

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Los Angeles Regional Water Quality Control Board

Mr. Bruce Cook
Tesorito Community LLC
2392 Morse Avenue
Irvine, CA 92614

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
No. 7008 1830 0004 3360 1097

TECHNICALLY CONDITIONED WATER QUALITY CERTIFICATION FOR PROPOSED TESORITO RESIDENTIAL DEVELOPMENT PROJECT (Corps' Project No. SPL-2015-00197), SAN FRANCISQUITO CANYON CREEK, CITY OF SANTA CLARITA, LOS ANGELES COUNTY (File No. 15-023)

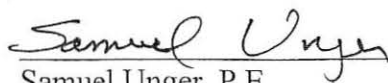
Dear Mr. Cook:

Board staff has reviewed your request on behalf of Tesorito Community LLC (Applicant) for a Clean Water Act Section 401 Water Quality Certification for the above-referenced project. Your application was deemed complete on October 5, 2015.

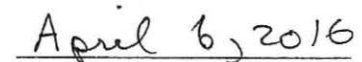
I hereby issue an order certifying that any discharge from the referenced project will comply with the applicable provisions of sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 303 (Water Quality Standards and Implementation Plans), 306 (National Standards of Performance), and 307 (Toxic and Pretreatment Effluent Standards) of the Clean Water Act, and with other applicable requirements of State law. This discharge is also regulated under State Water Resources Control Board Order No. 2003 - 0017 - DWQ, "General Waste Discharge Requirements for Dredge and Fill Discharges that have received State Water Quality Certification" which requires compliance with all conditions of this Water Quality Certification.

Please read this entire document carefully. The Applicant shall be liable civilly for any violations of this Certification in accordance with the California Water Code. This Certification 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 Valerie Carrillo Zara, P.G., Lead, Section 401 Program, at (213) 576-6759.



Samuel Unger, P.E.
Executive Officer



Date

DISTRIBUTION LIST

David Hughes (via electronic copy)
BonTerra Psomas
225 S. Lake Avenue, Suite 1000
Pasadena, CA 91101

Bill Orme (via electronic copy)
State Water Resources Control Board
Division of Water Quality
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Victoria Chau
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Streambed Alteration Team
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Jessica Vargas (via electronic copy)
U.S. Army Corps of Engineers
Regulatory Branch, Los Angeles District
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U.S. Environmental Protection Agency, Region 9
WRT-2-4
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G. Mendel Stewart
Johnathan Snyder
U.S. Fish and Wildlife Service
2177 Salk Avenue
Carlsbad, CA 92008

ATTACHMENT A

Project Information
File No. 15-023

1. Applicant: Bruce Cook
Tesorito Community LLC
2392 Morse Avenue
Irvine, CA 92614

Phone: (949) 241-8407
2. Applicant's Agent: David Hughes
BonTerra Psomas
225 S. Lake Avenue, Suite 1000
Pasadena, CA 91101

Phone: (626) 351-2000 Fax: (626) 351-2030
3. Project Name: Tesorito Residential Development Project
4. Project Location: North of the City of Santa Clarita, Los Angeles County

<u>Latitude</u>	<u>Longitude</u>
34.481610	118.541770
34.480738	118.557053
34.479365	118.557097
34.478183	118.553821
34.474606	118.552242
34.481818	118.551014
34.481179	118.555644
34.479029	118.553764
34.478106	118.552281
34.474427	118.544676

5. Type of Project: Residential Development
6. Project Purpose: The proposed Tesorito Residential Development Project is located in an unincorporated portion of the County of Los Angeles just north of the City of Santa Clarita. The project includes the development of 37 single-family homes and associated infrastructure.
7. Project Description: The proposed Tesorito Residential Development Project (VTTM 53189) is located in an unincorporated portion of the County of Los Angeles just north of the City of Santa Clarita. The project site is

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bordered on the east by San Francisquito Canyon Road, on the north by Lady Linda Lane, and to the south by Lowridge Place.

