

Summary of Kelegian Activities

Oct. 8, 2002 – RWQCB issues 13267 Request for Erosion and Sediment Control Report to be submitted by Oct. 21, 2002.

Oct. 22, 2002 – SWPPP submitted along with NOI for Construction Permit.

Oct. 29, 2002 – Ryan Lodge reviews SWPPP. States, "Erosion control measures seem meager. Site will have problems if vegetation is not established immediately... If first rain is substantial there could be widespread erosion."

Nov. 4, 2002 – NOI and copy of SWPPP received. Total size 412 ac. Total area to be disturbed 199 ac.. Type of construction checked is "Other " with "Agriculture – olives and grazing" written in.

Nov. 12, 2002 – RWQCB sends letter to Kelegian stating SWPPP is inadequate and must be revised. Revised SWPPP must be on site, but not submitted.

Nov. 25, 2002 – NOV sent for erosion and lack of BMPs

Jan. 28, 2003 – Revised SWPPP, dated 1-28-03

Feb. 21, 2003 – ACLC issued based on Storm Water Permit, including section A.2.

March 5, 2003 – Revised SWPPP with revision date March 5, 2003

March 6, 2003 – ACLC removed from March 21, 2003 Board agenda. ACLC not rescinded.

March 11, 2003 – NOV to Kelegian for failure to install sediment and erosion BMPs.

March 17, 2003 – Revised SWPPP submitted by EDA in response to a March 4, 2003 on-site meeting with Ryan Lodge. SWPPP not adequate for Permit compliance.

March 27, 2003 – 2nd ACLC written (electronic version only). Cover letter states 1st ACLC is rescinded and is replaced by 2nd ACLC. This 2nd ACLC apparently was never sent to Kelegian. No evidence that 1st ACLC was ever officially rescinded.

April 3, 2002 – Ryan Lodge reviews SWPPP. States, "SWPPP does not contain training information, contact information. Some required parts of the SWPPP are not included and should be addressed whether they are applicable or not."

April 4, 2003 – Revised SWPPP, dated April 2, 2003, submitted by EDA in response to a March 30, 2003 site inspection. Letter states, "We will attempt to have the new erosion control measure in place by April 9, 2003."

July 15, 2003 – Annual Compliance Status Report request.

Aug. 21, 2003 – CAO issued. Cover letter states Kelegian has identified his project as agriculture. NOT is included with the CAO. CAO is issued based on Water Code Sections 13304, and 13050. CAO requires Erosion and Sediment Control Plan (Sept. 8, 2003), prevention of erosion by covering all disturbed soils (Oct. 15, 2003), submit a letter verifying all areas are stabilized (Oct. 15, 2003).

Sept. 5, 2003 – NOT submitted by Kelegian, signed by Ryan Lodge Oct. 3, 2003.

Sept. 19, 2003 site conditions – Ryan Lodge and Donette Dunaway inspected the Kelegian site on September 19, 2003. The site looked well vegetated, with only small areas requiring additional seeding. The site was not threatened by erosion. Sediment that had eroded to Huer Huero Creek and its tributaries had not been removed. It is staff's opinion that removal of the sediment would be more detrimental than beneficial at this time.

Dec. 1, 2003 – Donette Dunaway spoke with Jeff Emrick, EDA, regarding the status and intent for use of both Kelegian and Pierson sites. Emrick stated there were currently 40 head of cattle at the Kelegian site. No other determination had been made as to how the site would be used in the future.

Dec. 12, 2003 – letter from EDA stating that there is currently a cattle grazing lease and approximately 40 head of cattle grazing on the site. The lessee has installed fencing for this operation.