 acres of Departmental jurisdictional waters in Mayhew Creek, tributary to Temescal Wash. If impacts to drainages and riparian habitat exceed that authorized in this Agreement, the Operator shall mitigate at a minimum 5:1 replacement-to-impact ratio for the impacts beyond those previously authorized by this Agreement and submit a new 1600 streambed alteration agreement application for the entire project. All mitigation shall be approved by the Department.
  - c. **Amended condition 4.** Extension of Agreement. The term of this agreement shall not exceed five years in accordance with Fish and Game Code Section 1605. The Operator may request one (1) extension of this agreement prior to its termination for a period up to five (5) years, subject to Departmental approval. The extension request and fees shall be submitted to the Department's Region 6 Office at the above address. If the Operator fails to request the extension prior to the agreement's termination then the Operator shall submit a new notification with fees and required information to the Department. Any activities conducted under an expired agreement are a violation of Fish and Game Code Section 1600 et. Seq.
  - d. **Amended condition 7.** The Operator shall identify all riparian areas onsite and shall revegetate 9.7 acres onsite as riparian habitat as mitigation for the project. The mitigation habitat must be established and persist through the life of the project. Increases in the scope impacts will also cause increases to the required mitigation (as stated in Amended Condition 2).
  - e. **Amended condition 8.** An annual report shall be submitted to the Department each year for a minimum of 5 years after planting or until the Department deems the mitigation site(s) successful. This report shall include (a) a description of the restoration activities done the previous year (including revegetation and exotic species removal) and when they were conducted; (b) the survival, percent cover, and height of both tree and shrub species planted; the number by species of plants replaced, an overview of the revegetation effort, and the method used to assess these parameters shall also be

included; (c) The report shall also include information regarding exotic vegetation removal including the amount removed, the amount removed and treated, frequency and timing of removal and treatment, disposal specifics, and a summary of the general success and failures or failure of the exotic removal plan. The report shall also include wildlife observed at the site during monitoring surveys including sensitive species and/or listed species. Photos from designated photo stations shall be included. The first annual report is due to the Department no **March 26, 2006**.

- f. **Added condition 30.** Notification to the California Natural Diversity Database. If any sensitive species are observed on or in proximity to the project site, or during project surveys, the Operator shall submit California Natural Diversity Data Base (CNDDDB) forms and maps to the CNDDDB within five working days of the sightings, and provide the regional Department office with copies of the CNDDDB forms and survey maps. **This information shall be mailed within five days to:** California Department of Fish and Game, Natural Diversity Data Base, 1807 13th Street, Suite 202, Sacramento, CA 95814, Phone (916) 324-3812. A copy of this information shall also be mailed within five days to the Department regional office at: California Department of Fish and Game Region 6, Lampson Avenue, Suite J, Los Alamitos, CA 97702, Attn: **Streambed Team. Please reference SAA # 5-066-97**
- g. **Added condition 31.** A qualified biologist shall be on-site to monitor all activities that result in the clearing or grading of sensitive habitat as well as grading, excavation, and/or other ground-disturbing activities in jurisdictional areas. The Operator shall flag the limits of grading and the jurisdictional areas, perform necessary surveys, and take photographs during the construction process, as required by this permit. The monitor is required to halt construction activities if threatened or endangered species are identified and notify the appropriate agencies immediately.

species

2. All work shall be done in accordance with the plans and specifications the Operator provided the Department with the original notification package and/or described in the original agreement.

3. A copy of this amendment and a copy of the original agreement shall be provided to any contractors and subcontractors of the Operator and copies of these documents shall be available at the project site.

4. The Operator understands that the Department may not execute this amendment until it complies with all applicable state laws, including the California Environmental Quality Act (CEQA) (Pub. Resources Code, 2100-21177), if CEQA applies.

IN WITNESS WHEREOF, the parties below have executed this amendment to Lake or Streambed Alteration Agreement No. 5-066-97 as indicated below.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Christine Jones,  
Regional Environmental Manager,  
Cemex Construction Materials, L.P.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Jeff Brandt  
Environmental Scientist  
Habitat Conservation Planning, Region 6  
Department of Fish and Game





September 30, 2005

Via Hand Delivery

Adam Fischer  
California Regional Water Quality Control Board  
Santa Ana Region  
3737 Main Street, Suite 500  
Riverside, CA 92501-3348

RE: Notice of Intent to Participate in Order No. 2004-0004-DWQ for Mayhew Creek

Dear Mr. Fischer:

Enclosed, please find the NOI, requested attachments, and a check for the \$500 fee. I have not included the Mitigation Plan as we are still working on our amended Streambed Alteration Agreement with the California Department of Fish and Game (see enclosed attachments) and would like to ensure that there are no conflicts. If you have any questions or need additional information, please do not hesitate to contact me at (909) 974-5471.

Sincerely,

Christine Jones  
Environmental Manager

Encls.

*July 5, 2005 Letter to ADWA from CEMEX  
July 21, 2005 Letter to California Dept of Fish and Game  
Aug 2, 2005 Original Response to NOI  
July 14, 2005 Letter from CEMEX to County  
Sept 7, 2005 Emergency Closure of the Stream  
Sept 28, 2005 Letter to ADWA from CEMEX*

**United States Operations**

430 N. Vineyard Ave., Suite 500, Ontario, California. 91764-4463. USA. P.O. Box 4120, Ontario, California. 91761-1067. USA.

Tel: (909) 974-5500, Fax: (909) 974-5524, Dispatch: 1-800-801-ROCK (7625)

STATE WATER RESOURCES CONTROL BOARD

NOTICE OF INTENT (NOI)

TO ENROLL UNDER AND COMPLY WITH THE TERMS OF WATER QUALITY ORDER NO. 2004-004 DWQ (GENERAL WDRs), STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR DREDGED OR FILL DISCHARGES TO WATERS DEEMED BY THE U.S. ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION

Mark Only One Item	1. <input type="checkbox"/> New Discharge
	2. <input checked="" type="checkbox"/> Change of Information-WDID # <u>8 335001912</u>

I. Owner of the Land

Name CEMEX Land Company				
Mailing Address P.O. Box 4120				
City Ontario	County San Bernardino	State CA	Zip 91761-	Phone 909- 974-5471
Contact Person Christine Jones			1067	

II. Billing Address

Name CEMEX Construction Materials, L.P.				
Mailing Address P.O. Box 4120				
City Ontario	County San Bernardino	State CA	Zip 91761-	Phone 909- 974-5471
Contact Person Christine Jones			1067	

III. Discharger (if different from owner of the land)

Name CEMEX Construction Materials, L.P.				
Mailing Address Same as above				
City	County	State	Zip	Phone
Contact Person Same as above				

STATE USE ONLY

WDID: □□□□□□□□□□	Regional Board Office: □□	Date NOI Received: _____	
[REDACTED]			Check #: _____

**IV. Site Location**

Street (including address, if any)		24980 Maitri Road, Corona, CA 91720	
Nearest Cross Street(s)		Temescal Canyon Road	
County:	Riverside	Total Size of Site (acres):	Approximately 189
Latitude/Longitude (Center of Discharge Area) in degrees/minutes/seconds (DMS) to the nearest 1/2 second or decimal degrees (DD) to four decimals (0.0001 degree)			
DMS: N. Latitude	Deg. 33	Min. 45	Sec. _____
W. Longitude	Deg. 117	Min. 28	Sec. 45
DD: N. Latitude	_____		
W. Longitude	_____		
Attach a map of at least 1:24000 (1" = 2000') detail of the proposed discharge site (e.g., USGS 7.5 minute topographic map).			

**V. Discharge Information**

Subject	Notes
Name(s) and type(s) of receiving waters:  Mayhew Creek, ephemeral stream (isolated)	Receiving water types are: river/streambed, lake/reservoir, ocean/estuary/bay, riparian area, wetland.
Eligibility of receiving water. Provide evidence that the water affected by this discharge is deemed to be out side of federal jurisdiction:  USACE letter of July 21, 2005	U.S. Army Corps of Engineers jurisdictional disclaimer letter, or explanation why such a disclaimer is not needed
Identify all regulatory agencies having jurisdiction over this project. Attach copies of all federal and State license/permit applications or issued copies of licenses/permits from government agencies:  CDFG	For example: Dept. of Fish and Game Streambed Alteration Agreement, Coastal Commission permit
Proposed project start date:  October 3, 2005	Expected date of completion:  May 1, 2006



Project description: Construction of a concrete channel to carry flows of Mayhew Creek 300 feet down pit wall.		For example: Discharge of riprap; discharge of fill; excavation for a utility line		
Purpose of the entire activity: Pit wall stabilization.		For example: Stream-bank erosion control; flood management; residential development		
Characterization of discharges: Earth, rock and P.C.C. will be used to reinforce the top of the pit and channel flows down the pit wall.		What types of constituents will be discharged? Is the sediment contaminated?		
<b>Fill and Excavation Discharges:</b> For each water body type listed below indicate in ACRES the area of the proposed discharge to waters of the state, and identify the impacts(s) as permanent and/or temporary. For linear discharges to drainage features and shorelines, e.g., bank stabilization, revetment, and channelization projects, <b>ALSO specify the length of the proposed discharge to waters of the state IN FEET.</b> <sup>1</sup>				
Water Body Type	Permanent Impact		Temporary Impact	
	Acres	Linear Feet	Acres	Linear Feet
Wetland	0	0	0	0
Streambed	0.1	100	0	0
Lake/Reservoir	0	0	0	0
Ocean/Estuary/Bay	0	0	0	0
Riparian	0	0	0	0
<b>Dredging Discharges:</b> Volume (cubic yards) of <u>dredged</u> material to be discharged into waters of the United States. None				

<sup>1</sup> For guidance in determining the extent of impacted waters, see General WDRs, section II.A.4

VI. California Environmental Quality Act

Will an environmental impact report or a negative declaration be adopted for this project or has one been adopted?

YES  NO

If yes, what is the current status of the environmental impact report or negative declaration?

- Not yet issued for public review.
- In public review.
- Adopted.

Name of lead agency \_\_\_\_\_

If an environmental impact report or a negative declaration is in public review or has been adopted, enclose the document with this NOI.

Will the discharge occur in, or in immediate proximity to, an area covered by a U.S. Fish and Wildlife Service (USFWS) Habitat Conservation Plan (HCP) or a Department of Fish and Game Natural Community Conservation Plan (NCCP)?

YES  NO

Will the discharge occur in, or in immediate proximity to, any habitat of a plant or animal species that has been classified by the Department of Fish and Game, the U.S. Fish and Wildlife Service, or the National Marine Fisheries Service as candidate, sensitive, endangered, rare, or threatened?

YES  NO

Will the discharge occur in, or in immediate proximity to, a significant historical or archeological resource, a unique paleontological resource or site, a unique geologic feature, or any human remains?