The Tesorito residential development project includes the development of 37 single-family, detached dwellings units within the 50.9-acre development area. The remainder of the approximately 180-acre property will remain as open space. The residential development would be clustered in the western portion of the project site, just west of the San Francisquito Canyon Significant Ecological Area (SEA) No.19. The project has been designed to preserve the majority of the biological resources onsite by avoiding the SEA to the greatest extent possible. The SEA will be preserved as a permanent open space area as well a large holly-leaf cherry woodland community in the center of the project site.

The homes would be developed in a sideways "T" shape along three planned roadways:

- "A" Street will be located west of the SEA and will run in a north-south direction parallel to San Francisquito Canyon Road. "A" Street will connect to Stoney Creek Road in Tesoro del Valle to the south and with Las Tunas to the north.
- "B" Street will run in an east-west direction and will connect "A" Street to future roadways within the Tesoro del Valle project site which is located west of the Tesorito project.
- "C" Street will connect "B" Street with a private property north of the project site.

Manufactured slopes would be developed on approximately 284,101 square feet (approximately 6.5 acres) of the project site. The manufactured slopes are designed along the outer edges of the property boundaries to transition the graded lots to the natural surrounding environment. Some slopes would be developed along the edges of the proposed roadways. All manufactured slopes on the project site will be landscaped with native vegetation and irrigated and will be maintained by the Homeowner's Association.

The project would involve approximately 246,000 cubic yards (cy) of raw excavation, approximately 600,000 cy of alluvium removal, and approximately 86,000 cy of excavation for the bank stabilization levee, for a total of approximately 932,000 cy of grading which would be balanced on-site. The levee would be constructed with UngROUTED rip-rap, which would allow for percolation of water, accumulation of

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transported soils, and establishment of plant life. The banks stabilization levee would be located below the graded pads along the existing floodplain boundaries and would extend below ground.

The levee system would contain the following components:

- 15 foot wide paved service road for flood control systems maintenance adjacent to the manufactured slopes of the graded pads (impervious surface)
- 4 foot wide portion of the levee that would be above ground and visible (2 foot vertical and 4 foot horizontal 2:1 slope), which would provide approximately two feet of free board during a 50-Year Capital Flood event.
- 20 foot deep levee below ground (2:1 slope), which includes the two feet of vertically visible levee
- 15 foot wide horizontal area below ground for construction purposes
- 20 foot deep temporary backcut (towards the eastern boundary of SEA No.19 to allow for levee construction below ground (2:1 slope)

Upon completion of the levee construction, the excavation would be entirely backfilled with existing creek soil and only the four horizontal feet of above ground levee "free board" space would be visible.

8. Federal Agency/Permit: U.S. Army Corps of Engineers
Permit No. SPL-2015-00197-JMV
9. Other Required Regulatory Approvals: California Department of Fish and Wildlife
Streambed Alteration Agreement
10. California Environmental Quality Act Compliance: The City of Los Angeles approved the project's Final Environmental Impact Report (EIR No. 00-81, SCH No. 2000071052 on December 18, 2006.
11. Receiving Water: San Francisquito Canyon Creek (Hydrologic Unit Code: 180701020402)
12. Designated Beneficial Uses: MUN*, IND, PROC, AGR, GWR, FRSH, REC-1, REC-2, WARM, WILD, RARE, SPWN, WET

*Conditional beneficial use

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13. Impacted Waters of the United States: Non-wetland waters (streambed): 1.12 temporary acres and 0.50 permanent acres (2,482 linear feet)
14. Dredge Volume: None
15. Related Projects Implemented/to be Implemented by the Applicant: The Applicant has not identified any related projects carried out in the last 5 years or planned for implementation in the next 5 years.
16. Avoidance/Minimization Activities: The Applicant has proposed to implement several Best Management Practices, including, but not limited to, the following:
- Construction activities will be scheduled to minimize grading activities during the seasonal rainy period in southern California (November 1 through April 1)
 - No work will occur within jurisdictional waters when surface water is present or within 48 hours prior to forecasted rainfall.
 - No vegetation outside of the grading limit will be removed in order to maximize soil stability.
 - All exposed slopes within the grading limits will be stabilized during the seasonal rainy period (November 1 through April 1) through the use of soil binders, jute mesh, and/or hydraulic mulch.
 - Silt fences will be installed for sediment control purposes at the downhill limits of grading where erosion has the potential to result in sedimentation of jurisdictional waters.
 - Slope drains will be used as-needed to direct water flows away from unstable areas (use of and locations for slope drains will be determined during construction)
 - Sediment tracking shall be checked, and swept or vacuumed daily, with street sweeping truck. This will be performed along all paved surfaces to minimize potential sediment that may erode during wind and rain events.

