

March 25, 2003

Mr. Haig Kelegian
26 Sunset Cove
Newport Cliffs, Ca. 92657

Re: Kelegian Ranch, Santa Margarita - Erosion Control Inspection

Dear Haig:

On March 4, 2003, we escorted Regional Water Quality Control Staff on an inspection of the erosion control measures on your property near Santa Margarita. The inspection was cordial and it was noted by RWQCB staff that vegetative growth throughout the majority of the site was substantial and the areas stabilized.

We inquired a number of times as to what staff felt would be the most effective controls to install in several areas. Staff would not offer an opinion regarding the erosion control measures and noted that in two areas where erosion control devices were overwhelmed there was technically a violation of the permit. We responded that repairing the erosion control measures would proceed as soon as possible.

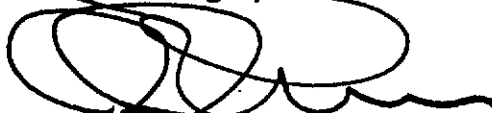
The Notice of Violation dated March 11, 2003, is misleading and contradictory. First, the majority of the cleared area is stabilized and is or will be removed from the permit area which differs from the statement that there is widespread erosion on the site. Second, the letter calls for the removal of straw wattles and hay bales from a creek and then directs you to "install enviroberm porous sediment control as shown on the erosion control plan" which is back in the creek.

We have revised the SWPPP and submitted it to the RWQCB for review. We will be revising the plan again in the near future to reflect additional areas that are stabilized and will be removed from the permit area.

Please contact us if you have any questions.

Sincerely;

~~eda - design professionals~~



Jeffrey J. Emrick, P.E., AIA

cc Dave Williams
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SAN LUIS OBISPO COUNTY
DEPARTMENT OF PLANNING AND BUILDING

VICTOR HOLANDA, AICP
DIRECTOR

February 20, 2003

Mr. Jeffrey Emrick, PE, AIA
EDA
1998 Santa Barbara Street
San Luis Obispo CA 93401

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EDA

Dear Mr. Emrick:

Thank you for your letter of January 31, 2003 regarding the Pierson Kelegian sites in the Creston/Las Pilitas area. From the site inspection, it is clear that sedimentation and erosion control methods installed after the first seasonal rains are now effectively limiting siltation into swales and water ways. However, on the hillsides where germination of seeded areas has not occurred due to lack of suitable growth medium, it is vital to develop and install a mechanical and/or vegetation plan to hold the native soils to the hillsides. This may include jute netting, spread and punched straw, laid sheeting or a combination of all or more solutions. We would like you to present us with a plan that addresses these problem areas at your earliest.

In regards to grading violations, I would like to clarify our conversation that while illegal grading was observed, namely two roads up steep hillsides, no violations were attributed to the current property owner, and consequently will not be pursued with administrative fines or legal actions through the courts. However, all existing cut roads must be addressed as to their stability and future use. Non agricultural roads must have "as-built" grading permits. Qualifying as-built agricultural roads may be reviewed by the Upper Salinas/Las Tablas Resource Conservation District using the County's alternate review process. It is strongly suggested that all roads that have no use or proposed use be abandoned and mitigated to prevent further erosion. As to the temporary access road, we concur with your solution to restore it to the original contours using existing or imported material of a type similar to the native soil composition.

Should you have further questions, please do not hesitate in contacting me.

Sincerely

A handwritten signature in black ink, appearing to read "Art Trinidad".

ART TRINIDADE
Chief Investigator
Code Enforcement

c. Mike Ryan, 5th District Supervisor