YES  NO

Will the discharge occur in, or in immediate proximity to, land under existing zoning for agricultural use or under a Williamson Act contract?

YES  NO

Will the discharge, as mitigated, cause any other significant adverse environmental impact?

YES  NO

If you answered "yes" to any of the previous five questions, provide a detailed explanation demonstrating why the discharge is eligible to be enrolled under the General WDRs.

VII. Additional Submittals. In accordance with provisions of State Water Resources Control Board (SWRCB) Water Quality Order No. 2004-0004 DWQ, please submit the following with this NOI to the appropriate Regional Water Quality Control Board or, for multi-Region projects, to the SWRCB.

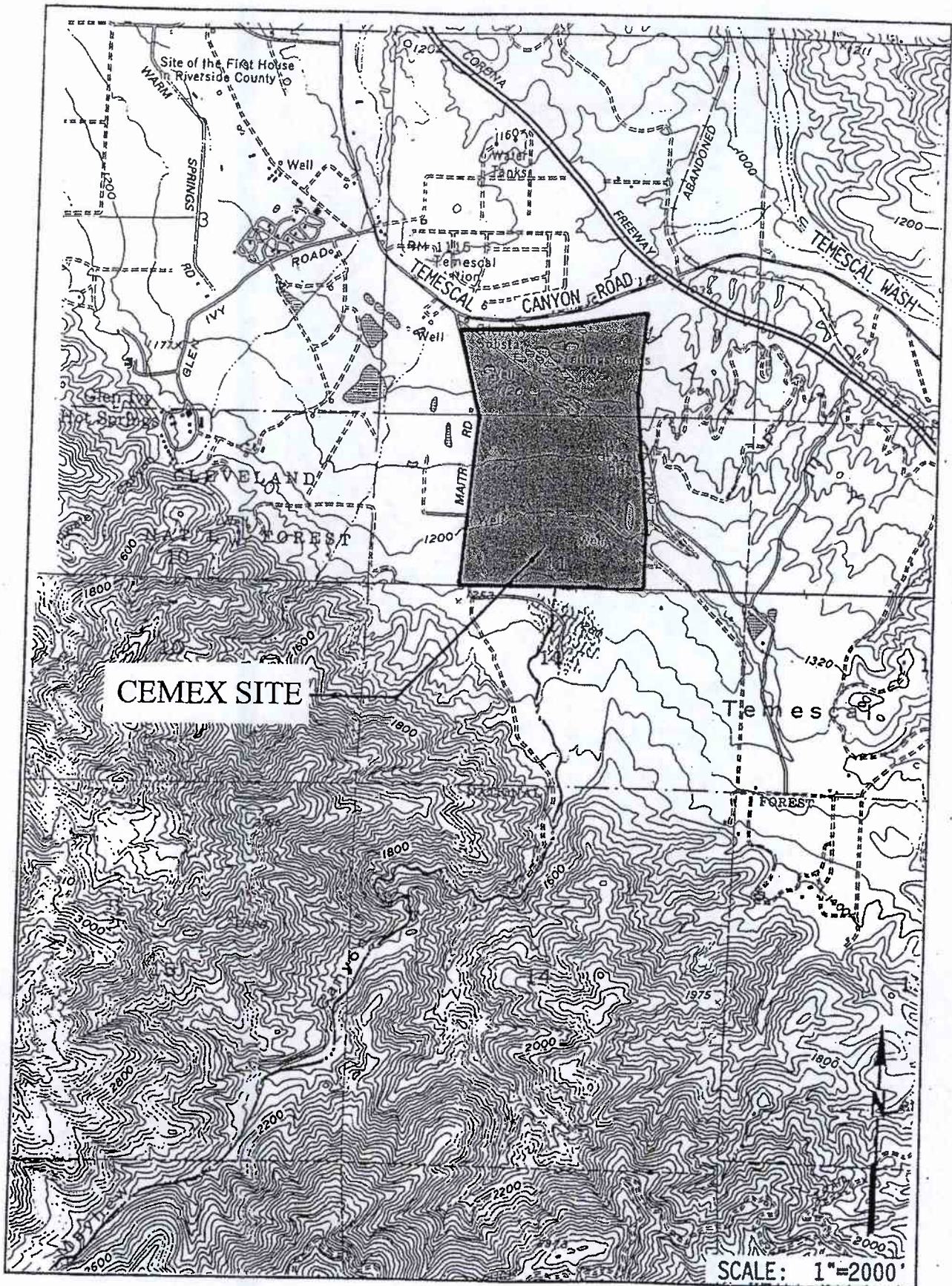
- a. A fee pursuant to California Code of Regulations, Title 23 Section 2200.
- b. A Mitigation Plan, as described in the General WDRs.

VIII. CERTIFICATION

"I certify under penalty of law that this document and all attachments were prepared under my direction and supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. In addition, I certify that the provisions of these General WDRs will be complied with."

Signature of Discharger <i>Christine Jones</i>	Title Environmental Manager
Printed or Typed Name Christine Jones	Date 9/28/05







Bank of America



CEMEX CONSTRUCTION MATERIALS, INC.  
426 North 44th St., N250  
Phoenix, AZ 85008

64-1278/611-GA

Check Date: 09/29/05 Check Number: 01455485

VOID AFTER 90 DAYS

Security Features  
Included  
Details on Back

PAY FIVE HUNDRED DOLLARS 00/100 ONLY

AMOUNT

\$ \*\*\*\*\*500.00

PAY TO THE  
ORDER OF:

REGIONAL WATER QUALITY CONTROL BOARD  
SANTA ANA REGION  
3737 Main street #500  
Riverside, CA 92502

CEMEX INC.

Bank of America, N.A.  
Atlanta, Dekalb County, Georgia  
Member Federal Deposit Insurance Corporation

⑈01455485⑈ ⑆061112788⑆ 003299831877⑈

Company: CEMEX CONSTRUCTION MATERIALS, INC.  
Vendor Code: 15246959

Detach Before Cashing

Name: REGIONAL WATER QUALITY CONTROL BOARD

01455485

Invoice No.	Invoice Date	NPD	Amount	Deductions	Invoice Net	Document No.
SEP05	09/09/05	020			500.00	5365
711935						

1/11/07  
reviewed CJ - ok

# HABITAT MITIGATION AND MONITORING PLAN

CEMEX CORONA PLANT  
RIVERSIDE COUNTY, CALIFORNIA

Prepared for:

Ms. Christine Jones  
Cemex Construction Materials, L.P.  
430 North Vineyard Avenue, Suite 500  
Post Office Box 4120  
Ontario, California 91764-4463  
(909) 974-5471

Prepared by:

Paul Kielhold  
LSA Associates, Inc.  
1500 Iowa Avenue, Suite 200  
Riverside, California 92507  
(951) 781-9310

LSA Project No. CMX0601

# LSA

January 2007



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## 1.0 INTRODUCTION

This Habitat Mitigation and Monitoring Plan (HMMP) presents guidelines and specifications for establishing a five-year mitigation monitoring plan for the Cemex sand and gravel plant south of Corona, in an unincorporated area of Riverside County, California.

Mitigation is proposed on-site in order to satisfy the requirements of the California Department of Fish and Game (CDFG Streambed Alteration Agreement 5-066-97), the Regional Water Quality Control Board (RWQCB), Santa Ana Region, and the U.S. Army Corps of Engineers (Corps File #96-00236-SDM). The mitigation consists of on-site restoration of 9.7 acres of riparian habitat. The mitigation site will be restored as mule fat plant community. The restoration site is located north of the project's development area and will be preserved as a habitat conservation area. The primary goal is to replace riparian scrub habitat and provide biological water quality treatment of nuisance and "first-flush" runoff prior to discharge into Temescal Creek.

This HMMP provides guidelines, procedures, and recommendations for site preparation, planting, maintenance, monitoring activities, and reporting requirements to document the effort. Detailed descriptions of the objectives, strategies, and performance criteria for the habitat restoration process follow.

## 2.0 PROJECT DESCRIPTION

### 2.1 Project Location

The 213-acre site is located in the northern portion of Temescal Valley near Corona, California (Figure 1). It is located on the western side of the valley on a bajada, which formed where Mayhew Creek discharges from the mountains. The site lies west of Interstate 15, south of Temescal Canyon Road, and east of Maitri Road. The site is within Sections 2 and 11, Township 5 South, Range 6 West, as shown on the *Lake Mathews* and the *Alberhill* U.S. Geological Survey (USGS) 7.5-minute series quadrangle maps (Figure 2).

### 2.2 Existing Conditions

The site has been the location of sand and gravel mining since 1975. Mining is also conducted to the south and west of the site. Residential uses exist to the north and east. The alluvial fan has been mined to a depth of approximately 300 feet. Mayhew Creek formerly flowed across the site from south to north and joined Temescal Creek north and east of the site. Mayhew Creek had been routed around the existing pit along the southern and eastern rim until the winter of 2004–2005. This work was done pursuant to CDFG Streambed Alteration Agreement (SAA) 5-066-97 and Corps authorization 96-00236-SDM.

The unusually wet winter of 2004–2005 caused Mayhew Creek to enter the pit. A structure has been built on the southern pit wall to protect it from erosion. The restoration area will receive flows from east of the site along a former tributary of Mayhew Creek.



