

**Stewart, Rebecca@Waterboards**

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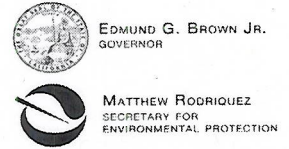
**From:** Arias, Christina@Waterboards  
**Sent:** Tuesday, February 18, 2014 1:56 PM  
**To:** stuartp@gardencommunitiesca.com  
**Cc:** Brian Eskow (briane@gardencommunitiesca.com); Zoumaras, Dave; Melbourn, Frank@Waterboards; Becker, Eric@Waterboards; Arias, Christina@Waterboards  
**Subject:** NOV No. R9-2014-0018  
**Attachments:** NOV R9-2014-0018 Cvr Ltr.pdf; NOV R9-2014-0018 Casa Mira View.pdf; 010914 Casa Mira View insp rpt.pdf; 011414 Casa Mira View insp rpt.pdf

Dear Mr. Posnock,

Please find attached Notice of Violation (NOV) R9-2014-0018 for violations of the Construction General Permit at the Casa Mira View construction site. I've also attached the inspection reports for your records. A hard copy will follow in the mail. Let me know if you have any questions.

*Christina Arias, PE*  
Water Resource Control Engineer  
San Diego Regional Water Quality Control Board  
Tel. (619) 521-3361

*2375 Northside Drive, Suite 100  
San Diego, CA 92108*



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

February 18, 2014

**Certified Mail – Return Receipt Requested**  
Article Number: 7009 1410 0002 2347 2974

Stuart Posnock  
Garden Communities  
8530 Costa Verde Blvd.  
San Diego, CA 92122

**In reply refer to / attn:**  
**PIN No. SM-727439:Carias**

Mr. Posnock:

**Subject: Notice of Violation No. R9-2014-0018, Casa Mira View,  
NPDES Order No. 2009-0009-DWQ, Statewide Construction General Storm Water  
Permit**

Enclosed is Notice of Violation (NOV) No. R9-2014-0018 issued to Garden Communities for violations of Order No. 2009-0009-DWQ, enforced by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board). As described in the attached NOV, the violations are subject to further enforcement pursuant to the California Water Code. The San Diego Water Board reserves the right to take any enforcement action authorized by law.

In making the determination of whether and how to proceed with further enforcement action, the San Diego Water Board will consider the severity and effect of the violation, the level of cooperation, the time it takes to correct the identified violations, and the sufficiency of the corrections.

In the subject line of any response, please include the information located in the heading of this letter: "in reply refer to." For questions pertaining to the subject matter, please contact Christina Arias at (619) 521-3361 or [christina.arias@waterboards.ca.gov](mailto:christina.arias@waterboards.ca.gov).

Respectfully,

A handwritten signature in blue ink that reads "David Barker".

David Barker , P.E.  
Supervising Water Resource Control Engineer

DTB:esb:cma

Enclosure: NOV No. R9-2014-0018  
Facility Inspection Reports dated January 9, 2014 and January 14, 2014

Cc by email: David Zoumaras, City of San Diego

Tech Staff Info & Use	
Enforcement ID	414773
WDID	9 37C353628
NPDES No.	CAS000002
Inspection ID	2020984

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California Regional Water Quality Control Board, San Diego Region

February 18, 2014

**NOTICE OF VIOLATION**  
**No. R9-2014-0018**

Stuart Posnock  
8530 Costa Verde Blvd.  
San Diego, CA 92122

Garden Communities

Casa Mira View

PIN No. SM-727439:Carias

**Violations of Order No. 2009-0009-DWQ,  
Statewide Construction General Storm  
Water Permit**

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GARDEN COMMUNITIES is hereby notified that the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) reserves the right to take any enforcement action authorized by law for the violations described herein.

GARDEN COMMUNITIES is in violation of State Water Resources Control Board Order No. 2009-0009-DWQ, *National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities*.

**A. Summary of Violations**

**1. Failure to Implement Chemical Storage Best Management Practices (BMPs):**

- a. Pursuant to Provision B.1.c of Attachment E to Order No. 2009-0009-DWQ:** Risk Level 3 dischargers shall implement good site management (i.e. “housekeeping”) measures for construction materials that could potentially be a threat to water quality if discharged. At a minimum, Risk Level 3 dischargers shall store chemicals in watertight containers (with appropriate secondary containment to prevent any spillage or leakage) or in a storage shed (completely enclosed).

- b. **Observation:** On January 9, 2014, San Diego Water Board inspectors conducted a routine inspection of the Casa Mira View construction site and observed several chemical containers that were stored outdoors without any secondary containment to prevent spillage or leakage.

## 2. Failure to Implement Trash Management BMPs:

- a. **Pursuant to Provision B.2.a of Attachment E to Order No. 2009-0009-DWQ:** Risk Level 3 discharges shall implement good housekeeping measures for waste management, which, at a minimum, shall consist of the following: Prevent disposal of any rinse or wash waters or materials on impervious or pervious site surfaces or into the storm drain system.
- b. **Observation:** During the January 9, 2014 inspection, San Diego Water Board inspectors observed trash in several areas within the construction site. There was no observable management strategy for trash or construction debris.

## 3. Failure to Adequately Implement Concrete Washout BMPs:

- a. **Pursuant to Provision B.2.i of Attachment E to Order No. 2009-0009-DWQ:** Risk Level 3 dischargers shall implement good housekeeping measures for waste management, which, at a minimum, shall consist of the following: Ensure the containment of concrete washout areas and other washout areas that may contain additional pollutants so there is no discharge into the underlying soil and onto the surrounding areas.
- b. **Observation:** During the January 9, 2014 inspection, San Diego Water Board inspectors found concrete washouts that were leaking waste material onto the underlying soil.

## 4. Failure to Implement Erosion Control BMPs:

- a. **Pursuant to Provision D.2. of Attachment E to Order No. 2009-0009-DWQ:** Risk Level 3 dischargers shall provide effective soil cover for inactive areas and all finished slopes, open space, utility backfill, and completed lots.
- b. **Observation:** During the January 9, 2014 inspection, San Diego Water Board inspectors observed finished external slopes with no erosion control BMPs.

## 5. Failure to Adequately Implement Sediment Control BMPs

- a. **Pursuant to Provision E.1 of Attachment E to Order No. 2009-0009-DWQ:**  
Risk Level 3 dischargers shall establish and maintain effective perimeter controls and stabilize all construction entrances and exits to sufficiently control erosion and sediment discharges from the site.
- b. **Observation:** During the January 9, 2014 inspection, San Diego Water Board inspectors observed broken and failing silt fences along the site perimeter. Additionally, entrance/exit BMPs were not functioning properly and in need of maintenance.

