

# Appendix K

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

August 6, 2001	July 25, 2002	December 11, 2002	March 6, 2003
<p><b>Current Action:</b> Conceptual Mitigation Plan Submitted</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>	<p><b>Current Action:</b> Amended 401 Package Submitted</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>	<p><b>Current Action:</b> Original 401 Permit signed</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>	<p><b>Current Action:</b> Bond issued for the Mitigation in the amount of \$550,000.00</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

May 8, 2003	September 20, 2005	October 20, 2005	November 8, 2005
<p><b>Current Action:</b> Final Habitat Mitigation Monitoring Plan (HMMP) submitted</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>	<p><b>Current Action:</b> Multi-Agency Meeting held to discuss the addition of the bridge in the channel as required by the County of Riverside and City of Temecula.</p> <p><b>Response:</b> Change order initiated with DEA in than amount of \$25,725. KTU&amp;A contracted to revise the mitigation plan (\$27,000)</p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Make revisions to the HMMP</p>	<p><b>Current Action:</b> Modification No. 2 to the 401 issued</p> <p><b>Response:</b> Draft HMMP due within 60 days</p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>	<p><b>Current Action:</b> Multi-Agency Meeting to present the Draft HMMP and how it affects AD-161.</p> <p><b>Response:</b> Plan not accepted due to concerns raised about the hydrology and sediment transport. The Agencies wanted to see documentation supporting the use of grade control structures within the mitigation area</p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Need to commission new reports to substantiate the use of Grade control structures</p> <p><b>New Plan of Action:</b> Change order to KTU&amp;A to manage and incorporate the forthcoming reports (\$25,000). Change order in the amount of \$12,000 for the reports. No deadline was established by the agencies</p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

November 10, 2005	December 21, 2005	January 11, 2006	January 12, 2006
<p><b>Current Action:</b> Ashby performs field walk with the Center for Natural Lands Management and the project Biologist to discuss the limits of work, grading, and the planting zones and species for the expanded mitigation area</p> <p><b>Response:</b> Change order to the project Biologist in the amount of (2,286.50)</p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> KTU&amp;A to prepare an exhibit for CNLM to approve based on the field meeting</p>	<p><b>Current Action:</b> USACO issues a permit amendment for the inclusion of the new bridge areas</p> <p><b>Response:</b> Draft HMMP is due within 60 days(February 21,2006)</p> <p><b>Delay:</b></p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> KTU&amp;A to continue drafting the HMMP</p>	<p><b>Current Action:</b> KTU&amp;A determined that the current Jurisdictional Delineation (JD) report was insufficient to address the new HMMP footprint within the mitigation area and that a new JD was needed to appropriately address the concerns of the agencies</p> <p><b>Response:</b></p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Time needed to complete the new JD</p> <p><b>New Plan of Action:</b> Complete new JD (\$7,000)</p>	<p><b>Current Action:</b> Email received from Megan Fisher of the RWQCB to request status update</p> <p><b>Response:</b> An email was sent back to Megan by KTU&amp;A to update her on the status of the project and that we were going to have the new draft HMMP completed by the deadline for the USACO (February 21, 2006).</p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Due to the new reports needed, we needed the time to incorporate the reports into the HMMP</p> <p><b>New Plan of Action:</b> KTU&amp;A to continue drafting the HMMP to meet the February 21 deadline</p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

February 1, 2006	February 9, 2006	February 16, 2006	March 14, 2006
<p><b>Current Action:</b> KTU&amp;A submits the expanded existing vegetation mapping to CNLM for review</p> <p><b>Response:</b> Mapping was approved</p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> KTU&amp;A to continue working on the Draft HMMP</p>	<p><b>Current Action:</b> Multi-agency meeting is set for March 15, 2006 to submit the revised HMMP</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> KTU&amp;A to prepare the exhibits for the upcoming meeting</p>	<p><b>Current Action:</b> KTU&amp;A contacted Robert Smith of the USACOE to request a time extension so as they may incorporate the new Sediment Transport report that was not completed yet.</p> <p><b>Response:</b> Robert Smith called back and advised that the extension would be ok as long as the final reports were provided at the multi agency meeting scheduled on March 15, 2006</p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Sediment transport report not completed</p> <p><b>New Plan of Action:</b> Incorporate the report into the draft HMMP and present the results at the March 15th meeting</p>	<p><b>Current Action:</b> KTU&amp;A emails the agencies with the materials for the meeting on March 15, 2006</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