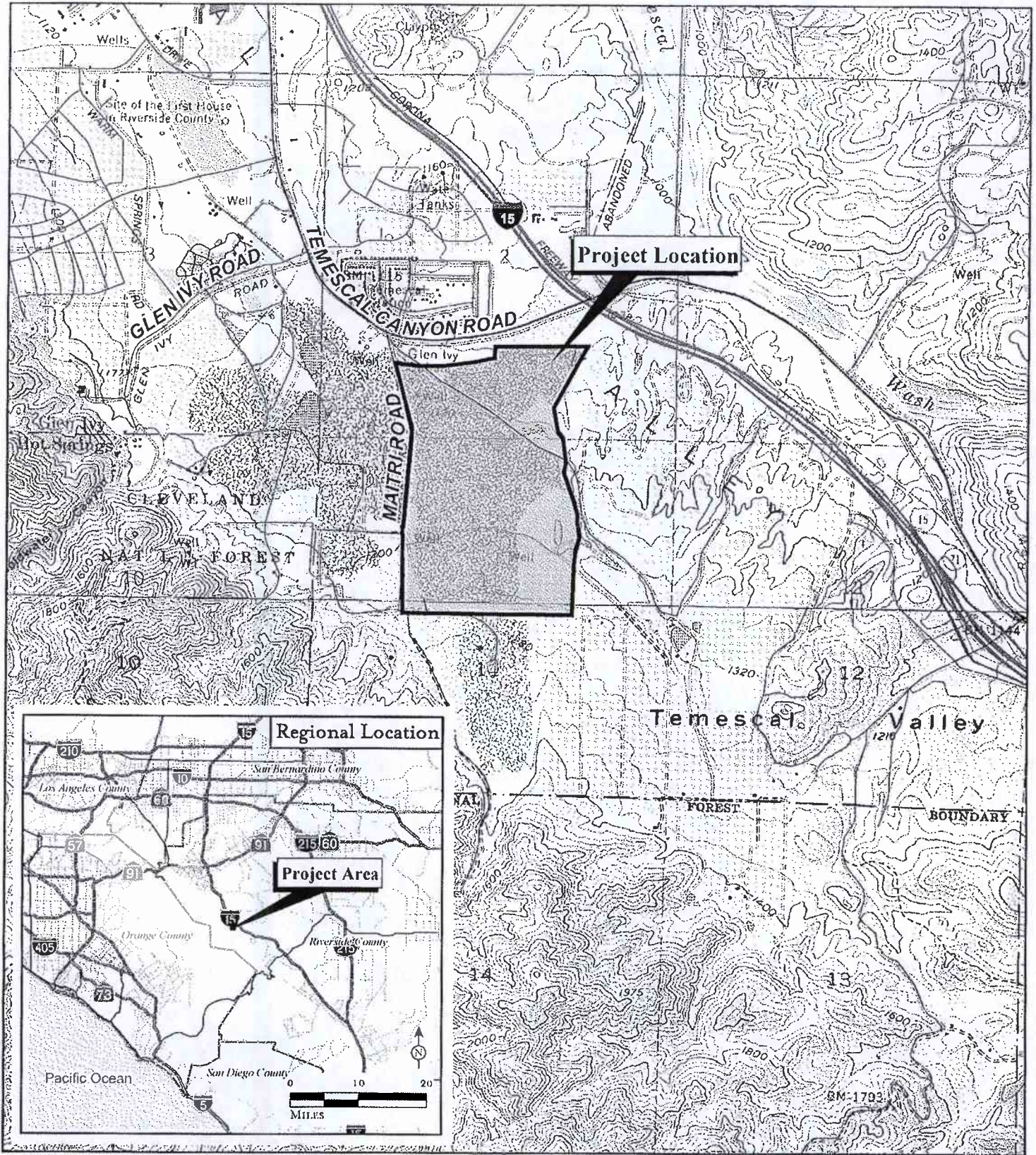
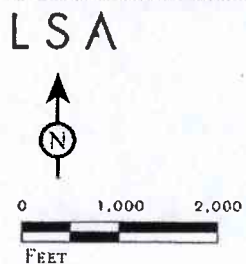


FIGURE 1



Cemex Corona  
 Habitat Mitigation and Monitoring Project  
 Regional and Project Location



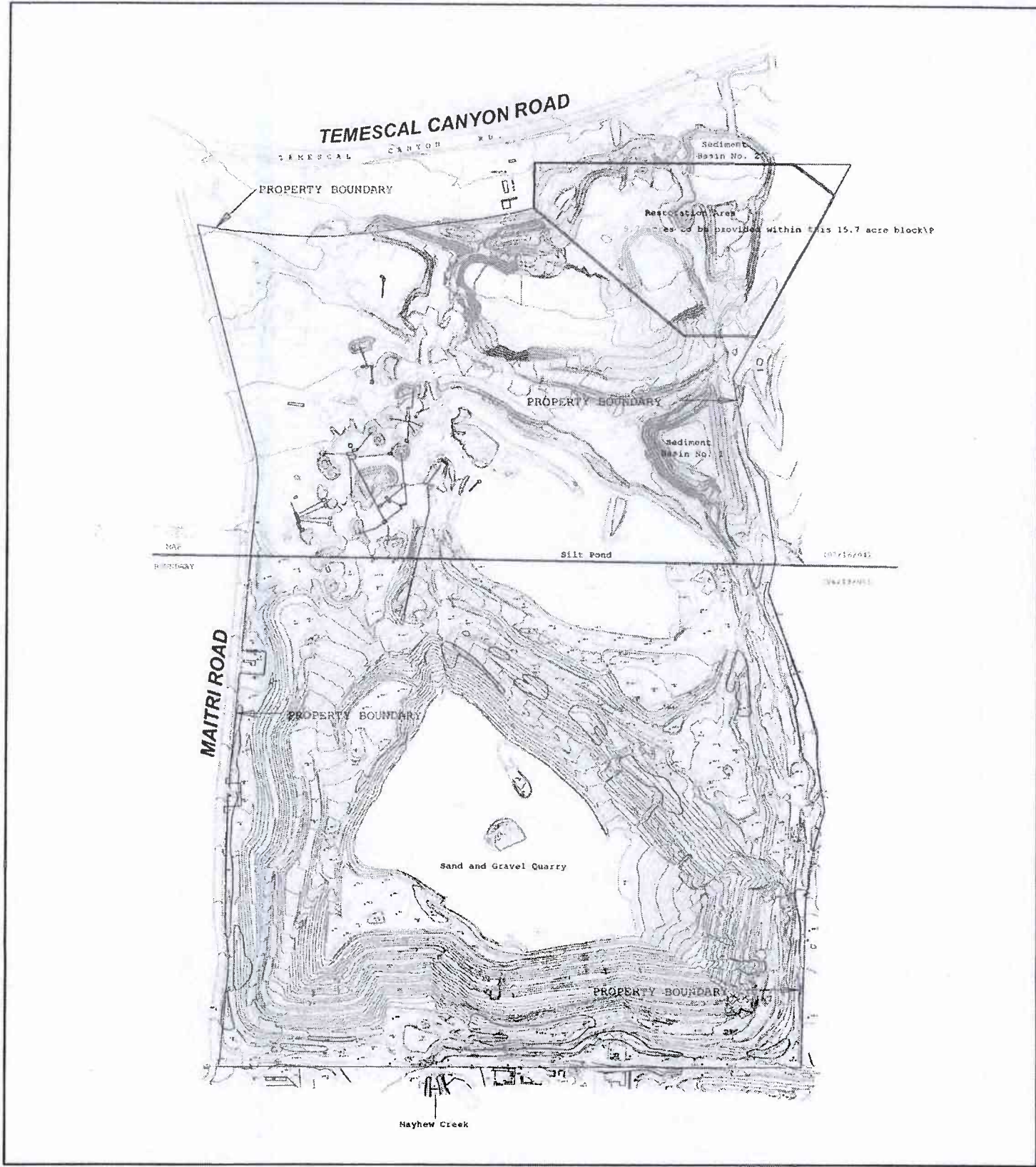
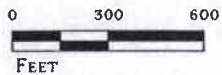


FIGURE 2

LSA



SOURCE: Pellow Consulting (2006)

R:\CMX060\IG\Reports\BIO\Site\_Map.mxd (01/04/07)

Cemex Corona  
Habitat Mitigation and Monitoring Project  
Site Map

## 2.3 Proposed Restoration Sites

This HMMP is prepared to comply with the requirements of the amended Streambed Alteration Agreement, the original Corps authorization, and the Notice of Intent for Water Quality Order No. 2004-004, Santa Ana Region, Water Quality Control Board. In order to satisfy the requirements of these authorizations, 9.7 acres of mule fat scrub habitat will be established and maintained at the northeast corner of the site (Figure 3).

## 2.4 Responsible Parties

Cemex Construction Materials, L.P. will contract a Restoration Monitor (RM) to oversee the installation of the plant material, as well as conduct the five-year monitoring. The RM shall be responsible for documenting compliance with the HMMP and shall provide appropriate maintenance recommendations as needed. Any deviations from the HMMP shall be documented by the RM and reported promptly to the appropriate parties, as indicated herein. The RM shall be on-site during all critical phases of HMMP implementation (e.g., plant installation and inspection, etc.). Monthly monitoring will be conducted for the first year following installation and quarterly site inspections for years two through five. The remainder of responsibilities described in this HMMP including, but not limited to, necessary grading, plant installation, and maintenance are the responsibility of Cemex Construction Materials, L.P.

## 3.0 RESTORATION PLAN SPECIFICATIONS

### 3.1 Plan Objectives

This HMMP is designed to establish native mule fat scrub vegetation on 9.7 acres north of the existing sand and gravel pit and material processing areas. It proposes to accomplish this objective by seeding native species throughout the restoration site along with supplemental seeding, if necessary, to achieve the success criteria.