## 6. Failure to Protect Storm Drain Inlets

- a. **Pursuant to Provision E.6 of Attachment D to Order No. 2009-0009-DWQ:**  
Risk Level 3 dischargers shall ensure that all storm drain inlets and perimeter controls, runoff control BMPs, and pollutant controls at entrances and exits are maintained and protected from activities that reduce their effectiveness.
- b. **Observation:** During the January 9, 2014 inspection, San Diego Water Board inspectors observed an unprotected storm drain inlet covered with mortar mix and other construction debris.

## 7. Failure to Implement BMP Repairs as Instructed by the Qualified Storm Water Pollution Prevention Plan (SWPPP) Practitioner (QSP)

- a. **Pursuant to Provision G.3 of Attachment E to Order No. 2009-0009-DWQ:**  
Upon identifying failures or other shortcomings, as directed by the QSP, Risk Level 3 dischargers shall begin implementing repairs or design changes to BMPs within 72 hours of identification and complete the changes as soon as possible.
- b. **Observation:** During the January 9, 2014 inspection, San Diego Water Board inspectors reviewed the onsite SWPPP and QSP weekly inspection forms for January 2, 2014, and January 8, 2014. BMP deficiencies were repeatedly identified by the QSP as a result of weekly inspections, yet were not corrected by the site operators.

## 8. Failure to Submit Annual Reports

- a. **Pursuant to Provision XVI.A of Order No. 2009-0009-DWQ:**  
All dischargers shall prepare and electronically submit an Annual Report no later than September 1 of each year.

- b. **Pursuant to Provision XVI.B of Order No. 2009-0009-DWQ:**  
The discharger shall certify each Annual Report in accordance with the Special Provisions.
- c. **Pursuant to Provision XVI.C of Order No. 2009-0009-DWQ:**  
The discharger shall retain an electronic or paper copy of each Annual Report for a minimum of three years after the date the annual report is filed.
- d. **Observation:** Following the January 9, 2014 inspections, San Diego Water Board inspectors searched the Storm Water Multiple Application and Report Tracking System (SMARTs) database for the 2010-2011 and 2012-2013 Annual Reports. Neither report had been submitted. During a follow-up inspection on January 14, 2014, San Diego Water Board inspectors searched the SWPPP and related documents provided by the site operators, but were unable to locate the missing Annual Reports.

**9. Failure to Provide Training Information to Individuals Responsible For Activities Associated with Compliance with Order No. 2009-0009-DWQ**

- a. **Pursuant to Provision VII.A of Order No. 2009-0009-DWQ:**  
The discharger shall ensure that all persons responsible for implementing requirements of this General Permit shall be appropriately trained in accordance with this Section. Training should be both formal and informal, occur on an ongoing basis, and should include training offered by recognized governmental agencies or professional organizations.
- b. **Pursuant to Provision XVI.E of Order No. 2009-0009-DWQ:**  
The discharger shall provide training information in the Annual Report consisting of 1) documentation of all training for individuals responsible for all activities associated with compliance with this General Permit; 2) documentation of all training for individuals responsible for BMP installation, inspection, and repair; and 3) documentation of all training for individuals responsible for overseeing, revising, and amending the SWPPP.
- c. **Observation:** During the January 14, 2014 inspection, San Diego Water Board inspectors searched the SWPPP and related documents for evidence of personnel training. Training had been conducted on four days: December 9, 2013, December 16, 2013, January 13, 2013, and January 13, 2014. Training had not been taking place on a regular basis, nor were training logs available in the Annual Reports.

## 10. Failure to Declare Change in Ownership

- a. **Pursuant to Provision II.D.1. of Order No. 2009-0009-DWQ:**  
Within 90 days of when construction is complete or ownership has been transferred, the discharger shall electronically file a Notice of Termination (NOT), a final site map, and photos through the State Water Board SMARTs system.
- b. **Observation:** SMARTs lists “Scripps Mesa Developers, LLC” as the owner of the subject construction site. However, “Scripps Mesa Developers, LLC” is a suspended business entity on the California Secretary of State Business Entities website. San Diego Water Board inspectors found a deed dated March 8, 2012, transferring ownership from “Scripps Mesa Developers, LLC,” to “Scripps Mesa Developers II, LLC.” Site operators failed to submit an NOT (and subsequent Notice of Intent) to the SMARTs system, indicating a change in ownership.

## 11. Failure to Correctly Identify the Qualified SWPPP Practitioner (QSP)

- a. **Pursuant to Provision IV.J of Order No. 2009-0009-DWQ:**  
Any person signing documents under Section IV.I above, shall make the following certification:  
  
“I certify under penalty of law that this document and all attachments were prepared under my direction or 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, to the best of my knowledge and belief, *the information submitted is true, accurate, and complete.* I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”
- b. **Observation:** During the January 14, 2014 inspection, San Diego Water Board inspectors observed that the SWPPP listed Mr. Danis Bechter as the QSP. However, the site operators stated that Mr. Michael Duff was the QSP and Mr. Wes Udin was the alternate, indicating that the SWPPP was neither true, accurate, nor complete.



## B. Summary of Potential Enforcement Options

These violations may subject you to additional enforcement by the San Diego Water Board or State Water Resources Control Board, including a potential civil liability assessment of \$10,000 per day of violation (Water Code section 13385) and/or any of the following enforcement actions:

Other Potential Enforcement Options	Applicable Water Code Section
Technical or Investigative Order	Sections 13267 or 13383
Cleanup and Abatement Order	Section 13304
Cease and Desist Order	Sections 13301-13303
Time Schedule Order	Sections 13300, 13308

In addition, the San Diego Water Board may consider revising or rescinding applicable waste discharge requirements, if any, referring the matter to other resource agencies, referring the matter to the State Attorney General for injunctive relief, and referral to the municipal or District Attorney for criminal prosecution.

In the subject line of any response, please include the information located in the heading of this letter: "in reply refer to." Questions pertaining to this Notice of Violation should be directed to Christina Arias at (619) 521-3361 or [christina.arias@waterboards.ca.gov](mailto:christina.arias@waterboards.ca.gov).



David Barker, P.E.  
Supervising Water Resource Control Engineer

DB:esb:cma

Enclosure: Facility Inspection Reports dated January 9, 2014 and January 14, 2014

Tech Staff Info & Use	
Enforcement ID	414773
WDID	9 37C353628
NPDES No.	CAS000002
Inspection ID	2020984

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD - SAN DIEGO REGION  
WATERSHED PROTECTION PROGRAM**

**FACILITY INSPECTION REPORT**

**FACILITY:**  Casa Mira View  **INSPECTION DATE/TIME:**  01/09/14; 1400

**WDID/FILE NO.:**  9 37C353628

**REPRESENTATIVE(S) PRESENT DURING INSPECTION:**

NAME: <u> Christina Arias </u>	AFFILIATION: <u> San Diego Water Board </u>
NAME: <u> Whitney Ghoram </u>	AFFILIATION: <u> San Diego Water Board </u>
NAME: <u> Bryan Smith </u>	AFFILIATION: <u> Garden Communities </u>
NAME: <u> Brian Eskow </u>	AFFILIATION: <u> Garden Communities </u>
NAME: _____	AFFILIATION: _____