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- Storm drain inlet protection (per SE-10) using sand bags will be installed along all storm drain inlets throughout the project.
- Wind erosion control measures will include the use of water trucks to wet dirt construction roads and minimization of earth-moving activities during high winds days as follows:
 - All active construction areas will be watered at least twice a day
 - Unpaved parking/staging areas will be watered four times a day
 - On-site dirt or debris stockpiles will be covered or watered twice daily
 - All operations on unpaved surfaces will be suspended if winds exceeds 15 miles per hour
- A stabilized construction entrance (per TC-1) will be constructed at all site entrance locations

17. Proposed
Compensatory
Mitigation:

The Applicant has proposed a compensatory mitigation through the preservation of 9.4 acres of vegetated streambed at an off-site location within the Santa Clara River in the City of Acton. The property in question has been dedicated to the Mountains Recreation and Conservation Authority.

18. Required
Compensatory
Mitigation:

The Regional Board will require compensatory mitigation as proposed above.

See *Attachment B, Conditions of Certifications, Additional Conditions* for modifications and additions to the above proposed compensatory mitigation.

ATTACHMENT B

Conditions of Certification File No. 15-023

STANDARD CONDITIONS

Pursuant to §3860 of Title 23 of the California Code of Regulations (23 CCR), the following three standard conditions shall apply to this project:

1. This Certification action is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to §13330 of the California Water Code and Article 6 (commencing with 23 CCR §3867).
2. This Certification action is not intended and shall not be construed to apply to any activity involving a hydroelectric facility and requiring a Federal Energy Regulatory Commission (FERC) license or an amendment to a FERC license unless the pertinent Certification application was filed pursuant to 23 CCR Subsection 3855(b) and the application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
3. Certification is conditioned upon total payment of any fee required pursuant to 23 CCR Chapter 28 and owed by the Applicant.

ADDITIONAL CONDITIONS

Pursuant to 23 CCR §3859(a), the Applicant shall comply with the following additional conditions:

1. The Applicant shall submit to this Regional Board copies of any other final permits and agreements required for this project, including, but not limited to, the U.S. Army Corps of Engineers' (ACOE) Section 404 Permit and the California Department of Fish and Wildlife's (CDFW) Streambed Alteration Agreement. **These documents shall be submitted prior to any discharge to waters of the State.**
2. The Applicant shall adhere to the most stringent conditions indicated with either this Certification, the CDFW's Streambed Alteration Agreement, or the ACOE Section 404 Permit.
3. The Applicant shall comply with all water quality objectives, prohibitions, and policies set forth in the *Water Quality Control Plan, Los Angeles Region (1994)*, as amended.
4. The Avoidance/Minimization activities proposed by the Applicant as described in Attachment A, No. 16, are incorporated as additional conditions herein.
5. The Applicant and all contractors employed by the Applicant shall have copies of this Certification, the approved Construction Plan, and all other regulatory approvals for this project on site at all times and shall be familiar with all conditions set forth.