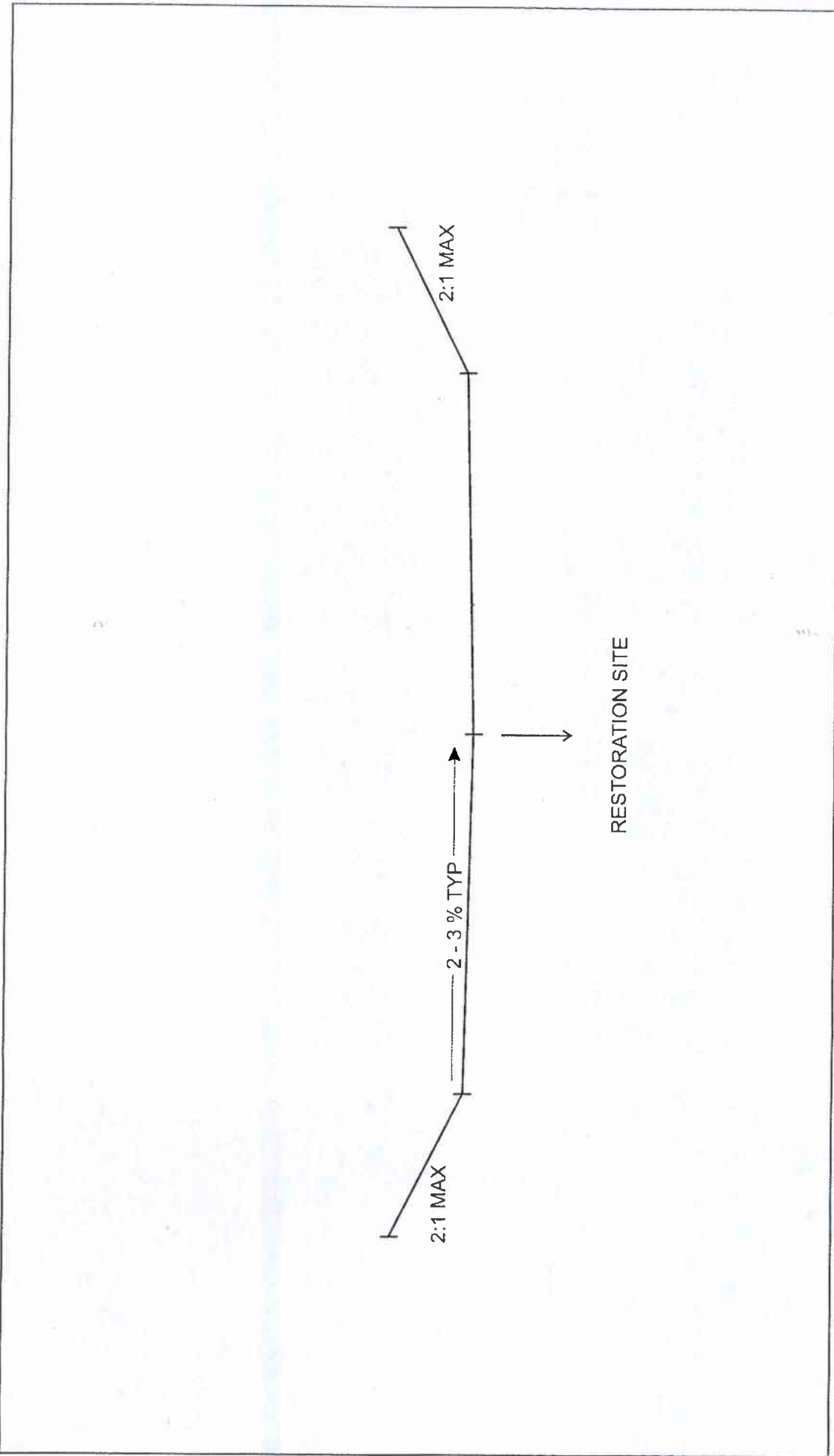
### 3.2 Restoration Site Preparation

Weed control efforts are necessary to promote development of desirable species by inhibiting competition for space in each site by non-native species, primarily tamarisk, arundo, and annual grasses and ruderal herbs. The following procedure, referred to as a "grow-kill" cycle, should be used to control weeds prior to seeding in the fall. Commencing at least six weeks prior to planting, the restoration sites should be irrigated for two to three weeks to germinate a weed crop in advance of the rainy season. The ruderal species will be treated with a systemic herbicide as appropriate and the resulting dead material manually shredded and scraped into small piles (or removed) to expose bare soil, just prior to planting. If a non-persistent herbicide is used (e.g., Round-up), this type of treatment will not impact the germination of the seeded species.

### 3.3 Vector Control

Riparian areas can become a breeding area for waterborne vectors, such as mosquitoes and midges unless designed and maintained properly. These species tend to proliferate in muddy areas or shallow





LSA

FIGURE 3

Cemex Corona  
Typical Cross Section

water (less than 6 inches deep), with thick vegetation and poor water quality; therefore, slopes within the restoration area will be graded to drain. Slopes will range in inclination from 2.5:1 to 4:1 (H:V) (Figure 3). Maintenance considerations associated with vector control are addressed in Section 4.4.

### 3.4 Plant Palette

Table A lists the plant species selected for the plant palette. All species are native to Riverside County and occur in the vicinity of the project site. Because the hydrological regime of the basins is expected to vary throughout the year and from one year to another, depending upon the amount of runoff of local precipitation available, the plant palette includes both mesic-adapted species and xeric-adapted species. The restoration area is expected to exhibit a distribution of plant species (both planted and natives recruited from the surrounding area), with mesic species occurring along the primary drainages and xeric species occurring on the slopes. The RM is responsible for modifying the plant palette and replanting or reseeding, as needed, to achieve successful cover. The species below are intended to provide sufficient native cover to rapidly achieve the performance standards presented in Section 4.0. The number and type of species seeded may be modified by the contractor, subject to approval by the RM.

**Table A: Restoration Sites—Proposed Plant Palette**

Botanical Name	Common Name	Life Form
<i>Bromus carinatus</i>	California brome	Grass
<i>Melica imperfecta</i>	Coast range melic	Grass
<i>Nassella pulchra</i>	Purple needlegrass	Bunch grass
<i>Artemisia californica</i>	California sage	Shrub
<i>Baccharis salicifolia</i>	Mule fat	Shrub
<i>Salix lasiolepis</i>	Arroyo willow	Small tree

### 3.5 Seeding Techniques

Manual broadcast seeding is the preferred method for distributing seed through the restoration site. Manual broadcasting allows for more random spreading of seed material and better distribution according to actual field conditions and allows direct control over application of different seed mixes in different zones. Seed should be distributed evenly throughout the restoration sites using small spreaders, belly grinders, or by hand, and should be supervised by the RM. Seeded areas must be thoroughly watered with a fine spray as soon as possible after application. A thin protective layer of organic mulch, preferably weed-free straw, natural fiber finely ground, or wood chips, will be distributed over seeded areas to provide a carbon source and inhibit weed growth.

### 3.6 Access Control

Fencing and signs indicating that the restored area is a mitigation area will be installed to ensure that the functions and success of the restoration are not inadvertently compromised.

### 3.7 As-Built Conditions

Within 60 days of completion of the initial planting and seeding, the RM shall prepare an "As-Built" report that describes the installed condition of the project site, including color photographs taken from at least four vantage points. Materials and methods used will be identified and deviations from the guidelines and specifications in this HMMP will be described and explanations provided for changes or substitutions. The As-Built report will be submitted to the CDFG, Corps, and the RWQCB, constituting notification that the initial phase of the HMMP is complete.

### 4.0 MAINTENANCE

The guidelines listed below are intended to provide the RM and the maintenance contractor with an appropriate level of direction to achieve the plan's goals. The treated areas will require regular inspection and periodic, seasonal maintenance to address erosion problems, weed invasion, irrigation adequacy, pests, and to identify and correct poor growth or germination rates. The RM is responsible for implementing remedial measures (or for making recommendations regarding maintenance to the contractor if it is a separate firm). The maintenance contractor shall have prior experience in maintaining natural water quality or flood control systems and general knowledge regarding invasive plant identification and removal. The revegetation areas will be maintained for five years following initial seeding, or until the performance standards are achieved. In general, maintenance shall include any activity required to meet the performance standards set forth in this HMMP. The following maintenance activities shall be conducted on a regular basis in accordance with the Proposed Maintenance Schedule (Table B) and following all major storm events.

**Table B: Maintenance Schedule**

Maintenance Activity	Semi-Annually (March and September)	Conducted As Needed
Weed Control	X	
Inspections	X	
Sediment and Debris Removal		X
Vegetation Maintenance		X
Vector Control		X
Erosion Control		X

#### 4.1 Weed Control

Non-native, invasive weeds should be removed either manually or mechanically, if feasible. In circumstances where hand weeding or mechanical control is not effective, it is appropriate to utilize systemic herbicides. Weeds must be removed before seed production occurs or when average weed height reaches six to eight inches, whichever comes first. The RM will determine the appropriate methods of removal or treatment based on the type and density of weedy species and the condition of native vegetation in the area. Particular attention will be given to noxious invasive species such as black mustard (*Brassica nigra*) and pampas grass (*Cortaderia selloana*). The RM will also select an appropriate herbicide at the time based on proximity to surface water and expected rainfall. A pre-emergent spray is not usually recommended due to the nature of the chemical. The pre-emergent would limit the emergence of both non-native and native plant species and inadvertent elimination of



State of California  
California Regional Water Quality Control Board  
Santa Ana Region

RESOLUTION NO. R8-2007-0036

Waiver of Waste Discharge Requirements  
for Specific Types of Discharges

WHEREAS, the California Regional Water Quality Control Board, Santa Ana Region (hereinafter Regional Board), finds that:

1. Section 13263(a) of the California Water Code requires Regional Boards to prescribe requirements for existing and proposed waste discharges in their respective areas of jurisdiction.
2. Section 13269 of the California Water Code authorizes Regional Boards to waive waste discharge requirements for a specific discharge or specific types of discharges where such a waiver is not against the public interest.
3. The waiver of waste discharge requirements for discharges that do not pose a significant threat to water quality, where such waiver is not against the public interest, would enable staff resources to be used effectively and avoid unnecessary expenditures of these limited resources.
4. On October 10, 1999, Senate Bill (SB) 390 amended Water Code Sections 13269 and 13350. SB 390 includes the following:
  - a. Requires review and renewal or termination of all waivers every five years;
  - b. Requires Regional Boards to conduct a public hearing prior to renewing any waiver for a specific type of discharge in order to determine whether the discharge should be subject to general or individual waste discharge requirements;
  - c. Imposes a duty on the Regional Boards and State Boards to enforce the waiver conditions;
  - d. Specifically expands the authority of the Regional Boards to take enforcement action for violations of waiver conditions and 401 certifications.
5. On September 6, 2002, the Regional Board adopted Resolution No. R8-2002-0044 for waiver of waste discharge requirements for specific types of discharges.
6. Resolution No. R8-2002-0044 must be reviewed and updated to comply with the requirements of SB 390. Resolution No. R8-2002-0044 expired on September 1, 2007.

7. Attachment "A" to this resolution lists specific types of discharges for which waste discharge requirements are waived and that are expected to have an insignificant effect on the quality of waters of the State, provided the corresponding criteria and conditions are met. Each such discharge would be considered on a case-specific basis to determine whether and what additional conditions are required to protect the quality of waters of the State, or whether coverage under individual or general waste discharge requirements is necessary.
8. The specific types of discharges listed in Attachment "A" to this resolution include groundwater recharge projects using imported water. The Regional Board and certain other agencies have entered into a Cooperative Agreement ("Cooperative Agreement to Protect Water Quality and Encourage the Conjunctive Uses of Imported Water in the Santa Ana River Basin") regarding the conduct and monitoring of projects involving the injection/percolation of imported State Project Water, Colorado River Water and/or imported well water to recharge groundwater management zones within the Santa Ana Region. The purpose of the Cooperative Agreement is to assure proper management of these groundwater recharge projects so that they will not cause or contribute to a violation of applicable Nitrogen and Total Dissolved Solids (TDS) objectives. Agencies who sign the Cooperative Agreement commit to implement the requirements of the Agreement that will assure this water quality protection. Thus, groundwater recharge projects using imported water that are implemented through the Cooperative Agreement should have an insignificant effect on water quality standards in the Region, provided that each signatory fulfills the requirements of the Agreement. Therefore, groundwater recharge projects using imported State Project Water, Colorado River Water and/or imported well water are properly included in the waiver resolution, with the condition that the agency proposing to implement the projects signs and fulfills the requirements of the Cooperative Agreement. Attachment "B" to this Resolution lists the entities who are current signatories to this Cooperative Agreement. Attachment "B" may be revised to include new signatory(ies) to the Cooperative Agreement.
9. Waiving waste discharge requirements for the specific types of discharges listed in Attachment "A" is not against the public interest. These discharges will not have an adverse impact on water quality standards or the environment, provided that the discharger satisfies the criteria and conditions identified in Attachment "A" and any additional conditions specified by the Executive Officer as the result of case-specific consideration of the proposed discharge. Further, the Executive Officer has the authority to deny a request for a waiver where such a waiver would not be in the public interest.


10. The types of activities identified in Attachment "A" will not have a significant effect on the environment provided that they are conducted in conformance with the criteria and conditions specified in Attachment "A" and any additional criteria/conditions specified by the Executive Officer in issuing a waiver of waste discharge requirements. Therefore, this resolution waiving waste discharge requirements for those activities is exempt from the California Environmental Quality Act.
11. On September 7, 2007, the Board held a public hearing and considered all the evidence concerning this matter. Notice of this hearing was given to all interested persons in accordance with the California Code of Regulations, Section 15072.