Scripps Mesa Developers LLC   
NAME OF OWNER, AGENCY OR PARTY RESPONSIBLE FOR DISCHARGE  
 8530 Costa Verde Blvd., San Diego CA 92122   
OWNER MAILING ADDRESS  
 Stuart Posnock (858) 320-0018   
OWNER CONTACT NAME AND PHONE #

Garden Communities   
FACILITY OR DEVELOPER NAME (if different from owner)  
 11241 Westview Parkway, San Diego   
FACILITY ADDRESS  
 same   
FACILITY OR DEVELOPER CONTACT NAME AND PHONE #

**APPLICABLE WATER QUALITY LICENSING REQUIREMENTS:**

- |   |   |
|---|---|
| <input type="checkbox"/> MS4 URBAN RUNOFF REQUIREMENTS          | <input type="checkbox"/> GENERAL OR INDIVIDUAL WASTE DISCHARGE REQUIREMENTS OR NPDES  |
| <input checked="" type="checkbox"/> CONSTRUCTION GENERAL PERMIT | <input type="checkbox"/> GENERAL OR INDIVIDUAL WAIVER OF WASTE DISCHARGE REQUIREMENTS |
| <input type="checkbox"/> CALTRANS GENERAL PERMIT                | <input type="checkbox"/> SECTION 401 WATER QUALITY CERTIFICATION                      |
| <input type="checkbox"/> INDUSTRIAL GENERAL PERMIT              | <input type="checkbox"/> CWC SECTION 13264  |

**INSPECTION TYPE (Check One):**

- "A" TYPE COMPLIANCE--COMPREHENSIVE INSPECTION IN WHICH SAMPLES ARE TAKEN. (EPA TYPE S)
- "B" TYPE COMPLIANCE--A ROUTINE NONSAMPLING INSPECTION. (EPA TYPE C)
- NONCOMPLIANCE FOLLOW-UP--INSPECTION MADE TO VERIFY CORRECTION OF A PREVIOUSLY IDENTIFIED VIOLATION.
- ENFORCEMENT FOLLOW-UP--INSPECTION MADE TO VERIFY THAT CONDITIONS OF AN ENFORCEMENT ACTION ARE BEING MET.
- COMPLAINT--INSPECTION MADE IN RESPONSE TO A COMPLAINT.
- PRE-REQUIREMENT--INSPECTION MADE TO GATHER INFO. RELATIVE TO PREPARING, MODIFYING, OR RESCINDING REQUIREMENTS.
- NO EXPOSURE CERTIFICATION (NEC) - VERIFICATION THAT THERE IS NO EXPOSURE OF INDUSTRIAL ACTIVITIES TO STORM WATER.
- NOTICE OF TERMINATION REQUEST FOR INDUSTRIAL FACILITIES OR CONSTRUCTION SITES - VERIFICATION THAT THE FACILITY OR CONSTRUCTION SITE IS NOT SUBJECT TO PERMIT REQUIREMENTS.
- COMPLIANCE ASSISTANCE INSPECTION - OUTREACH INSPECTION DUE TO DISCHARGER'S REQUEST FOR COMPLIANCE ASSISTANCE.

**INSPECTION FINDINGS:**

Y  WERE VIOLATIONS NOTED DURING THIS INSPECTION? (YES/NO/PENDING SAMPLE RESULTS)

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014

## I. COMPLIANCE HISTORY / PURPOSE OF INSPECTION

On January 9, 2014, Christina Arias and Whitney Ghoram of the San Diego Water Board performed a routine inspection of the Casa Mira View residential apartment construction site. The site is located in the Mira Mesa area of San Diego, west of I-15 at 111241 Westview Parkway. Further, the site is located in the Penasquitos watershed, which drains to Penasquitos Lagoon (a Clean Water Act section 303(d) listed waterbody as impaired for sediment). According to the Storm Water Multiple Application & Report Tracking System (SMARTS), the site is 41 acres in size. On November 3, 2010, this site received a Notice of Violation from the San Diego Water Board for deficient BMP implementation and an unauthorized non-storm water discharge.

We met briefly with Bryan Smith, General Superintendent for the construction site. Mr. Smith deferred to his assistant to answer storm water-related questions. Although he was in charge of the construction site, Mr. Smith was unaware of who the site Qualified SWPPP Practitioner (QSP) was, and indicated that he was not familiar with the term. He contacted Brian Eskow, assistant Superintendent, to assist us. Mr. Eskow also did not know who the QSP was, but indicated that it was his responsibility to comply with health and safety issues, as well as storm water. Mr. Eskow produced the Storm Water Pollution Prevention Plan (SWPPP) when asked, as well as the weekly inspections performed by the QSP. The weekly inspection reports listed the site QSP as Michael Duff of Ground Service Technology, Inc. We asked for copies of the two most recent weekly site inspection reports (shown as Attachment 1). We were unable to locate any training records for site personnel related to storm water compliance.

After review of the SWPPP and related documents, Mr. Eskow escorted us throughout the construction site. Findings and photos below are reported in the order that they were observed during the site walk. The weather on the day of the inspection was warm and sunny.

## II. FINDINGS

1. The site was littered with cigarette butts, trash, debris, and other construction-related waste throughout. (See Figures 1-4, 14-25).
2. None of the finished curbs within the site had sediment control BMPs (such as silt fence) installed. As a result, the streets were covered in sediment (Figures 1, 3, 16-22).
3. There were no sediment control BMPs at one construction site exit/entrance located on Mira Lee Way, and sediment had been tracked into the street (Figure 5).
4. There was an uncovered stockpile, although it appeared to be active (Figure 6).
5. Two concrete wash-out bins were leaking, and waste material discharged to the surrounding the soil (Figures 7-8).

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014

6. The site had no erosion control BMPs on exterior slopes along the north and west side of the property, 3 months into the rainy season (Figure 9-12).
7. The silt fence along the north side of the property had fallen and was in need of repair (Figure 13).
8. Sediment control BMPs throughout the site need replacement or had not been maintained. Examples include broken gravel bags (Figure 22).
9. Mortar mix and other construction wastes had entered an unprotected inlet (Figures 23-24).
10. Several chemical containers were found throughout the site without secondary containment or other proper storage practices (Figure 25).
11. Corrective actions reported by the QSP on both 1/2/2014 and 1/8/2014 had not been completed, even though such corrections are required within 72 hours. There were no signatures on the QSP's inspection reports by either Mr. Smith, Mr. Eskow, or other site personnel to indicate that the reports were received, read, and deficiencies corrected.