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6. Fueling, lubrication, maintenance, operation, and storage of vehicles and equipment shall not result in a discharge or a threatened discharge to waters of the State. At no time shall the Applicant use any vehicle or equipment which leaks any substance that may impact water quality. Staging and storage areas for vehicles and equipment shall be located outside of waters of the State.
7. All excavation, construction, or maintenance activities shall follow best management practices to minimize impacts to water quality and beneficial uses. Dust control activities shall be conducted in such a manner that will not produce downstream runoff.
8. No construction material, spoils, debris, or any other substances associated with this project that may adversely impact water quality standards, shall be located in a manner which may result in a discharge or a threatened discharge to waters of the State. Designated spoil and waste areas shall be visually marked prior to any excavation and/or construction activity, and storage of the materials shall be confined to these areas.
9. All waste or dredged material removed shall be relocated to a legal point of disposal if applicable. A legal point of disposal is defined as one for which Waste Discharge Requirements have been established by a California Regional Water Quality Control Board, and is in full compliance therewith. Please contact the Land Disposal Unit for further information regarding the disposal of solid wastes.
10. The Applicant shall implement all necessary control measures to prevent the degradation of water quality from the proposed project in order to maintain compliance with the Basin Plan. The discharge shall meet all effluent limitations and toxic and effluent standards established to comply with the applicable water quality standards and other appropriate requirements, including the provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act. This Certification does not authorize the discharge by the applicant for any other activity than specifically described in the 404 Permit.
11. The discharge shall not: a) degrade surface water communities and populations including vertebrate, invertebrate, and plant species; b) promote the breeding of mosquitoes, gnats, black flies, midges, or other pests; c) alter the color, create visual contrast with the natural appearance, nor cause aesthetically undesirable discoloration of the receiving waters; d) cause formation of sludge deposits; or e) adversely affect any designated beneficial uses.
12. The Applicant shall allow the Regional Board and its authorized representative entry to the premises, including all mitigation sites, to inspect and undertake any activity to determine compliance with this Certification, or as otherwise authorized by the California Water Code.
13. Application of pesticides must be supervised by a certified applicator and be in conformance with manufacturer's specifications for use. Compounds used must be appropriate to the

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target species and habitat. All pesticides directed toward aquatic species must be approved by the Regional Board. Pesticide utilization shall be in accordance with State Water Resources Control Board Water Quality Order Nos. 2011-0003-DWQ, for Aquatic Animal Invasive Species Control; 2011-0004-DWQ, for Spray Applications; 2011-0002-DWQ, for Vector Control; and 2013-0002-DWQ, for Weed Control.

14. The Applicant shall not conduct any construction activities within waters of the State during a rainfall event. The Applicant shall maintain a **five-day (5-day) clear weather forecast** before conducting any operations within waters of the State.
15. If rain is predicted after operations have begun, grading activities must cease immediately and the site must be stabilized to prevent impacts to water quality, and minimize erosion and runoff from the site.
16. The grading, stabilization and re-vegetation will be phased to limit the exposed or working face such that the graded area can be stabilized within 24 hours after the first prediction of rain during the 5-day forecast or within 24 hours after final grading of the phased area.
17. The Applicant shall utilize the services of a qualified biologist with expertise in riparian assessments during any vegetation clearing activities. The biologist shall be available on site during construction activities to ensure that all protected areas are marked properly and ensure that no vegetation outside the specified areas is removed. The biologist shall have the authority to stop the work, as necessary, if instructions are not followed. The biologist shall be available upon request from this Regional Board for consultation within 24 hours of request of consultation.
18. No activities shall involve wet excavations (i.e., no excavations shall occur below the seasonal high water table). A minimum **5-foot** buffer zone shall be maintained above the existing groundwater level. If construction or groundwater dewatering is proposed or anticipated, the Applicant shall file a **Report of Waste Discharge (ROWD)** to this Regional Board and obtain any necessary NPDES permits/Waste Discharge Requirements prior to discharging waste.
19. All project/construction activities not included in this Certification, and which may require a permit, must be reported to the Regional Board for appropriate permitting. Bank stabilization and grading, as well as any other ground disturbances, are subject to restoration and revegetation requirements, and may require additional Certification action.
20. All surface waters, including ponded waters, shall be diverted away from areas undergoing grading, construction, excavation, vegetation removal, and/or any other activity which may result in a discharge to the receiving water. If surface water diversions are anticipated, the Applicant shall develop and submit a **Surface Water Diversion Plan** (plan) to this Regional Board. The plan shall include the proposed method and duration of diversion activities,

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structure configuration, construction materials, equipment, erosion and sediment controls, and a map or drawing indicating the locations of diversion and discharge points. Contingency measures shall be a part of this plan to address various flow discharge rates. The plan shall be submitted prior to any surface water diversions. If surface flows are present, then upstream and downstream monitoring for the following shall be implemented:

- pH
- temperature
- dissolved oxygen
- turbidity
- total suspended solids(TSS)

Analyses must be performed using approved US Environmental Protection Agency methods, where applicable. These constituents shall be measured at least once prior to diversion and then monitored for on a daily basis during the first week of diversion and/or dewatering activities, and then on a weekly basis, thereafter, until the in-stream work is complete.