**THEREFORE, BE IT RESOLVED** that the California Regional Water Quality Control Board, Santa Ana Region:

1. Waives waste discharge requirements for the specific types of discharges listed in Attachment "A", except those for which individual waste discharge requirements or general waste discharge requirements have already been adopted. Waste discharge requirements are waived for each specific type of discharge listed provided that the corresponding criteria and conditions are met.
2. This waiver of waste discharge requirements expires on September 1, 2012. Any action under this waiver is conditional and may be terminated for any type of discharge or any specific discharge at any time within the term of this waiver.
3. Waste discharge requirements for a specific discharge shall be considered waived only after a Report of Waste Discharge is submitted and the Executive Officer determines that the conditions specified in Attachment "A" for the specific type of discharge will be met.
4. The Executive Officer of the Regional Board is authorized to deny a waiver of waste discharge requirements and to recommend the issuance of individual waste discharge requirements or coverage under general waste discharge requirements for projects that would result in the discharge of waste that may have a significant impact on the water quality standards of the State.



I, Gerard J. Thibeault, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the California Regional Water Quality Control Board, Santa Ana Region, on September 7, 2007.



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Gerard J. Thibeault  
Executive Officer

Attachment "A" to Resolution No. R8-2007-0036  
 Specific Types of Discharges for Which  
 Waste Discharge Requirements are Waived  
 (Provided Criteria and Conditions are Met)

TYPES OF DISCHARGE	CRITERIA AND CONDITIONS
<p style="text-align: center;">Inert Waste Disposal Operations</p>	<p>Only inert waste, as defined in Section 20230, Division 2, Title 27, of the California Code of Regulations, will be disposed of. No green waste, woodwaste or gypsum board (or similar construction wastes) are allowed, and</p> <ol style="list-style-type: none"> <li>1. Controls sufficient to contain all surface runoff are installed, where necessary, and</li> <li>2. The site will be adequately secured to prevent unauthorized disposal by the public.</li> </ol>
<p style="text-align: center;">Sand, Gravel, and Quarry Operations</p>	<ol style="list-style-type: none"> <li>1. All operations and wash waters are contained within the facility,</li> <li>2. No waste discharge (including storm water runoff from operations areas) to surface waters will occur, and</li> <li>3. Stockpiles and settling basins will be protected from inundation from 100-year peak storm flows.</li> </ol>
<p style="text-align: center;">Residential Wastewater Disposal Systems (On-Site Septic Tank-Sub Surface Leaching/Percolation Systems) Not Within Prohibition Areas</p>	<ol style="list-style-type: none"> <li>1. Developments in Orange County comply with the Regional Board's "Guidelines for Sewage Disposal from Land Developments". Developments in Riverside and San Bernardino Counties comply with the individual county guidelines to discharge wastes to septic systems.</li> </ol>
<p style="text-align: center;">Industrial and Commercial Wastewater Disposal Systems (septic tanks) Not Within Prohibition Areas</p>	<ol style="list-style-type: none"> <li>1. Only sanitary wastes to be discharged into the septic systems, and</li> <li>2. Developments in Orange County comply with the Regional Board's "Guidelines for Sewage Disposal from Land Developments". Developments in Riverside and San Bernardino Counties comply with the individual county guidelines to discharge wastes to septic systems.</li> </ol>

TYPES OF DISCHARGE	CRITERIA AND CONDITIONS
Monitoring Well Purge Water	<ol style="list-style-type: none"> <li>1. Purge water is discharged to the ground in a manner so that it will percolate back into the aquifer in the same general area from which it came, and</li> <li>2. Adequate measures will be taken to prevent purge water from reaching surface waters.</li> </ol>
Well Drill Cuttings	<ol style="list-style-type: none"> <li>1. Cuttings determined not to be considered as hazardous waste, and</li> <li>2. Cuttings disposed of or used in a manner so as to not affect water quality or beneficial uses.</li> </ol>
Incidental Discharge of Oily Wastewater During Oil Spill Response Activities	<ol style="list-style-type: none"> <li>1. Discharges occur during an oil spill response activity, and</li> <li>2. Discharges are within or proximate to the oil spill response area.</li> </ol>
Other Insignificant Discharges of Wastewater to Land (eg: potable water pipeline draining, groundwater dewatering, etc.)	<ol style="list-style-type: none"> <li>1. All wastewater discharged in a manner so that it will percolate into the ground before reaching surface waters, and</li> <li>2. All wastewater disposed of or used in a manner so as to not affect water quality or beneficial uses.</li> </ol>



TYPES OF DISCHARGE	CRITERIA AND CONDITIONS
<p>Groundwater Recharge Projects Using Imported Water (Projects by any public agency or non-profit mutual water company that imports water to the Region, exports/imports water between basins within the Region, recharges such imported water within the Region, delivers such imported water for potable use within the Region)</p>	<ol style="list-style-type: none"> <li>1. Any agency that intentionally recharges imported water within the Santa Ana Region agrees voluntarily to collect, compile, and analyze the N/TDS water quality data necessary to determine whether the intentional recharge of imported water in the Region may have a significant adverse impact on compliance with the TDS objectives within the Region.</li> <li>2. Recharge proponent must be a signatory to the Cooperative Agreement to Protect Water Quality and Encourage the Conjunctive Uses of Imported Water in the Santa Ana River Basin. Signatories as of the date of approval of Resolution No. R8-2007-0036 are listed in Attachment "B" of this Resolution.</li> </ol>

**The following conditions apply to all of the above types of discharges:**

1. Implementation of the project shall not create a nuisance or pollution as defined in the California Water Code Section 13050.
2. The project shall not cause a violation of any applicable water quality standard for receiving waters adopted by the Regional Board or the State Water Resources Control Board, as required by the Clean Water Act.
3. The discharge of any substance in concentrations toxic to animal or plant life is prohibited.
4. The waiver of waste discharge requirements may be terminated by the Executive Officer at any time.
5. Discharges subject to discretionary approval by other agencies will be eligible for a waiver only after the completion of any documentation required by the California Environmental Quality Act.
6. Compliance with the criteria and conditions identified for each type of discharge does not guarantee issuance of a waiver. Each waiver request will be considered on a case-specific basis. The Executive Officer, at his/her discretion, may deny the request for a waiver and recommend coverage of the discharge under an individual waiver, or coverage under individual or general waste discharge requirements as appropriate to protect water quality.

**PROPERTY OWNERS CERTIFICATION FORM**  
**SMP00139R1**

I, Stella Spadafora, certify that on  
(Print Name)

7/29/2013 the attached property owners list  
(Date)

was prepared by County of Riverside / GIS  
(Print Company or Individual's Name)

Distance Buffered: 600 Feet

Pursuant to application requirements furnished by the Riverside County Planning Department; Said list is a complete and true compilation of the owners of the subject property and all other property owners within 300 feet of the property involved, or if that area yields less than 25 different owners, all property owners within a notification area expanded to yield a minimum of 25 different owners, to a maximum notification area of 2,400 feet from the project boundaries, based upon the latest equalized assessment rolls. If the project is a subdivision with identified off-site access/improvements, said list includes a complete and true compilation of the names and mailing addresses of the owners of all property that is adjacent to the proposed off-site improvement/alignment.

I further certify that the information filed is true and correct to the best of my knowledge. I understand that incorrect or incomplete information may be grounds for rejection or denial of the application.

NAME: Stella Spadafora

TITLE/REGISTRATION: GIS Analyst

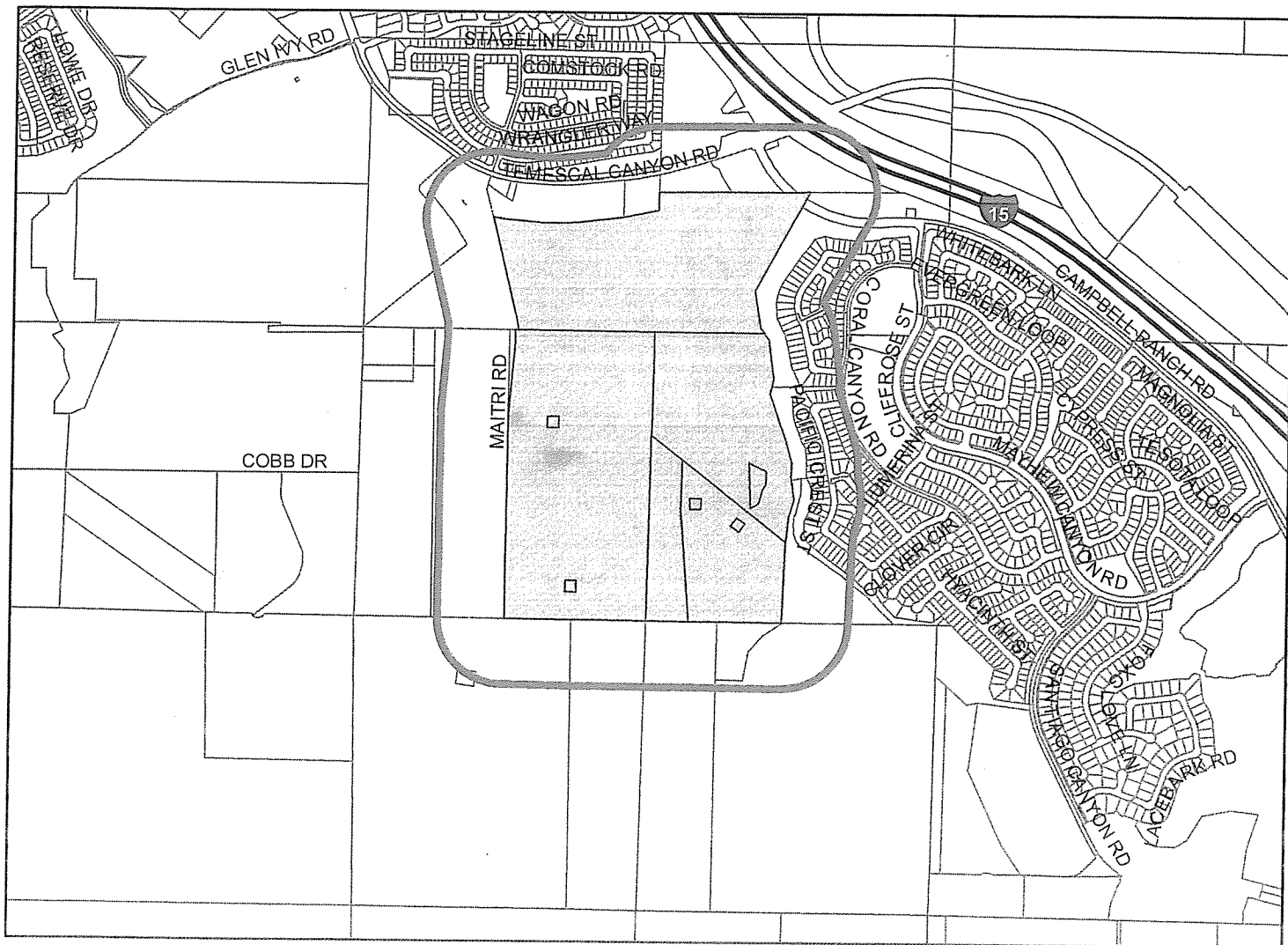
ADDRESS: 4080 Lemon St. 10<sup>th</sup> Floor