### III. RECOMMENDATIONS AND ADDITIONAL COMMENTS

1. The entire site lacks adequate sediment, erosion control, construction waste, and housekeeping BMPs.
2. The site requires erosion control BMPs on all slopes (interior and exterior), such as hydroseed, bonded fiber matrix, or erosion control blankets.
3. All sediment control BMPs must be adequately maintained. The silt fence on the north side of the property requires replacement.
4. Sediment control BMPs such as silt fence should be installed at finished curbs to prevent sediment from reaching the streets.
5. The concrete washout BMPs must be fixed or replaced to prevent leaks. Concrete waste must not be allowed to come into contact with bare ground.
6. Site entrance/exit BMPs are required.
7. Storm drain inlets within the construction site require protection to prevent sediment, trash, and construction debris from entering.
8. Gravel bags that have been broken need replacing.
9. Construction debris and trash must be disposed of properly.
10. The construction site superintendents should read and understand the requirements contained within the State Water Resources Control Board Construction General Storm Water Permit, Order No. 2009-0009-DWQ (CGP).
11. These findings will be used to evaluate compliance with the CGP.

Facility: Casa Mira View, WDID 9 37C353628  
 Inspection Date: 01/09/2014

**IV. SIGNATURE SECTION**

Christina Arias  
 STAFF INSPECTOR

*Christina Arias*  
 SIGNATURE

1/9/14  
 INSPECTION DATE

Eric Becker  
 REVIEWED BY SUPERVISOR

*Eric S. Becker*  
 SIGNATURE

1/22/14  
 DATE

SMARTS:

Tech Staff Info & Use	
WDID	9 37C353628
Inspection ID	2020984
Violation ID (Inadequate BMPs)	853299, 853302, 853303, 853304, 853305

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014

Casa Mira View. Photos taken by Christina Arias 1/9/14



Figure 1. Near trailer; cigarette butts



Figure 2. Trailer, debris and trash

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 3. Site interior; trash



Figure 4. Site interior; construction debris

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 5. South-facing construction entrance; no BMPs; sediment tracking onto street



Figure 6. Sediment stockpile



Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 7. Leaking concrete washouts



Figure 8. Concrete staining on soil from leaking washouts

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 9. Slope on north side with no erosion control



Figure 10. Slope is 2:1 Horizontal: Vertical according to SWPPP

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 11. North slope looking easterly



Figure 12. Slope on west side of property

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 13. Damaged silt fence



Figure 14. Construction debris

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 15. Construction debris



Figure 16. Construction debris

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 17. Construction debris



Figure 18. Construction debris

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 19. Construction debris



Figure 20. Construction debris

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 21. Construction debris



Figure 22. Broken gravel bags



Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 23. Storm drain littered with construction debris



Figure 24. Storm drain littered with construction debris

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/09/2014



Figure 25. Improperly stored chemicals



# Ground Service Technology, Inc.

SWPPP/EROSION CONTROL DIVISION

2280 Micro Place

Phone 760-745-2010

Escondido, CA 92029

Fax 760-741-1363

www.erosioncontroller.com

CA Lic #847034 A & B

## RISK LEVEL 2 SITE INSPECTION REPORT

Owner: Scripps Mesa Developers  
 Contractor: Garden Communities  
 Job No./Project: 20623 Casa Mira View  
 Site Address: 11195 Westview Parkway  
 Cross Streets/Area: Mira Mesa, California  
 Performed by: Michael P. Duff, JD  
 Title: CESSWI, QSP #24369

WDID#: 9 37C353628  
 Project Dates:  
 Site Area: 3 acres  
 Exposed Area: 100%  
 Site Contact: Robin Robinson  
 Contact Number:  
 Report Date: 1/8/2014

Inspection Date: 1/8/2014

Time: 3:00 AM

Inspector Signature: Michael Duff

Type of Inspection: Weekly Maintenance

Additional Report: NO

Phase(s) of Construction: 1 Grading/Land Devel.

2 Vertical Const.

Summary of Completed Activities

\_\_\_\_\_

\_\_\_\_\_

Weather & Rain Event Data Current: Clear

Rain Gauge Reading: 0.2

End date of Last Rain Event: \_\_\_\_\_

Was it a Qualifying Rain Event (QRE)? NO

Today is Day 1 of \_\_\_\_\_ predicted rain event days.

Cumulative Rain: 0.3

Is inspection during or after a QRE of .5" or more? NO

Number of QREs since July 1: \_\_\_\_\_

NOAA Forecast Chance of Precipitation

0%	Tuesday, January 07, 2014
0%	Wednesday, January 08, 2014
0%	Thursday, January 09, 2014
0%	Friday, January 10, 2014

0%	Saturday, January 11, 2014
0%	Sunday, January 12, 2014
0%	Monday, January 13, 2014
0%	Tuesday, January 14, 2014

Sampling Did first two hours of discharge occur during business hours? \_\_\_\_\_  
 Was any storm water discharged from site? \_\_\_\_\_  
 Were water samples taken? \_\_\_\_\_

Estimated start of rain: \_\_\_\_\_  
 During normal business hours? \_\_\_\_\_  
 If NO, please explain: \_\_\_\_\_

\*If Yes, fill out and print Water Sample Report.

SWPPP Questions

- a. Is there a SWPPP on-site? \_\_\_\_\_
- b. Is a Wall Map updated? \_\_\_\_\_
- c. Are structural controls installed per the SWPPP? \_\_\_\_\_
- d. If the SWPPP is not implemented, is there an effective combination of Erosion & Sediment control BMPs appropriate for the current stage of construction? \_\_\_\_\_
- e. Is there any leak, breach or malfunction to indicate non-visible pollutants? \_\_\_\_\_
- f. Did you observe any floating materials, oil, grease, odor, toxins, and/or sediment at any outfalls, discharge points, or downstream locations? \_\_\_\_\_

YES \_\_\_\_\_  
 YES \_\_\_\_\_ b2. Require updating? \_\_\_\_\_ NO \_\_\_\_\_  
 YES \_\_\_\_\_  
 NO \_\_\_\_\_ If Yes, plan for sampling at next rain.  
 NO \_\_\_\_\_ If Yes, sample and document.  
 What was observed? \_\_\_\_\_

The following pages provide inspection observation results. Results are to be cross-referenced with attached photographs.

