

Los Angeles Regional Water Quality Control Board

Mr. Geoffrey Smith
Lennar Homes of California, Inc.
25 Enterprise, Suite 300
Aliso Viejo, CA 92656

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
No. 7011 2970 0000 0645 4936

**AMENDMENT OF WATER QUALITY CERTIFICATION FOR PROPOSED
DIAMOND BAR SITE D PROJECT (Corps' Project No. 2012-00594-SLP), TRIBUTARY
TO BREA CREEK, TRIBUTARY TO COYOTE CREEK, CITY OF DIAMOND BAR,
LOS ANGELES, COUNTY (File No. 12-138)**

Dear Mr. Smith:

We are in receipt of your notification on August 4, 2014, via your agent, Helix Environmental Planning, requesting an amendment of your Conditional Clean Water Act Section 401 Water Quality Certification for the subject project issued on January 31, 2014 (Certification).

The Certification included a requirement for compensatory mitigation to be filled by purchase of credits in the Soquel Canyon Mitigation Bank and included the provision that should the Bank not be approved by August 31, 2014, Lennar Homes would complete a conservation easement for the mitigation site. Lennar Homes of California is requesting to extend the date of conditional conservation easement to allow the Soquel Canyon Mitigation Bank to complete final approvals.

In response to your request, the Certification is modified as shown below. Deleted text is shown in ~~strike-out~~, and additional text is shown underlined.

Under Attachment A, *Item 16, Proposed Compensatory Mitigation*, the first paragraph will read:

16. Proposed
Compensatory
Mitigation:

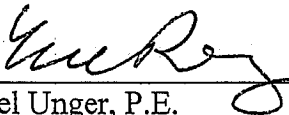
Mitigation will be accomplished at the Soquel Canyon mitigation site. Mitigation shall occur either in the form of mitigation bank credits if the Soquel Canyon Mitigation Bank has been formed prior to initiating project impacts, or through implementation of a permittee-responsible mitigation at the Soquel Canyon mitigation site. Lennar Homes shall complete the mitigation obligation independent of Bank's approval to assure completion and protection of the mitigation requirements; however, once the Bank is

approved, the subject mitigation shall be included in the Bank. If the Bank is not complete by ~~August 31, 2014~~ December 31, 2014, a project specific conservation easement shall be recorded over the mitigation site, to protect fish and wildlife in perpetuity.

I have determined that the above-proposed modifications do not constitute a significant change in the nature or scope of the activities described for the project in your original application. Therefore, all of the proposed modifications are hereby incorporated into 401 Certification No. 07-131 and no additional action by this agency pursuant to Section 401 of the Clean Water Act is necessary. This determination is limited to the proposed modifications contained in your notification to this Regional Board dated October 8, 2008 and described herein, and does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or permits.

Should you have questions concerning this certification action, please contact Dana Cole, Section 401 Program, at (213) 576-6759.

Sincerely,

for 

Samuel Unger, P.E.
Executive Officer

8-29-2014
Date

cc: Distribution List

DISTRIBUTION LIST

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