Riverside, CA 92501

TELEPHONE (8 a.m. – 5 p.m.): (951) 955-3288

*checked by MS  
expire  
1/29/13*

# SMP00139R1 (600 Feet Radius)



## Selected Parcels

290-620-001	290-541-020	290-550-009	290-621-019	290-550-013	290-550-014	290-202-035	290-531-008	290-551-005	290-551-011
290-621-028	290-541-011	290-200-018	290-541-008	290-202-033	290-530-019	290-200-003	290-551-015	290-550-002	290-540-008
290-200-025	290-550-007	290-621-026	290-621-027	290-620-003	290-621-011	290-530-024	290-532-010	290-621-012	290-530-014
290-550-016	290-540-014	290-530-028	290-200-032	290-550-006	290-530-015	290-620-010	290-200-014	290-540-001	290-060-015
290-060-077	290-110-016	290-110-059	290-621-022	290-202-032	290-532-006	290-621-025	290-560-001	290-541-004	290-540-003
290-541-023	290-551-010	290-200-011	290-200-021	290-541-005	290-551-009	290-201-001	290-530-026	290-530-029	290-540-010
290-541-001	290-560-004	290-200-008	290-551-008	290-540-005	290-531-002	290-540-013	290-560-005	290-540-002	290-540-006
290-540-004	290-110-004	290-110-006	290-110-010	290-120-008	290-200-035	290-540-012	290-621-015	290-120-002	290-120-003
290-551-022	290-201-002	290-621-018	290-531-010	290-541-007	290-562-015	290-621-013	290-621-017	290-230-014	290-621-009
290-541-013	290-530-016	290-540-015	290-550-008	290-621-010	290-550-011	290-200-017	290-550-012	290-532-009	290-532-005
290-200-005	290-200-009	290-620-011	290-620-002	290-200-001	290-550-017	290-541-010	290-532-004	290-621-014	290-531-009
290-551-016	290-621-016	290-200-024	290-201-012	290-530-032	290-541-019	290-530-022	290-620-004	290-531-004	290-621-024

First 120 parcels shown



1,300 650 0 1,300 Feet

Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

*checked by MS  
exp/ste  
1/29/13*



ASMT: 290060024, APN: 290060024  
 TEMESCAL OFFICE PARTNERS  
 C/O RS DEV CO  
 3151 AIRWAY AVE STE U2  
 COSTA MESA CA 92626

ASMT: 290110055, APN: 290110055  
 RICHMOND AMERICA HOMES OF MARYLAND I  
 4350 S MONACO ST STE 400  
 DENVER CO 90237

ASMT: 290060032, APN: 290060032  
 SOUTHERN CALIFORNIA EDISON CO  
 C/O REAL PROPERTIES / JANE STONE  
 2131 WALNUT GROVE 2ND FL  
 ROSEMEAD CA 91770

ASMT: 290110056, APN: 290110056  
 SYCAMORE CREEK COMMUNITY ASSN  
 C/O EDGAR GOMEZ  
 5171 CALIFORNIA STE 120  
 IRVINE CA 92617

ASMT: 290060064, APN: 290060064  
 LEE LAKE WATER DIST  
 22646 TEMESCAL CANYON RD  
 CORONA CA 92883

ASMT: 290110060, APN: 290110060  
 MINE RECLAMATION, ETAL  
 P O BOX 295  
 LOMITA CA 90717

ASMT: 290060067, APN: 290060067  
 SYCAMORE CREEK COMMUNITY ASSN  
 C/O BRIAN WOODS  
 2151 MICHELSON DR STE 250  
 IRVINE CA 92612

ASMT: 290120008, APN: 290120008  
 EVMWD  
 P O BOX 3000  
 LAKE ELSINORE CA 92531

ASMT: 290060071, APN: 290060071  
 PHARRIS GROUP  
 C/O CHRISTINA HOLLIDAY  
 2050 MAIN ST STE 250  
 IRVINE CA 92614

ASMT: 290200001, APN: 290200001  
 MARIA PINEDA, ETAL  
 10215 WRANGLER WAY  
 CORONA, CA. 92883

ASMT: 290060072, APN: 290060072  
 MINE RECLAMATION, ETAL  
 C/O PATRICK BROYLES  
 P O BOX 77850  
 CORONA CA 92883

ASMT: 290200002, APN: 290200002  
 RICK CORPEL  
 10225 WRANGLER WAY  
 CORONA, CA. 92883

ASMT: 290060078, APN: 290060078  
 SOUTHERN CALIFORNIA EDISON CO  
 P O BOX 800  
 ROSEMEAD CA 91770

ASMT: 290200003, APN: 290200003  
 ANTHONY CATAPANG  
 14404 SLEEPY CREEK DR  
 CORONA CA 92880



ASMT: 290200004, APN: 290200004  
HURTADO ROJAS, ETAL  
10249 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200011, APN: 290200011  
LAUREN TOCA, ETAL  
10333 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200005, APN: 290200005  
JOHN WEBER  
10261 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200012, APN: 290200012  
NARLEP SIHOTA  
935 SILVERSTAR WAY  
ANAHEIM HILLS CA 92808

ASMT: 290200006, APN: 290200006  
LAZARO VILLASANA  
10273 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200013, APN: 290200013  
LISA WINCHESTER  
10357 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200007, APN: 290200007  
YADIRA GUARDADO, ETAL  
10285 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200014, APN: 290200014  
CECILIA MOGUEL  
10369 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200008, APN: 290200008  
COLLEEN LEMCKE, ETAL  
10297 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200015, APN: 290200015  
ROBBIN TAYLOR, ETAL  
10381 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200009, APN: 290200009  
JOSE AGUAYO  
10309 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200016, APN: 290200016  
SHIRLEY HECKERMAN  
10393 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200010, APN: 290200010  
SUSAN OVERMILLER  
10321 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200017, APN: 290200017  
ROBIN BECKHAM, ETAL  
10405 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200018, APN: 290200018  
ANDREW PACHECO  
12584 ATWOOD CT NO 1728  
RANCHO CUCAMONGA CA 91739

ASMT: 290200025, APN: 290200025  
AUDREY WALKER  
10501 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200019, APN: 290200019  
TONY GUTIERREZ  
10429 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200032, APN: 290200032  
BUTTERFIELD ESTATES HOMEOWNERS ASSN  
C/O HOLLYWOOD HOMES II  
3954 HAMPTON DR  
POMONA CA 91766

ASMT: 290200020, APN: 290200020  
MARIA AYALA  
10441 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200034, APN: 290200034  
SHU TSENG, ETAL  
2229 E LIZABETH CT  
ANAHEIM CA 92806

ASMT: 290200021, APN: 290200021  
CONNIE ZAVALA  
10453 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200035, APN: 290200035  
SILVIA LOPEZ, ETAL  
10511 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290200022, APN: 290200022  
LUPE LOPEZ  
10465 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290201001, APN: 290201001  
BEVERLY RIOS, ETAL  
24650 BANDIT WAY  
CORONA, CA. 92883

ASMT: 290200023, APN: 290200023  
JAIDEEP KAMAT, ETAL  
1383 SONNET HILL LN  
CORONA CA 92881

ASMT: 290201002, APN: 290201002  
MARY HELDRETH, ETAL  
24640 BANDIT WAY  
CORONA, CA. 92883

ASMT: 290200024, APN: 290200024  
BLANCA HERNANDEZ, ETAL  
10489 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290201011, APN: 290201011  
SUSAN LANE RAINES, ETAL  
10526 WRANGLER WAY  
CORONA, CA. 92883



ASMT: 290201012, APN: 290201012  
KATHLEEN PETERSON  
10510 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290230012, APN: 290230012  
NATHALIE MERRILL  
10165 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290202019, APN: 290202019  
ROY GARGUS  
10440 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290230013, APN: 290230013  
ROSA GUTIERREZ, ETAL  
10177 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290202032, APN: 290202032  
GENELDA TRACY, ETAL  
18988 GROVEWOOD DR  
CORONA CA 92881

ASMT: 290230014, APN: 290230014  
JANETTE ROBSON  
10189 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290202033, APN: 290202033  
ANGELIQUE ELLIS  
25353 GRANDFIR CT  
CORONA CA 92883

ASMT: 290230015, APN: 290230015  
VERONICA CERVANTES  
10201 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290202034, APN: 290202034  
SHAIRON COFFLAND, ETAL  
10244 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290530013, APN: 290530013  
TIMOTHY CAUFIELD  
10838 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290202035, APN: 290202035  
ADAN REYES  
10232 WRANGLER WAY  
CORONA, CA. 92883

ASMT: 290530014, APN: 290530014  
BIGAN MATIRAN  
1941 OLD WARSON CIR  
CORONA CA 92883

ASMT: 290202036, APN: 290202036  
PAUL BELFIGLIO  
31861 NATIONAL PARK  
LAGUNA NIGUEL CA 92677

ASMT: 290530015, APN: 290530015  
CARRIE LIDDELL  
10822 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290530016, APN: 290530016  
JENNIE LEHRMAN, ETAL  
10814 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290530023, APN: 290530023  
RACHEL TAPLIN  
24903 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530017, APN: 290530017  
THR CALIFORNIA  
410 N MAIN ST  
CORONA CA 92880

ASMT: 290530024, APN: 290530024  
BARTLEY FORSYTHE  
24911 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530018, APN: 290530018  
MICHELLE ASMONDY  
10798 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290530025, APN: 290530025  
HOLLIE HOOVER, ETAL  
24919 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530019, APN: 290530019  
ANNE ALLEN  
24871 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530026, APN: 290530026  
DEBORAH HEWETT  
24927 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530020, APN: 290530020  
AISHA SETH, ETAL  
24879 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530027, APN: 290530027  
PASUKAN TAINPAKDIPAT  
24935 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530021, APN: 290530021  
SCOTT BULLER  
24887 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530028, APN: 290530028  
JEANNE NELSON GALGLISH, ETAL  
24943 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530022, APN: 290530022  
HOLLY BURNETT, ETAL  
24895 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530029, APN: 290530029  
WENDY PLAZA, ETAL  
24951 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530030, APN: 290530030  
MIRNA ALVAREZ  
24959 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531005, APN: 290531005  
RAYMOND HONG  
2307 S HILLMAN LN  
ROWLAND HEIGHTS CA 91748