**Soil Stabilization Items**

- 1 Berms and Dikes
- 2 Slope protection
- 3 Vegetation
- 4 Surface erosion
- 5 Storage of Materials
- 6 Soil Stockpiles
- 7 Other Stockpiles
- 8 V-ditches & Slope Drains

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
1	x					EC-3, 6, 7, 8
2	x					EC-4
3	x					EC-2
4	x					WM-1, 2
5	x					WM-3
6	x					WM-3
7	x					SE-4, EC-11
8	x					

**Sediment Control Items**

- 9 Fiber Rolls / Straw Wattles
- 10 Check Dams
- 11 Burlap / Poly Rock Bags
- 12 Silt Fence
- 13 Drain Inlet Protection
- 14 Basins

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
9	x					SE-5
10	x					SE-4
11	x					SE-6
12	x					SE-1
13		x				SE-10
14	x					SE-2, 3

**Wind Control Items**

- 15 Dust Control

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
15	x					WE-1

**Tracking Control Items**

- 16 Construction Entrance
- 17 Tracking on Street

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
16	x					TC-1, 2, 3
17		x				SE-7

**Good House Keeping & Waste Management Items**

- 18 Debris Clean-up
- 19 Disposal Areas (Export Sites)
- 20 Spills or Leaks on Vehicles, Equipment or Materials
- 21 Portable Toilets and Septic
- 22 Dumpsters, Roll-Offs, Trash Receptacles
- 23 Concrete, Paint, Stucco Wash Outs

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
18		x				WM-5, 6
19	x					
20	x					WM-4,6,7,10
21	x					WM-9
22	x					WM-5
23	x					WM-8

**Non-Stormwater Management BMP Items**

- 24 Dewatering Operations
- 25 Paving or Grinding Operations
- 26 Concrete Curing/Finishing
- 27 Temporary Stream Crossing
- 28 Illicit Connection/Illegal Discharge Reporting
- 29 Vehicle and Equipment Cleaning
- 30 Vehicle and Equipment Fueling Area
- 31 Vehicle and Equipment Maintenance
- 32 Vehicle and Equipment Drip Pans
- 33 Spill Kits

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
24					x	NS-2
25					x	NS-3
26	x					NS-12, 14
27					x	NS-4
28	x					NS-6
29					x	NS-8
30	x					NS-9
31					x	NS-10
32	x					NS-10
33	x					WM-4

**Non-Storm Water Management BMP Items**

- g. Are materials and supplies in compliance with the SWPPP? \_\_\_\_\_
- h. Were damaged or dissipated materials removed from the site? \_\_\_\_\_
- i. Are appropriate spill response personnel trained? \_\_\_\_\_

**Other**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP

**Items Noted "Repairs Required" or "BMP Missing"**

13	17	18							

**CONTRACTOR: CORRECTIVE ACTIONS REQUIRED WITHIN 72 HOURS.**

ITEM	Inspection Observation and Corrective Actions Summary	Assigned to	Date Completed
13	13. Maintain existing inlet protection.		
Response:			
17	17. Sweep tracking as needed. Visually inspect daily.		
Response:			
18	18. Properly dispose of construction debris/trash.		
Response:			
0			
Response:			
0			
Response:			
0			
Response:			
0			
Response:			
0			
Response:			

**NOTE: Not all instances are necessarily photographed. All items apply throughout site.**

Refer to the California Stormwater Quality Association (CASQA) Best Management Practices (BMP) Details and Cut Sheets in your SWPPP for installation, maintenance and usage standards.

Inspection Report Received by: \_\_\_\_\_

Date: \_\_\_\_\_

#18



#18

#18



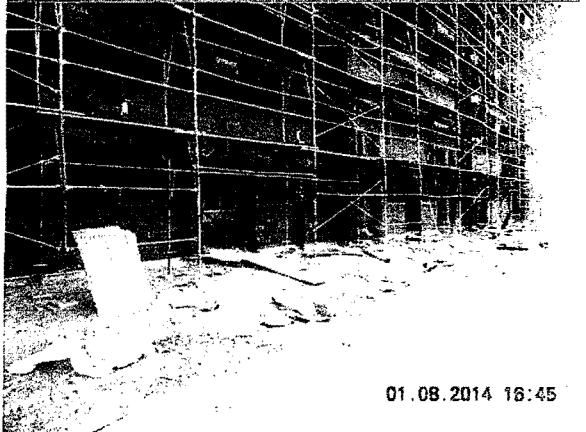
#18

#18



#18  
Debris

#18



#13  
DRAIN  
INLET  
#17  
TRACKING

No Warnings or Advisories in Effect for this Point.  
 For warnings and/or advisories in effect for adjacent areas to this point,  
 see <http://www.wrh.noaa.gov/sgx>

**Forecast For Lat/Lon: 32.9270/-117.1390 (Elev. 462 ft)**  
**San Diego-Mira Mesa CA**

Forecast Created at: 7am PST Jan 8, 2014

Custom Weather Forecast Table

	Wed Jan 08				Thu Jan 09				Fri Jan 10				Sat Jan 11				Sun Jan 12				Mon Jan 13				Tue Jan 14							
<b>Weather</b>	Patchy Fog																															
<b>Daily-Temp</b>	High 66 Low 51				High 63 Low 54				High 70 Low 49				High 71 Low 52				High 72 Low 54				High 76 Low 53				High 77 Low 52							
<b>Chance of Precip</b>	0%	5%	5%	10%	10%	10%	0%	0%	0%	0%	0%	0%	0%	0%	0%	5%	5%	5%	5%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%
<b>Precip</b>	0.00" 0.00"																															
<b>12-hr Snow Total</b>	0" 0" 0" 0" 0" 0" 0" 0" 0" 0" 0" 0"																															
<b>FRET</b>	0.08"				0.07"				0.10"				0.12"				0.13"				0.23"				0.21"							
<b>6-Hour Temp</b>	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm
<b>Cloudiness</b>	52	62	62	56	55	61	59	51	50	64	64	55	53	66	66	56	55	67	66	56	54	70	68	55	53	70	70	57	54	68	68	55
<b>Dewpoint</b>	45	43	49	50	47	45	49	46	41	37	40	37	33	34	44	44	39	40	39	31	25	20	30	29	23	19	24	21	23	19	24	21
<b>Relative Humidity</b>	76%	49%	63%	82%	75%	56%	69%	83%	71%	37%	41%	52%	46%	31%	46%	63%	56%	38%	38%	40%	33%	15%	24%	37%	31%	14%	18%	25%	31%	14%	18%	25%
<b>Wind</b>	E	S	SW	S	SE	NE	W	E	E	W	NW	E	E	N	W	E	E	E	E	E	E	E	E	E	E	E	E	E	E	E	E	E
<b>Snow Level (ft)</b>	7144 7144 7587 7587 7882 7882 0																															



**Ground Service Technology, Inc.**

SWPPP/EROSION CONTROL DIVISION

2280 Micro Place

Phone 760-745-2010

Escondido, CA 92029

Fax 760-741-1363

www.erosioncontroller.com

CA Lic #847034 A & B

**RISK LEVEL 2 SITE INSPECTION REPORT**

Owner: Scripps Mesa Developers  
 Contractor: Garden Communities  
 Job No./Project: 20623 Casa Mira View  
 Site Address: 11195 Westview Parkway  
 Cross Streets/Area: Mira Mesa, California  
 Performed by: Michael P. Duff, JD  
 Title: CESSWI, OSP #24369

WDID#: 9 37C353628  
 Project Dates:  
 Site Area: 3 acres  
 Exposed Area: 100%  
 Site Contact: Robin Robinson  
 Contact Number:  
 Report Date: 1/2/2014

Inspector Signature: Michael Duff

Inspection Date: 1/2/2014

Time: 12:00 PM

Type of Inspection: Weekly Maintenance

Additional Report: NO

Phase(s) of Construction: 1 Grading/Land Level.