Results of the analyses shall be submitted to this Regional Board by the 15th day of each subsequent sampling month. A map or drawing indicating the locations of sampling points shall be included with each submittal. Diversion activities shall not result in the degradation of beneficial uses or exceedance of water quality objectives of the receiving waters. Downstream TSS shall be maintained at ambient levels. Where natural turbidity is between 0 and 50 Nephelometric Turbidity Units (NTU), increases shall not exceed 20%. Where natural turbidity is greater than 50 NTU, increases shall not exceed 10%. Any such violations may result in corrective and/or enforcement actions, including increased monitoring and sample collection.

21. The Applicant shall restore **all areas** of TEMPORARY IMPACTS to waters of the United States and all other areas of temporary disturbance which could result in a discharge or a threatened discharge to waters of the State. Restoration shall include grading of disturbed areas to pre-project contours and revegetation with native species. Restored areas shall be monitored and maintained with native species as necessary for five years.
22. The Applicant shall provide COMPENSATORY MITIGATION to offset the proposed temporary loss of **1.12 acres** and permanent loss of **0.50 acres** of waters of the United States by creating or restoring riparian habitat at a minimum **5.8:1** area replacement ratio (**9.4 acres**). The mitigation site is located within the Santa Clara River Watershed as described in the Draft Riparian Habitat Mitigation Plan, dated February 2015, submitted by BonTerra Psomas.
23. If the Applicant proposes funding to a third-party organization for the creation or restoration of a total of **9.46 acres** of (vegetated, unvegetated, etc) streambed riparian habitat within waters of the United States/Federal jurisdictional wetlands, then funding shall apply to mitigation acreage only, exclusive of administrative costs. The mitigation site shall be

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located within the Santa Clara River Watershed unless otherwise approved by this Regional Board. The Applicant shall submit a **Proposed Mitigation Report** which shall include:

- (a) Documentation from the third party indicating that funds have been used for mitigation acreage only, which do not include administrative costs.
- (b) The boundary of the mitigation site shall be clearly identified on a map of suitable resolution and quality and shall also be defined by latitude and longitude.
- (c) The type(s) of mitigation shall be described (e.g., removal of exotics and/or replanting with native species, etc.)
- (d) Success criteria shall be established.

This information shall be submitted to this Regional Board for approval prior to any disturbance within waters of the United States and shall include copies of all agreements made between the Applicant and a third party organization regarding compensatory mitigation efforts.

24. The Applicant shall submit to this Regional Board **Annual Mitigation Monitoring Reports** (Annual Reports) by **January 1st** of each year for a minimum period of **five (5) years** following this issuance of 401 Certification or until mitigation/(project) success/(completion) has been achieved and documented. The Annual Reports shall describe in detail all of the project/construction activities performed during the previous year and all restoration and mitigation efforts; including percent survival by plant species and percent cover. The Annual Reports shall describe the status of other agreements (e.g., mitigation banking) or any delays in the mitigation process. At a minimum the Annual Reports shall include the following documentation and answered appropriately whether or not mitigation has been performed:
- (a) Color photo documentation of the pre- and post-project and mitigation site conditions;
 - (b) Geographical Positioning System (GPS) coordinates in decimal-degrees format outlining the boundary of the project and mitigation areas;
 - (c) The overall status of project including a detailed schedule of whether or not work has begun on the Project;
 - (d) Copies of all permits revised as required in Additional Condition 1;
 - (e) Water quality monitoring results for each reach (as required) compiled in an easy to interpret format;
 - (f) A certified Statement of “no net loss” of wetlands associated with this project;

