



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## California Regional Water Quality Control Board, San Diego Region

December 12, 2013

**Certified Mail – Return Receipt Requested**  
Article Number: 7011 0470 0002 8952 5157

Mr. Hank Rupp  
Chief Operations Officer & General Counsel  
Rancho Guejito Corporation  
17224 San Pasqual Valley Road  
Escondido, California 92027

**In reply refer to: 777579:FMelbourn**

**Subject: Addendum No. 1 to Cleanup and Abatement Order No. R9-2013-0009  
Extension of Restoration and Mitigation Plans Submittal Due Date**

Mr. Rupp:

Enclosed is Addendum No. 1 to Cleanup and Abatement Order No. R9-2013-0009 issued by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board). The Addendum extends the due dates for submittal of the Restoration and Mitigation Plans (Plans).<sup>1</sup> The Addendum also extends the dates for the implementation of the Plans, when restoration activities have met final success criteria, and when restoration and mitigation measures have met success criteria five years from the initiation of the Plans.

In the subject line of any response, please include the reference number 777579:FMelbourn. For questions or comments, please contact Frank Melbourn by telephone at (619) 521-3372, or by email at [fmelbourn@waterboards.ca.gov](mailto:fmelbourn@waterboards.ca.gov).

Respectfully,

DAVID W. GIBSON  
Executive Officer

DWG:chg:sm

Enclosure: Addendum No. 1 to CAO No. R9-2013-0009

<sup>1</sup> SheppardMulin, *Request for extension - Rancho Guejito Corp. CAO R9-2013-0009*, e-mail from Keith Garner, July 23, 2013.

Copies with enclosures via email:

1. Meris Bantilan-Smith, U.S. Army Corps of Engineers, [meris.bantilan-smith@usace.army.mil](mailto:meris.bantilan-smith@usace.army.mil)
2. Kenneth Brazell, Co. of San Diego, [kenneth.brazell@sdcounty.ca.gov](mailto:kenneth.brazell@sdcounty.ca.gov)
3. Kelly Fisher, CA Dept. of Fish & Wildlife, [kfisher@wildlife.ca.gov](mailto:kfisher@wildlife.ca.gov)
4. Keith Garner, Sheppard, Mullin, Richter & Hampton, LLP, [kgarner@sheppardmullin.com](mailto:kgarner@sheppardmullin.com)
5. Catherine Hagan, SWRCB, Office of Chief Counsel, [chagan@waterboards.ca.gov](mailto:chagan@waterboards.ca.gov)
6. Richard Lantis, Co. of San Diego, Dept. of Public Works, [richard.lantis@sdcounty.ca.gov](mailto:richard.lantis@sdcounty.ca.gov)
7. Michelle Moreno, U.S. Fish & Wildlife, Michele [moreno@fws.gov](mailto:moreno@fws.gov)
8. Randy Rodriguez, CA Dept. of Fish & Wildlife, [rrodriguez@wildlife.ca.gov](mailto:rrodriguez@wildlife.ca.gov)
9. Bryan Ziegler, Co. of San Diego, Office of Co. Counsel, [bryan.ziegler@sdcounty.ca.gov](mailto:bryan.ziegler@sdcounty.ca.gov).

Tech Staff Info & Use	
Party ID	528784
Place ID	777579
Person ID	543970



DAVID W. GIBSON  
Executive Officer

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN DIEGO REGION**

**ADDENDUM NO. 1  
TO  
CLEANUP AND ABATEMENT ORDER NO. R9-2013-0009  
FOR  
RANCHO GUEJITO CORPORATION**

**AN ADDENDUM EXTENDING DUE DATES FOR DIRECTIVE NOS. 2, 3, 4, 5, 6, AND 8**

The California Regional Water Quality Control Board, San Diego Region (hereinafter San Diego Water Board), finds that:

1. Except as contradicted or superseded by the findings and directives set forth in this Addendum No. 1 to Cleanup and Abatement Order No. R9-2013-0009 (CAO), all of the previous findings and directives of the CAO remain in full force and effect.
2. The CAO prescribes requirements for Rancho Guejito Corporation (hereinafter RGC) to cleanup and abate the unauthorized discharge of debris, sediment, and fill to Guejito Creek and its unnamed tributaries, and to submit technical reports to the San Diego Water Board.
3. On July 26, 2013, the Executive Officer approved RGC's July 23, 2013, request to extend CAO Directive Nos. 2 and 3's June 23, 2013, deadline for submitting Restoration and Mitigation Plans to September 30, 2013.
4. On November 22, 2013, the Executive Officer approved RGC's Restoration and Mitigation Plans<sup>1</sup> and directed that the CAO be revised to reflect the previously approved extension for Directive Nos. 2 and 3 and to include the proposed schedule for the implementation of the Plans in Directives 4 and 5.

IT IS HEREBY ORDERED that, Cleanup and Abatement Order No. R9-2013-0009 is amended as follows:

1. CAO Directive No. 2's due date of June 28, 2013, shall be replaced with September 30, 2013.

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<sup>1</sup> The Restoration and Mitigation Plans consist of the following documents: Rancho Guejito Off-Site Wetland Restoration Plan dated September 27, 2013, Rancho Guejito Revegetation Plan dated September 27, 2013, Restoration Grading and Drainage Plan for Rancho Guejito dated September 29, 2013, Rancho Guejito Planting Plan (12 sheets) dated September 27, 2013, Keith Gardner email dated September 13, 2013, at 1:23 p.m., and Addendum to Mitigation Plan dated October 29, 2013.



**Addendum No. 1 to CAO R9-2013-0122**

2. CAO Directive No. 3's due date of June 28, 2013, shall be replaced with September 30, 2013.
3. CAO Directive No. 4's due date of July 26, 2013, shall be replaced with April 15, 2014.
4. CAO Directive No. 5's due date of July 26, 2013, shall be replaced with February 17, 2014.
5. CAO Directive No. 5's second sentence shall be amended as follows: The construction of proposed mitigation must be prior to or concurrent with the restoration project and completed no later than ~~November 29, 2013~~ July 1, 2014, or a date approved by the Executive Officer or his delegate.
6. CAO Directive No. 6's due date of November 1, 2013, shall be replaced with December 1, 2014.
7. CAO Directive No. 8's due date of June 1, 2018, shall be replaced with June 1, 2019.

Ordered by:



DAVID W. GIBSON  
Executive Officer

12 December 2013

Date



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