2 Vertical Const.

Summary of Completed Activities

Weather & Rain Event Data

Current: Clear

Rain Gauge Reading:                     

End date of Last Rain Event:                     

Was it a Qualifying Rain Event (QRE)? NO

Today is Day            of            predicted rain event days.

Cumulative Rain:                     

Is inspection during or after a QRE of .5" or more? NO

Number of QREs since July 1:                     

NOAA Forecast Chance of Precipitation

0%	Wednesday, January 01, 2014
0%	Thursday, January 02, 2014
0%	Friday, January 03, 2014
0%	Saturday, January 04, 2014

0%	Sunday, January 05, 2014
0%	Monday, January 06, 2014
0%	Tuesday, January 07, 2014
0%	Wednesday, January 08, 2014

Sampling Did first two hours of discharge occur during business hours?                     

Estimated start of rain:                     

Was any storm water discharged from site?                     

During normal business hours?                     

Were water samples taken?                     

If NO, please explain:                     

\*If Yes, fill out and print Water Sample Report.

SWPPP Questions

- a. Is there a SWPPP on-site?
- b. Is a Wall Map updated?
- c. Are structural controls installed per the SWPPP?

YES                       
 YES                      b2. Require updating? NO

d. If the SWPPP is not implemented, is there an effective combination of Erosion & Sediment control BMPs appropriate for the current stage of construction?

YES                     

e. Is there any leak, breach or malfunction to indicate non-visible pollutants?

NO                     

If Yes, plan for sampling at next rain.

f. Did you observe any floating materials, oil, grease, odor, toxins, and/or sediment at any outfalls, discharge points, or downstream locations?

NO                     

If Yes, sample and document.

What was observed?                     

The following pages provide inspection observation results. Results are to be cross-referenced with attached photographs.



**Soil Stabilization Items**

- 1 Berms and Dikes
- 2 Slope protection
- 3 Vegetation
- 4 Surface erosion
- 5 Storage of Materials
- 6 Soil Stockpiles
- 7 Other Stockpiles
- 8 V-ditches & Slope Drains

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
1	X					EC-3, 6, 7, 8
2		X				EC-4
3	X					EC-2
4	X					WM-1, 2
5	X					WM-3
6	X					WM-3
7	X					SE-4, EC-11
8	X					

**Sediment Control Items**

- 9 Fiber Rolls / Straw Wattles
- 10 Check Dams
- 11 Burlap / Poly Rock Bags
- 12 Silt Fence
- 13 Drain Inlet Protection
- 14 Basins

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
9	X					SE-5
10	X					SE-4
11	X					SE-6
12		X				SE-1
13	X					SE-10
14	X					SE-2, 3

**Wind Control Items**

- 15 Dust Control

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
15	X					WE-1

**Tracking Control Items**

- 16 Construction Entrance
- 17 Tracking on Street

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
16	X					TC-1, 2, 3
17		X				SE-7

**Good House Keeping & Waste Management Items**

- 18 Debris Clean-up
- 19 Disposal Areas (Export Sites)
- 20 Spills or Leaks on Vehicles, Equipment or Materials
- 21 Portable Toilets and Septic
- 22 Dumpsters, Roll-Offs, Trash Receptacles
- 23 Concrete, Paint, Stucco Wash Outs

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
18		X				WM-5, 6
19	X					
20	X					WM-4, 6, 7, 10
21	X					WM-9
22	X					WM-5
23	X					WM-8

**Non-Stormwater Management BMP Items**

- 24 Dewatering Operations
- 25 Paving or Grinding Operations
- 26 Concrete Curing/Finishing
- 27 Temporary Stream Crossing
- 28 Illicit Connection/Illegal Discharge Reporting
- 29 Vehicle and Equipment Cleaning
- 30 Vehicle and Equipment Fueling Area
- 31 Vehicle and Equipment Maintenance
- 32 Vehicle and Equipment Drip Pans
- 33 Spill Kits

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP
24					X	NS-2
25					X	NS-3
26	X					NS-12, 14
27					X	NS-4
28	X					NS-6
29					X	NS-8
30	X					NS-9
31					X	NS-10
32	X					NS-10
33	X					WM-4

**Non-Storm Water Management BMP Items**

- g. Are materials and supplies in compliance with the SWPPP? \_\_\_\_\_
- h. Were damaged or dissipated materials removed from the site? \_\_\_\_\_
- i. Are appropriate spill response personnel trained? \_\_\_\_\_

**Other**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

	BMP Acceptable	Repairs Required	BMP	Missing	Not Applicable	CASQA BMP

**Items Noted "Repairs Required" or "BMP Missing"**

2	12	17	18	22					

**CONTRACTOR: CORRECTIVE ACTIONS REQUIRED WITHIN 72 HOURS.**

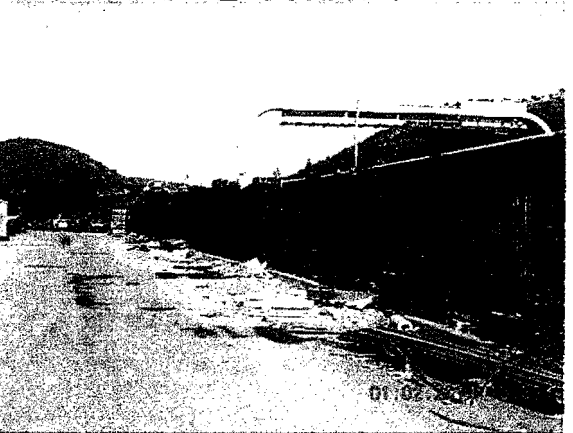
ITEM	Inspection Observation and Corrective Actions Summary	Assigned to	Date Completed
2	2. Inactive slopes require erosion and sediment control BMPs.		
Response:			
12	12. Replace missing or damaged silt fence as needed.		
Response:			
17	17. Sweep tracking as needed. Visually Inspect daily.		
Response:			
18	18. Properly dispose of construction debris/trash.		
Response:			
22	22. Dumpsters need to be covered and the end of each workday and prior/during a rain event.		
Response:			
0			
Response:			
0			
Response:			
0			
Response:			

**NOTE: Not all instances are necessarily photographed. All items apply throughout site.**

Refer to the California Stormwater Quality Association (CASQA) Best Management Practices (BMP) Details and Cut Sheets in your SWPPP for installation, maintenance and usage standards.