March 15, 2006	March 17, 2007	May 31, 2006	June 19, 2006
<p><b>Current Action:</b> Multi-Agency meeting in Carlsbad to submit the draft HMMP and Construction Documents for the mitigation</p>	<p><b>Current Action:</b> received letter from Jeremy Haas of the RWQCB in regard to separating the on-site mitigation from the off-site mitigation</p>	<p><b>Current Action:</b> Hydrology and sediment transport reports are complete</p>	<p><b>Current Action:</b> Ashby USA requests a Multi Agency meeting to approve the conceptual plan for the offsite portion of work and the new conceptual HMMP</p>
<p><b>Response:</b> HMMP not accepted due to grade control structures in the Mitigation area. Agencies tentatively approved the use of the mitigation are for the future offsite impacts.</p>	<p><b>Response:</b> On April 4, 2006 Ashby USA sent a letter in response the letter from Jeremy Haas. The letter requested that the mitigation be combined as that the offsite component has always been apart of the project and a condition of development as noted in the approved EIR.</p>	<p><b>Response:</b> There were schedule issues with all of the agencies</p>	<p><b>Response:</b> There were schedule issues with all of the agencies</p>
<p><b>Delay:</b> Yes</p>	<p><b>Delay:</b> No</p>	<p><b>Delay:</b> No</p>	<p><b>Delay:</b> Yes</p>
<p><b>Reason:</b> Need analysis of the mitigation without grade structures to validate the fact that the plan in its current state will not function without grade control structures (6-8 weeks)</p>	<p><b>Reason:</b></p>	<p><b>Reason:</b></p>	<p><b>Reason:</b> The agencies schedules were conflicting</p>
<p><b>New Plan of Action:</b> Perform new analysis for sediment transport and hydrology (\$22,590). Change order to KTU&amp;A for changes to the mitigation area (\$50,000)</p>	<p><b>New Plan of Action:</b> Water board to process the work as separate applications but allow the mitigation to be combined into one mitigation area</p>	<p><b>New Plan of Action:</b> Incorporate the new reports into the draft HMMP</p>	<p><b>New Plan of Action:</b> Hold meetings with the agencies individually to attain a general consensus to move forward with the conceptual HMMP</p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

June 22, 2006	June 23, 2006	June 30, 2006	July 6, 2006
<p><b>Current Action:</b> Meeting at the USACOE to attain approval of the conceptual plan for the offsite portion of work.</p> <p><b>Response:</b> USACOE approved the conceptual plan</p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Move forward with meeting the other agencies</p>	<p><b>Current Action:</b> USFWS requests hard copies of all of the reports and that they be sent to all of the agencies</p> <p><b>Response:</b></p> <p><b>Delay:</b></p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> KTU&amp;A to send the hard copies</p>	<p><b>Current Action:</b> KTU&amp;A distribute digital copies of all of the reports to all of the agencies</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> KTU&amp;A to follow up with the Agencies to ensure receipt</p>	<p><b>Current Action:</b> Meeting held at RWQCB to discuss the conceptual offsite plan and the addition of the offsite impacts to the mitigation site</p> <p><b>Response:</b> Board Staff approved the conceptual plan</p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Need time to determine the impacts of the offsite work to ensure the mitigation site will be sufficient</p> <p><b>New Plan of Action:</b> Incorporate the offsite component to the mitigation plan</p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