ASMT: 290530031, APN: 290530031  
SIRIA REZA  
24967 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531006, APN: 290531006  
NICHOLE OVERLEY COLLINS, ETAL  
24924 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290530032, APN: 290530032  
NARONG KLOMSUE, ETAL  
24975 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531007, APN: 290531007  
TISHA THOMSIC  
24932 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531001, APN: 290531001  
ALICAI AGUIRRE, ETAL  
24969 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290531008, APN: 290531008  
JENNIFER HUELSMAN, ETAL  
24948 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531002, APN: 290531002  
ELIJAH BAGDONAS  
29461 PINE CREEK LOOP  
CORONA CA 92883

ASMT: 290531009, APN: 290531009  
LISA JENKINS, ETAL  
24964 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531003, APN: 290531003  
SHAUN KNIGHTEN  
610 S MAIN ST NO 715  
LOS ANGELES CA 90014

ASMT: 290531010, APN: 290531010  
HEE RYU  
24980 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290531004, APN: 290531004  
KITTISAK THONGIMA  
24913 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290532001, APN: 290532001  
RAYMOND HONG  
2307 HILLMAN LN  
ROWLAND HEIGHTS CA 91748



ASMT: 290532003, APN: 290532003  
JORGE HINNAOUI, ETAL  
24950 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290532010, APN: 290532010  
WILLIAM TILLIS, ETAL  
10817 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290532004, APN: 290532004  
SHARON LIBERTY, ETAL  
24942 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290532011, APN: 290532011  
VIJAY SHETTY  
10825 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290532005, APN: 290532005  
CAROL PRESSLAND SAWAYA, ETAL  
1493 MAPLEBROOK LN  
CORONA CA 92881

ASMT: 290540001, APN: 290540001  
CHRISTY CAMPBELL, ETAL  
24983 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290532006, APN: 290532006  
CHARLOTTE MA  
24926 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290540002, APN: 290540002  
ANDREA HALL, ETAL  
24991 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290532007, APN: 290532007  
KHYLIA SICOLI, ETAL  
24918 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290540003, APN: 290540003  
CHRISTOPHER CARTER  
24999 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290532008, APN: 290532008  
LUVY LEAL  
24892 PINE MOUNTAIN TR  
CORONA, CA. 92883

ASMT: 290540004, APN: 290540004  
VICTORIA MURRAY, ETAL  
25007 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290532009, APN: 290532009  
JAMES JOHNSON, ETAL  
10801 ROSEMARY WAY  
CORONA, CA. 92883

ASMT: 290540006, APN: 290540006  
MARICELA AVILA, ETAL  
25023 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290540007, APN: 290540007  
ELAINE TRAN, ETAL  
2 SAROS  
IRVINE CA 92603

ASMT: 290540014, APN: 290540014  
JEFF KELLY, ETAL  
25087 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290540008, APN: 290540008  
ARTURO VELA  
25039 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290540015, APN: 290540015  
JEMI HESSLER  
25095 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290540009, APN: 290540009  
MOEU CHENEY, ETAL  
25047 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290541001, APN: 290541001  
BLAIR OKAMOTO, ETAL  
25084 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290540010, APN: 290540010  
MARC ENGLAND, ETAL  
25055 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290541002, APN: 290541002  
MARGARET NAHAMYA, ETAL  
25052 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290540011, APN: 290540011  
SHANA SIMENTON, ETAL  
25063 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290541003, APN: 290541003  
LEOPOLDO ORELLANA  
10769 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290540012, APN: 290540012  
VIRGINIA PEREZ, ETAL  
25071 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290541004, APN: 290541004  
CHRIS ANDERSON  
10777 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290540013, APN: 290540013  
EFREN NEGRETE, ETAL  
25079 PINE MOUNTAIN TER  
CORONA, CA. 92883

ASMT: 290541005, APN: 290541005  
DANIEL DILULO  
10785 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290541006, APN: 290541006  
JASEN BELLOWS, ETAL  
10790 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290541013, APN: 290541013  
BHAVANA PATEL, ETAL  
24982 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290541007, APN: 290541007  
HERMINA LANG  
10782 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290541014, APN: 290541014  
LYDIANN COX, ETAL  
24121 FAWNSKIN DR  
CORONA CA 92883

ASMT: 290541008, APN: 290541008  
ANDY BADER  
10774 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290541018, APN: 290541018  
RANDALL KLINE, ETAL  
25011 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290541009, APN: 290541009  
WILLIAM MAHAFFEY  
10766 BARBERRY CT  
CORONA, CA. 92883

ASMT: 290541019, APN: 290541019  
SEAN MCINNIS, ETAL  
25019 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290541010, APN: 290541010  
MICHELE AMICI, ETAL  
25006 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290541020, APN: 290541020  
EILEEN FILLOY, ETAL  
25027 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290541011, APN: 290541011  
ANANIAS BERONICH  
24998 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290541021, APN: 290541021  
SCOTT ROBERTS  
25035 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290541012, APN: 290541012  
TIMOTHY FRIEND, ETAL  
24990 PINE CREEK LOOP  
CORONA, CA. 92883

ASMT: 290541022, APN: 290541022  
PACIFICA GROUP 49 II  
264 S LA CIENEGA BLV 1160  
BEVERLY HILLS CA 90211



ASMT: 290541023, APN: 290541023  
NICOLE MENDOZA, ETAL  
25051 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290550007, APN: 290550007  
AUGUSTUS GABUTINA  
25091 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550001, APN: 290550001  
MARK POWERS  
25055 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550008, APN: 290550008  
KAREN RIVERA, ETAL  
25097 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550002, APN: 290550002  
LETICIA WEATROWSKI, ETAL  
25061 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550009, APN: 290550009  
ABEL MONTEREO  
25103 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550003, APN: 290550003  
ROBERT STARKS, ETAL  
25067 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550011, APN: 290550011  
HONORIO ZAMUDIO, ETAL  
25115 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550004, APN: 290550004  
WILLIAM ZATZKE  
25073 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550012, APN: 290550012  
SARAH HAMER, ETAL  
25121 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550005, APN: 290550005  
SCOTT MURRAY, ETAL  
C/O JANA LIND MURRAY  
25079 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550013, APN: 290550013  
DEBORAH CHEN, ETAL  
11550 BAIRD AVE  
NORTHRIDGE CA 91326

ASMT: 290550006, APN: 290550006  
MALLORY LEON, ETAL  
25085 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550014, APN: 290550014  
CHRISTINE COLLINS, ETAL  
25133 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550015, APN: 290550015  
YINGQI HU, ETAL  
25139 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551003, APN: 290551003  
MARIA CORTEZ  
25150 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290550016, APN: 290550016  
KIMBERLY WHITE, ETAL  
25145 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551004, APN: 290551004  
NOELLE KENNEY  
25142 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290550017, APN: 290550017  
JOSELITO MEDRANO  
25151 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551005, APN: 290551005  
LISA GALVAN, ETAL  
20004 GREVILLEA AVE  
TORRANCE CA 90503

ASMT: 290550018, APN: 290550018  
NATALIE MORANDA, ETAL  
25157 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551006, APN: 290551006  
THR CALIF  
291 CORPORATE TERRACE CIR  
CORONA CA 92879

ASMT: 290550019, APN: 290550019  
SYCAMORE CREEK COMMUNITY ASSN  
C/O PAM PENTON  
1451 RIMPAU STE 107  
CORONA CA 92879

ASMT: 290551007, APN: 290551007  
NEW KEVIN  
2175 SAMPSON AVE NO 110  
CORONA CA 92879

ASMT: 290551001, APN: 290551001  
MAYADA KASBAR, ETAL  
25162 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290551008, APN: 290551008  
ROSALIND COLEMAN, ETAL  
25118 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551002, APN: 290551002  
LISA MITCHELL  
25156 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290551009, APN: 290551009  
DAVID DREW, ETAL  
25112 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551010, APN: 290551010  
SUZANNE CHU, ETAL  
C/O EVA YANG  
25106 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551017, APN: 290551017  
WILLIAM LITTLE  
25107 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551011, APN: 290551011  
FE SEPULVEDA, ETAL  
25100 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290551018, APN: 290551018  
MARILYN RAYMUNDO, ETAL  
25113 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551012, APN: 290551012  
MARY ANIAG SANCHEZ, ETAL  
25077 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551019, APN: 290551019  
LAURA WILLIAMS, ETAL  
25119 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551013, APN: 290551013  
SUSAN JESSUP  
25083 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551020, APN: 290551020  
MILA ESCANO  
25125 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551014, APN: 290551014  
LISA SHARP, ETAL  
3220 CHRIS WREN CIR  
CORONA CA 92881

ASMT: 290551021, APN: 290551021  
JOO PARK, ETAL  
25131 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551015, APN: 290551015  
MARCIA NEWELL JONES, ETAL  
25095 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290551022, APN: 290551022  
BIVAN DHILLON, ETAL  
28329 FALCON CREST DR  
SANTA CLARITA CA 91351

ASMT: 290551016, APN: 290551016  
JUDY KWAN  
25101 CORAL CANYON RD  
CORONA, CA. 92883

ASMT: 290560001, APN: 290560001  
CHOON WON KOO M D PROFIT SHARING PLAI  
3762 S MAIN ST  
CORONA CA 92882



ASMT: 290560002, APN: 290560002  
HYERAN IM, ETAL  
25177 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620001, APN: 290620001  
25202 PACIFIC CREST TRUST  
C/O ANDREW LEVY  
21601 DEVONSHIRE NO 325  
CHATSWORTH CA 91311

ASMT: 290560003, APN: 290560003  
ANITA SHIRLEY, ETAL  
25183 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620002, APN: 290620002  
VIRGINIA FOJAS, ETAL  
25226 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290560004, APN: 290560004  
DIANA FOSTER, ETAL  
25189 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620003, APN: 290620003  
REBECCA MURILLO, ETAL  
25232 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290560005, APN: 290560005  
FRANKLIN HAYMAN, ETAL  
25195 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620004, APN: 290620004  
KEVIN SMITH, ETAL  
25238 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290562014, APN: 290562014  
CARA RUFFOLO, ETAL  
25180 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620005, APN: 290620005  
MIGUEL MADRIGAL  
3639 S TRINITY ST  
LOS ANGELES CA 90011

ASMT: 290562015, APN: 290562015  
HYOUNG KIM  
25174 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620006, APN: 290620006  
SELVANAYAGI BALACHANDRAN, ETAL  
25322 SAGE ST  
CORONA, CA. 92883