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- (g) Discussion of any monitoring activities and exotic plant control efforts; and
 - (h) A certified Statement from the permittee or his/her representative that all conditions of this Certification have been met.
25. Prior to any subsequent maintenance activities within the subject drainages/basin, including clearing, maintenance by-hand, and/or the application of pesticides, the Applicant shall submit to this Regional Board a NOTIFICATION of any such activity. Notification shall include: (a) the proposed schedule; (b) a description of the drainage's/basin's existing condition/capacity; (c) the area of proposed temporary impact within waters of the State; (d) a description of any existing aquatic resources (e.g., wetland/riparian vegetation); and (e) any proposed compensatory mitigation. Notifications must be submitted a minimum of **three (3) weeks** prior to commencing work activities.
26. All applications, reports, or information submitted to the Regional Board shall be signed:
- (a) For corporations, by a principal executive officer at least of the level of vice president or his duly authorized representative, if such representative is responsible for the overall operation of the facility from which discharge originates.
 - (b) For a partnership, by a general partner.
 - (c) For a sole proprietorship, by the proprietor.
 - (d) For a municipal, State, or other public facility, by either a principal executive officer, ranking elected official, or other duly authorized employee.
27. Each and any report submitted in accordance with this Certification shall contain the following completed declaration:

"I declare 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 managed the system or those directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, 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.

Executed on the _____ day of _____ at _____.

(Signature)
(Title)"

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28. The Applicant shall ensure a Report of Waste Discharge (ROWD) be filed for the proposed project, should any person discharge waste, or propose to discharge waste, other than into a community sewer system, which could affect the quality of the waters of State per Section 13260(a) of the California Water Code. Please note that the Applicant is required to file a complete RoWD/Form 200 with this Regional Board at least 120 days prior to commencing the discharge from the proposed project. The Form 200 can be downloaded from the State Board's website at <http://www.swrcb.ca.gov/sbforms/form200.pdf>.
29. All communications regarding this project and submitted to this Regional Board shall identify the Project File Number **15-023**. Submittals shall be sent to the attention of the 401 Certification Unit.
30. Any modifications of the proposed project may require submittal of a new Clean Water Act Section 401 Water Quality Certification application and appropriate filing fee.
31. The project shall comply with the local regulations associated with the Regional Board's **Municipal Stormwater Permit** issued to Los Angeles County and co-permittees under NPDES No. CAS004001 and Waste Discharge Requirements Order No. R4-2012-0175. The project shall also comply with all requirements of the National Pollutant Discharge Elimination System (NPDES) **General Permit** for Storm Water Discharges Associated with Construction Activity, Order No. 2012-0011-DWQ. All stormwater treatment systems shall be located outside of any water of the State and shall not be used as a wetland or riparian mitigation credit.
32. Coverage under this Certification may be transferred to the extent the underlying federal permit may legally be transferred and further provided that the Applicant notifies the Executive Officer at least 30 days before the proposed transfer date, and the notice includes a written agreement between the existing and new Applicants containing a specific date of coverage, responsibility for compliance with this Certification, and liability between them.
33. The Applicant or their agents shall report any noncompliance. Any such information shall be provided verbally to the Executive Officer within 24 hours from the time the Applicant becomes aware of the circumstances. A written submission shall also be provided within five days of the time the Applicant becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected; the anticipated time it is expected to continue and steps taken or planned to reduce, eliminate and prevent recurrence of the noncompliance. The Executive Officer, or an authorized representative, may waive the written report on a case-by-case basis if the oral report has been received within 24 hours.
34. *Enforcement:*

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- (a) In the event of any violation or threatened violation of the conditions of this Certification, the violation or threatened violation shall be subject to any remedies, penalties, process or sanctions as provided for under State law. For purposes of section 401(d) of the Clean Water Act, the applicability of any State law authorizing remedies, penalties, process or sanctions for the violation or threatened violation constitutes a limitation necessary to assure compliance with the water quality standards and other pertinent requirements incorporated into this Certification.
 - (b) In response to a suspected violation of any condition of this Certification, the State Water Resources Control Board (SWRCB) or Regional Water Quality Control Board (RWQCB) may require the holder of any permit or license subject to this Certification to furnish, under penalty of perjury, any technical or monitoring reports the SWRCB deems appropriate, provided that the burden, including costs, of the reports shall be a reasonable relationship to the need for the reports and the benefits to be obtained from the reports.
 - (c) In response to any violation of the conditions of this Certification, the SWRCB or RWQCB may add to or modify the conditions of this Certification as appropriate to ensure compliance.
35. This Certification shall expire **five (5) years** from date of this Certification. The Applicant shall submit a complete application at least 90 days prior to termination of this Certification if renewal is requested.