Inspection Report Received by: \_\_\_\_\_

Date: \_\_\_\_\_





01.02.2014 13:39



No Warnings or Advisories In Effect for this Point.  
 For warnings and/or advisories in effect for adjacent areas to this point,  
 see <http://www.wr.noaa.gov/sgx>

**Forecast For Lat/Lon: 32.9270/-117.1390 (Elev. 462 ft)  
 San Diego-Mira Mesa CA**

Forecast Created at: 8am PST Jan 2, 2014

*Custom Weather Forecast Table*

	Thu Jan 02				Fri Jan 03				Sat Jan 04				Sun Jan 05				Mon Jan 06				Tue Jan 07				Wed Jan 08							
<b>Weather</b>																					Patchy Fog											
<b>Daily-Temp</b>	High 73 Low 50				High 71 Low 52				High 70 Low 53				High 74 Low 53				High 71 Low 50				High 68 Low 49				High 66 Low 49							
<b>Chance of Precip</b>	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	10%	10%	10%	10%	10%	5%
<b>Precip</b>	0.00" 0.00"																															
<b>12-hr Snow Total</b>	0" 0"																															
<b>FRET</b>	0.09"				0.09"				0.08"				0.12"				0.11"				0.08"				0.08"							
<b>6-Hour Temp</b>	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm	4am	10am	4pm	10pm
<b>Cloudiness</b>	20%	18%	17%	17%	27%	29%	23%	35%	35%	24%	24%	22%	22%	14%	14%	11%	11%	13%	13%	14%	14%	16%	16%	76%	76%	17%	17%	27%	27%	27%	27%	27%
<b>Dewpoint</b>	36	37	41	37	32	33	47	46	41	42	45	39	33	33	42	39	34	35	43	40	35	37	47	45	40	41	48	41	41	41	41	41
<b>Relative Humidity</b>	57%	34%	39%	49%	45%	30%	51%	69%	62%	43%	48%	54%	46%	28%	40%	56%	51%	33%	46%	60%	56%	40%	58%	76%	69%	49%	61%	66%	66%	66%	66%	66%
<b>Wind</b>	E	SW	W	N	E	W	W	E	E	W	NW	E	E	E	NW	E	E	E	W	E	E	S	W	E	E	S	W	E	E	S	W	E
	3	2	3	1	5	1	2	3	3	3	2	5	7	7	5	6	8	1	6	3	3	2	6	5	5	3	5	2	2	2	2	2



**Ground Service Technology, Inc.**  
 SWPPP/EROSION CONTROL DIVISION  
 2280 Micro Place Phone 760-745-2010  
 Escondido, CA 92029 Fax 760-741-1363  
 www.erosioncontroller.com CA Lic #847034 A & B

**Non-Storm Water Discharge Visual Inspection**

**QUARTERLY REPORT**

Owner: Scripps Mesa Developers  
 Contractor: Garden Communities  
 Job No./Project: **20623 Casa Mira View**  
 Performed by: Michael P. Duff, JD  
 Site Address: 11195 Westview Parkway  
 Cross Streets/Area: Mira Mesa, California

WDID#: 9 37C353628  
 Project Dates: 0  
 Site Area: 3 acres  
 Exposed Area: 100%  
 Site Contact: Robin Robinson  
 Contact Number: 0

Signature: Michael P. Duff

Date: **12/26/2013**  
 Time: **11:30 AM**

Quarter:  Report Period:  Risk:

**Current Stage(s) of Construction**

<input checked="" type="checkbox"/>	Grading and Land Development	<input type="checkbox"/>	Final Landscaping & Site Stabilization
<input checked="" type="checkbox"/>	Streets & Utilities Phase	<input type="checkbox"/>	Inactive Construction
<input checked="" type="checkbox"/>	Vertical Construction Phase	<input type="checkbox"/>	Complete

**Visual Inspection**

Inspect each drainage area on site and off. Were any of the following observed:

If Yes, Location(s) and Source

a Odors	<input type="text" value="No"/>	<input type="text"/>
b Floating Materials	<input type="text" value="No"/>	<input type="text"/>
c Suspended Materials	<input type="text" value="No"/>	<input type="text"/>
d Sheen	<input type="text" value="No"/>	<input type="text"/>
e Discolorations	<input type="text" value="No"/>	<input type="text"/>
f Turbidity	<input type="text" value="No"/>	<input type="text"/>

If Yes, Location(s) and Source

Is any evidence of NSWD observed?

If evidence is observed, was it authorized?

Were photos taken?

**Contractor:** Note date the Corrective Action/Change is complete. Required.

ITEM	Corrective Actions Identified	Is SWPPP Amendment or change needed?	No	Date

**Photo References/Comments**

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**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD - SAN DIEGO REGION  
WATERSHED PROTECTION PROGRAM**

**FACILITY INSPECTION REPORT**

**FACILITY:** Casa Mira View **INSPECTION DATE/TIME:** 01/14/14; 1100

**WDID/FILE NO.:** 9 37C353628

**REPRESENTATIVE(S) PRESENT DURING INSPECTION:**

NAME: <u>Christina Arias</u>	AFFILIATION: <u>San Diego Water Board</u>
NAME: <u>Frank Melbourn</u>	AFFILIATION: <u>San Diego Water Board</u>
NAME: <u>Bryan Smith, Brian Eskow</u>	AFFILIATION: <u>Garden Communities</u>
NAME: <u>Akram Bassyouni, Eliseo Guerrero</u>	AFFILIATION: <u>City of San Diego</u>
NAME: <u>Wes Udin</u>	AFFILIATION: <u>GST, Inc.</u>

Scripps Mesa Developers LLC  
NAME OF OWNER, AGENCY OR PARTY RESPONSIBLE FOR DISCHARGE

Garden Communities  
FACILITY OR DEVELOPER NAME (if different from owner)

8530 Costa Verde Blvd., San Diego CA 92122  
OWNER MAILING ADDRESS

11241 Westview Parkway, San Diego  
FACILITY ADDRESS

Stuart Posnock (858) 320-0018  
OWNER CONTACT NAME AND PHONE #

same  
FACILITY OR DEVELOPER CONTACT NAME AND PHONE #

**APPLICABLE WATER QUALITY LICENSING REQUIREMENTS:**

- |   |   |
|---|---|
| <input type="checkbox"/> MS4 URBAN RUNOFF REQUIREMENTS          | <input type="checkbox"/> GENERAL OR INDIVIDUAL WASTE DISCHARGE REQUIREMENTS OR NPDES  |
| <input checked="" type="checkbox"/> CONSTRUCTION GENERAL PERMIT | <input type="checkbox"/> GENERAL OR INDIVIDUAL WAIVER OF WASTE DISCHARGE REQUIREMENTS |
| <input type="checkbox"/> CALTRANS GENERAL PERMIT                | <input type="checkbox"/> SECTION 401 WATER QUALITY CERTIFICATION                      |
| <input type="checkbox"/> INDUSTRIAL GENERAL PERMIT              | <input type="checkbox"/> CWC SECTION 13264  |