ASMT: 290562016, APN: 290562016  
RICHARD HERNANDEZ, ETAL  
25168 LEMONGRASS ST  
CORONA, CA. 92883

ASMT: 290620007, APN: 290620007  
MANUEL MORALES  
10850 CAMERON CT  
CORONA, CA. 92883

ASMT: 290620008, APN: 290620008  
SARAH IRVINE, ETAL  
10862 CAMERON CT  
CORONA, CA. 92883

ASMT: 290621012, APN: 290621012  
BEVERLY SAUDE  
25361 SAGE ST  
CORONA, CA. 92883

ASMT: 290620009, APN: 290620009  
SHARON GREMPEL, ETAL  
10874 CAMERON CT  
CORONA, CA. 92883

ASMT: 290621013, APN: 290621013  
ISMAEL SILVA  
25349 SAGE ST  
CORONA, CA. 92883

ASMT: 290620010, APN: 290620010  
CASSONDRA REYNOLDS  
10886 CAMERON CT  
CORONA, CA. 92883

ASMT: 290621014, APN: 290621014  
JOSEPHINE SEVILLA  
25337 SAGE ST  
CORONA, CA. 92883

ASMT: 290620011, APN: 290620011  
GIANNINA DUARTE, ETAL  
10898 CAMERON CT  
CORONA, CA. 92883

ASMT: 290621015, APN: 290621015  
CONSUELO MEJIA, ETAL  
25325 SAGE ST  
CORONA, CA. 92883

ASMT: 290621009, APN: 290621009  
BREANNE JORDAN, ETAL  
25397 SAGE ST  
CORONA, CA. 92883

ASMT: 290621016, APN: 290621016  
RACHEL TUCKER, ETAL  
25313 SAGE ST  
CORONA, CA. 92883

ASMT: 290621010, APN: 290621010  
URANIA ESCALANTE, ETAL  
25385 SAGE ST  
CORONA, CA. 92883

ASMT: 290621017, APN: 290621017  
BARBARA WESELIS, ETAL  
171 TASHA VIEW WAY  
EL CAJON CA 92021

ASMT: 290621011, APN: 290621011  
BANK OF AMERICA  
C/O RECONTRUST CO  
1800 TAPO CANYON SV2202  
SIMI VALLEY CA 93063

ASMT: 290621018, APN: 290621018  
HEE JO  
25289 SAGE ST  
CORONA, CA. 92883

ASMT: 290621019, APN: 290621019  
JOSEPH SHAPIRA, ETAL  
C/O SONIA PABON  
8475 MANDARIN  
ALTA LOMA CA 91701

ASMT: 290621027, APN: 290621027  
CAROLINA GABOT, ETAL  
25159 CLIFFROSE ST  
CORONA CA 92883

ASMT: 290621020, APN: 290621020  
TONI WILLHIDE, ETAL  
25265 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290621028, APN: 290621028  
CHERYL BENEFIELD, ETAL  
25169 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290621021, APN: 290621021  
MARK QUINTOS, ETAL  
25253 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290621022, APN: 290621022  
CINDY PLAYER, ETAL  
25241 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290621023, APN: 290621023  
GINA KOPP, ETAL  
25229 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290621024, APN: 290621024  
JOYCE PARK, ETAL  
25217 PACIFIC CREST ST  
CORONA, CA. 92883

ASMT: 290621025, APN: 290621025  
ETOOM MGBEKE, ETAL  
25205 PACIFIC CREST ST  
CORONA, CA. 92883



8/9/2013 2:13:10 PM

Community Development  
City of Corona  
400 S. Vicentia Ave.  
Corona, CA 92882

Forest Service, Corona  
U.S. Department of Agriculture  
1147 E. Sixth St.  
Corona, CA 91719

Lee Lake Water District  
22646 Temescal Canyon Rd.  
Corona, CA 92883-4106

Los Angeles District,  
U.S. Army Corps of Engineers  
911 Wilshire Blvd.  
P.O. Box 532711  
Los Angeles, CA 90053-2325

ATTN: Executive Officer  
Reg. Water Quality Control Board #8  
Santa Ana  
3737 Main St., Suite 500  
Riverside, CA 92501-3348

Sheriff's Department  
82-695 Dr. Carreon Blvd.  
Indio, CA 92201-6907

ATTN: Steve Smith  
South Coast Air Quality Mngmt. Dist.,  
Los Angeles County  
21865 E. Copley Dr.  
Diamond Bar, CA 91765-4178

Southern California Edison  
2244 Walnut Grove Ave., Rm 312  
P.O. Box 600  
Rosemead, CA 91770

ATTN: Tim Pearce, Region Planner  
Southern California Gas Transmission  
251 E. 1st St.  
Beaumont, CA 92223-2903

ATTN: Eric Warner  
Temescal Valley Muncipal  
Advisory Council  
P.O. Box 77850  
Corona, CA 92877-0100

Waste Resources Management,  
Riverside County  
Mail Stop 5950

Western Municipal Water District  
14205 Meridian Parkway  
Riverside, CA 92518

Office of Mine reclamation  
Attn: James Pompy  
801 K Street, MS 09-06  
Sacramento, CA 95814

~~Black Emerald LLC  
91711 82<sup>nd</sup> Ave  
Thermal CA 92274~~

~~Innovative Land Concepts Inc.  
Paul Quill  
51245 Avenida Rubio  
La Quinta CA 92253~~

~~Impact Sciences  
Joe Gibson  
803 Camarillo Springs Road  
Camarillo CA 93012~~

Kevin Porzio  
Division of Water Rights  
State Water Resources Control Board  
P.O. Box 100  
Sacramento, CA 95812-0100

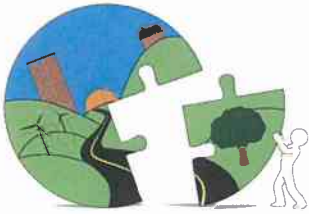
Eric Warner  
Mayhew Aggregates & Mine reclamation  
PO Box 77850  
Corona CA 92877

~~Forma  
Gene Hsieh  
3050 Pullman Street  
Costa Mesa, CA 92626~~

~~Black Emerald LLC  
91711 82<sup>nd</sup> Ave  
Thermal CA 92274~~

~~Innovative Land Concepts Inc.  
Paul Quill  
51245 Avenida Rubio  
La Quinta CA 92253~~

~~Impact Sciences  
Joe Gibson  
803 Camarillo Springs Road  
Camarillo CA 93012~~



# RIVERSIDE COUNTY PLANNING DEPARTMENT

*Carolyn Syms Luna*  
*Director*

## MITIGATED NEGATIVE DECLARATION

Project/Case Number: SMP00139R1

Based on the Initial Study, it has been determined that the proposed project, subject to the proposed mitigation measures, will not have a significant effect upon the environment.

PROJECT DESCRIPTION, LOCATION, AND MITIGATION MEASURES REQUIRED TO AVOID POTENTIALLY SIGNIFICANT EFFECTS. (see Environmental Assessment and Conditions of Approval)

COMPLETED/REVIEWED BY:

By: Matt Straite Title: Project Planner Date: August 9, 2013

Applicant/Project Sponsor: Mayhew Aggregates Date Submitted: September 20, 2011

ADOPTED BY: Other

Person Verifying Adoption: \_\_\_\_\_ Date: \_\_\_\_\_

The Mitigated Negative Declaration may be examined, along with documents referenced in the initial study, if any, at:

Riverside County Planning Department 4080 Lemon Street, 12th Floor, Riverside, CA 92501

For additional information, please contact Matt Straite at [mstraite@rctlma.org](mailto:mstraite@rctlma.org).

Revised: 10/16/07  
Y:\Planning Case Files-Riverside office\SMP00139R1\DH-PC-BOS Hearings\DH-PC\Mitigated Negative Declaration.docx

Please charge deposit fee case#: ZEA42476 ZCFG5848

**FOR COUNTY CLERK'S USE ONLY**





COUNTY OF RIVERSIDE  
SPECIALIZED DEPARTMENT RECEIPT  
Permit Assistance Center

A\* REPRINTED \* R1109091

4080 Lemon Street  
Second Floor  
Riverside, CA 92502  
(951) 955-3200

39493 Los Alamos Road  
Suite A  
Murrieta, CA 92563  
(951) 694-5242

38686 El Cerrito Rd  
Indio, CA 92211  
(760) 863-8271

\*\*\*\*\*  
\*\*\*\*\*

Received from: MAYHEW AGGREGATES & MINE RECLAMN \$2,108.00  
paid by: CK 003068  
CA FISH AND GAME FOR EA42476  
paid towards: CFG05848 CALIF FISH & GAME - NEG DECL  
at parcel: 24980 MAITRI RD COR  
appl type: CFG1

By \_\_\_\_\_ Sep 20, 2011 16:59  
GLKING posting date Sep 20, 2011

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\*\*\*\*\*

Account Code	Description	Amount
658353120100208100	CF&G TRUST	\$2,044.00
658353120100208100	CF&G TRUST: RECORD FEES	\$64.00

Overpayments of less than \$5.00 will not be refunded!

COUNTY OF RIVERSIDE  
SPECIALIZED DEPARTMENT RECEIPT  
Permit Assistance Center

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4080 Lemon Street  
Second Floor  
Riverside, CA 92502  
(951) 955-3200

39493 Los Alamos Road  
Suite A  
Murrieta, CA 92563  
(951) 694-5242

38686 El Cerrito Rd  
Indio, CA 92211  
(760) 863-8271

\*\*\*\*\*  
\*\*\*\*\*

Received from: MAYHEW AGGREGATES & MINE RECLAMN \$98.25  
paid by: CK 1007  
CA FISH AND GAME FOR EA42476  
paid towards: CFG05848 CALIF FISH & GAME - NEG DECL  
at parcel: 24980 MAITRI RD COR  
appl type: CFG1

By \_\_\_\_\_ Aug 09, 2013 12:14  
MGARDNER posting date Aug 09, 2013

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Account Code	Description	Amount
658353120100208100	CF&G TRUST	\$98.25

Overpayments of less than \$5.00 will not be refunded!

COUNTY OF RIVERSIDE  
SPECIALIZED DEPARTMENT RECEIPT  
Permit Assistance Center

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4080 Lemon Street  
Second Floor  
Riverside, CA 92502  
(951) 955-3200

39493 Los Alamos Road  
Suite A  
Murrieta, CA 92563  
(951) 694-5242

38686 El Cerrito Rd  
Indio, CA 92211  
(760) 863-8271

\*\*\*\*\*  
\*\*\*\*\*

Received from: MAYHEW AGGREGATES & MINE RECLAMN \$50.00  
paid by: CK 1012  
CA FISH AND GAME FOR EA42476  
paid towards: CFG05848 CALIF FISH & GAME - NEG DECL  
at parcel: 24980 MAITRI RD COR  
appl type: CFG1

By \_\_\_\_\_ Sep 25, 2013 11:32  
MGARDNER posting date Sep 25, 2013

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Account Code	Description	Amount
658353120100208100	CF&G TRUST	\$50.00

Overpayments of less than \$5.00 will not be refunded!