July 18, 2006	August 1, 2006	August 10, 2006	August 22, 2006
<p><b>Current Action:</b> Application Submitted for the offsite portion of work</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Dave Hogan to stay in contact with the board staff to ensure no further items were needed</p>	<p><b>Current Action:</b> Ashby USA requests a Multi Agency meeting</p> <p><b>Response:</b></p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Need to find an amenable time for all of the agencies to meet to attain a consensus</p> <p><b>New Plan of Action:</b> Continue working with the agencies to achieve a time when all of the agencies can meet at the same time</p>	<p><b>Current Action:</b> The following hard copies were sent to all of the agencies by KTU&amp;A: Jurisdictional Delineation Report, Impact Analysis, Proposed Compensatory Mitigation, Riparian/Riverine Assessment, dBESP, MSHCP Plan Area Review Checklist, and the Cumulative Impacts Analysis Matrix with a narrative that tracked the various project impacts and how they are met within the current plan</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Followed up with all of the agencies to ensure that they all received the documents.</p>	<p><b>Current Action:</b> Revised Mitigation Matrix was sent to all of the agencies</p> <p><b>Response:</b></p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Follow up with the various agencies staff to ensure they are receiving the documentation</p>



Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

September 26, 2006	October 24, 2006	February 27, 2007
<p><b>Current Action:</b> RWQCB denied the offsite permit with out prejudice due to wanting to see several CEQA documents (addendum EIR, 404 or draft document, 1603 or draft document)</p> <p><b>Response:</b> Addendum EIR was approved , the 404 was approved pending a 401 certification , and the CADFG is amenable to either an amendment or a new permit but they would like to see the mitigation plan prior to approving either</p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Water board staff was holding back the approval of the EIR Amendment</p> <p><b>New Plan of Action:</b> Continue Following up with the Agencies Staff</p>	<p><b>Current Action:</b> Draft HMMP was submitted to all of the agencies</p> <p><b>Response:</b> Confirmed receipt with all of the agencies</p> <p><b>Delay:</b> No</p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Change order to KTU&amp;A to complete the plans and provide construction documents</p>	<p><b>Current Action:</b> CFD placed on hold , Project financing place on hold</p> <p><b>Response:</b></p> <p><b>Delay:</b> Yes</p> <p><b>Reason:</b> Need time to negotiate with the property owners and develop a new HMMP</p> <p><b>New Plan of Action:</b> Negotiate and purchase land , develop new mitigation plan. Due to the Project Finances being on hold we need to work on what we can and when the money becomes avail bile we can close the deals and present the new draft HMMP</p>
<p><b>Current Action:</b> Multi-Agency meeting was held to discuss the plan that was submitted in October.</p> <p><b>Response:</b> The plan was not approved due to the agencies would prefer to not impact habitat to create a higher value habitat. A concurrence was reached with the Agencies that beyond to 1:1 creation (to meet 'no net loss'), restoration and/or preservation would be acceptable at a higher ratio than creation due to the unavailability of creation opportunities within the same watershed.</p>		

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

	April 2, 2007	June, 2007	July 31, 2007
<p><b>Current Action:</b></p> <p><b>Response:</b></p> <p><b>Delay:</b></p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b></p>	<p><b>Current Action:</b> Modification No. 3 to the 401 was issued</p> <p><b>Response:</b></p> <p><b>Delay:</b></p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Change order to KTU&amp;A , Change order for Trestles</p>	<p><b>Current Action:</b> An extension of time was requested for the conditions placed on Ashby USA in Modification No. 3 to the Water Quality Certification</p> <p><b>Response:</b> on June 11, 2007, Kristen Schwall of the RWQCB emailed a response that no extension will be allowed</p> <p><b>Delay:</b></p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Due to the finances being on hold, work with the limited resources and prepare the required documentation</p>	<p><b>Current Action:</b> Administrative Civil Liability was issued. A response is to be turned in to the RWQCB by Friday September 14, 2007</p> <p><b>Response:</b> a request for more time was made and granted. The new due date for the response is November 9, 2007</p> <p><b>Delay: No</b></p> <p><b>Reason:</b></p> <p><b>New Plan of Action:</b> Prepare a response to the allegations</p>

Roripaugh Ranch Mitigation Timeline for the Regional Water Quality Control Board

December 12, 2007
<b>Current Action:</b> Regional Board Meeting
<b>Response:</b> Allegations are incorrect, Fear of future violations due to the Board staff not allowing extensions to be granted.
<b>Delay:</b>
<b>Reason:</b>
<b>New Plan of Action:</b>