**INSPECTION TYPE (Check One):**

- "A" TYPE COMPLIANCE--COMPREHENSIVE INSPECTION IN WHICH SAMPLES ARE TAKEN. (EPA TYPE S)
- "B" TYPE COMPLIANCE--A ROUTINE NONSAMPLING INSPECTION. (EPA TYPE C)
- NONCOMPLIANCE FOLLOW-UP--INSPECTION MADE TO VERIFY CORRECTION OF A PREVIOUSLY IDENTIFIED VIOLATION.
- ENFORCEMENT FOLLOW-UP--INSPECTION MADE TO VERIFY THAT CONDITIONS OF AN ENFORCEMENT ACTION ARE BEING MET.
- COMPLAINT--INSPECTION MADE IN RESPONSE TO A COMPLAINT.
- PRE-REQUIREMENT--INSPECTION MADE TO GATHER INFO. RELATIVE TO PREPARING, MODIFYING, OR RESCINDING REQUIREMENTS.
- NO EXPOSURE CERTIFICATION (NEC) - VERIFICATION THAT THERE IS NO EXPOSURE OF INDUSTRIAL ACTIVITIES TO STORM WATER.
- NOTICE OF TERMINATION REQUEST FOR INDUSTRIAL FACILITIES OR CONSTRUCTION SITES - VERIFICATION THAT THE FACILITY OR CONSTRUCTION SITE IS NOT SUBJECT TO PERMIT REQUIREMENTS.
- COMPLIANCE ASSISTANCE INSPECTION - OUTREACH INSPECTION DUE TO DISCHARGER'S REQUEST FOR COMPLIANCE ASSISTANCE.

**INSPECTION FINDINGS:**

Y WERE VIOLATIONS NOTED DURING THIS INSPECTION? (YES/NO/PENDING SAMPLE RESULTS)

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/14/2014

## I. COMPLIANCE HISTORY / PURPOSE OF INSPECTION

On January 14, 2014, Christina Arias and Frank Melbourn of the San Diego Water Board performed a follow up inspection of the Casa Mira View residential apartment construction site. I (Christina Arias) previously visited the site on January 9, 2014, and found a number of violations of the California State Water Resources Control Board Construction General Storm Water Permit, Order No. 2009-0009-DWQ (CGP). The inspection taking place on January 14, 2014, was coordinated with two inspectors from the City of San Diego, as well as a co-worker of the site's Qualified Storm Water Pollution Prevention Plan (SWPPP) Practitioner (QSP). The QSP, Michael Duff of Ground Service Technology (GST), Inc. was not available at the time of the inspection, so Wes Udin of GST filled in to answer questions related to the SWPPP and the onsite Best Management Practices (BMPs). Before the inspection began, I checked the Storm Water Multiple Tracking System (SMARTS) database, and found that the only Annual Report submitted for this site was for the 2011-2012 reporting period. The 2010-2011 and 2012-2013 Annual Reports had not been submitted. Construction at this site began in July, 2010.

The inspection began with a review of the SWPPP and related documents. The SWPPP was dated September 1, 2011, and was not signed by the Legally Responsible Person (LRP). The Risk Level assignment for the site was unclear because there was a handwritten note indicating Risk Level 2 on the onsite SWPPP, however, the SWPPP uploaded onto SMARTS indicated Risk Level 3. Mr. Smith, Mr. Eskow, and Mr. Udin assured us that all subcontractors are trained in storm water compliance, almost on a weekly basis. However, documentation in the SWPPP does not support this. There were only four training logs available for review, dated January 13, 2013, December 9, 2013, December 16, 2013, and January 13, 2014.

After review of the SWPPP and related documents, we walked the site and found that additional BMPs have been implemented over the previous site visit on January 9, 2014. Photographs and inspection findings are presented below in the order that they were observed during the site walk.

## II. FINDINGS

1. The finished roads within the site have been swept and are much cleaner than the previous site visit (Figures 1-2, 4).
2. One storm drain on the east side requires improved protection (Figure 3).
3. Sandbags had been replaced; however, additional BMPs are needed to prevent sediment from reaching the street (Figure 5).
4. A trash bin was overflowing (Figure 7).
5. Cigarettes in front of the trailers had been swept (Figure 8).
6. The leaking concrete wash-out bins were replaced or fixed (Figure 9).
7. The exterior slopes had adequate erosion control BMPs (Figures 10-11).



Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/14/2014

8. Chemical containers had secondary containment and the site was much tidier than the previous inspection (Figure 12).
9. There were no sediment control BMPs at one construction site exit/entrance located on Mira Lee Way, and sediment had been tracked into the street (Figures 13-14). Site operators indicated that this area is swept; however, a structural BMP such as gravel or shaker plates should be considered since street sweeping does not occur daily.
10. We found some fiber rolls that could be used in the event of rain; however, overall the site contains inadequate stockpiled BMPs. Mr. Melbourn asked that the site operators produce a list of stockpiled BMPs within two weeks.

### III. RECOMMENDATIONS AND ADDITIONAL COMMENTS

1. The SWPPP and related documents must be signed by the LRP. Mr. Melbourn asked for a copy of the signed SWPPP within two weeks of the site visit.
2. Site operators should keep logs of all training given to subcontractors and locate any evidence of training given to date.
3. Sediment control BMPs such as silt fence should be installed at finished curbs to prevent sediment from reaching the streets.
4. Site operators should consider increasing the frequency of trash removal to prevent the overflow of trash BMPs.
5. Storm drain inlets within the construction site require protection to prevent sediment, trash, and construction debris from entering.
6. Additional site entrance/exit BMPs should be implemented since tracking in the street was still observed.
7. Upon review of SMARTS following the inspection, the owner of the site is listed as Scripps Mesa Developers, LLC. However, research shows that this is a suspended business entity.
8. These findings will be used to evaluate compliance with the CGP.

Facility: Casa Mira View, WDID 9 37C353628  
 Inspection Date: 01/14/2014

**IV. SIGNATURE SECTION**

Christina Arias  
 STAFF INSPECTOR

*Christina Arias*  
 SIGNATURE

V14/14  
 INSPECTION DATE

Eric Becker  
 REVIEWED BY SUPERVISOR

*Eric D. Becker*  
 SIGNATURE

1/22/14  
 DATE

SMARTS:

Tech Staff Info & Use	
WDID	9 37C353628
Inspection ID	2020995
Violation ID (Deficient Annual Rpt)	853312
Violation ID (Incomplete SWPPP)	853313

Facility: Casa Mira View, WDID 9 37C353628  
Inspection Date: 01/14/2014

Casa Mira View. Photos taken by Christina Arias 1/14/14



Figure 1. South side of active construction site



Figure 2. East side of active constructive site

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Figure 3. Site interior; inlet requires better protection



Figure 4. Street sweeper on east side

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Figure 5. Site interior; linear sediment control BMPs not effective



Figure 6. Site interior; trash and debris has been removed

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Figure 7. Site interior with overflowing waste bin



Figure 8. Curb in front of trailer; cigarettes have been swept up

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Figure 9. Leaking concrete waste bin has been replaced



Figure 10. North slope has erosion control BMPs

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Figure 11. North slope has erosion control BMPs



Figure 12. Chemicals with secondary containment



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Figure 13. Construction entrance shows tracking



Figure 14. Looking north into construction site from entrance in Fig. 13