

# Lane & McGowan, LLP

A Limited Liability Partnership

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Scott R. Lane  
Partner

July 5, 2013

Our File Number:  
1012

## **Via US Mail and Email**

Ms. Lauri Kemper  
Assistant Executive Director  
Regional Water Quality Control Board  
Lahontan Region  
2501 South Lake Tahoe, California 96150

Re: Request for Comments – Draft Cleanup and Abatement Order, Arimol Group, Inc. and Meadwobrook Cedar, Inc., Lake Arrowhead, San Bernardino County, WDID No. 6B36C363433

Dear Ms. Kemper:

Reference is made to your letter dated June 25, 2013 regarding the above-referenced matter. Your letter invites comments to the Draft CAO. Please consider our comments below, along with the comments of The Sanberg Group, Inc. (by letter dated July 3, 2013 a copy of which is attached). In making these comments, Arimol Group, Inc. and Meadowbrook Cedar, Inc. (both of which I represent) reserve all rights and defenses under the law and no right or defense is waived by the failure to include a comment on a particular subject or item in the Draft CAO.

1. Please remove Order No. 9 regarding a conservation easement. If you are not inclined to remove Order No. 9, please identify in detail the legal authority for the order and factual prerequisites for the order.
2. Please remove Order No. 10 regarding off-site mitigation. If you are not inclined to remove Order No. 10, please identify in detail the legal authority for the order and the factual prerequisites for the order. Please also explain whether, in the RWQCB's view, this order is contingent upon the ability to restore the site to original conditions or whether it is punitive.

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3. Please state the limits of Order No. 11 regarding annual technical reporting. As written, it suggests the reporting is required in perpetuity. Also, please provide the legal authority for Order No. 11.
4. Please remove Notification No. 1 regarding Cost Recovery. If you are not inclined to remove it, please conform it to the language of the statute or otherwise state the RWQCB's authority for investigative costs.

If you have any questions or comments, please do not hesitate to contact me.

Sincerely,

LANE & MCGOWAN, LLP

By   
SCOTT R. LANE

Cc by email:  
Mike Plaziak  
Chuck Curtis  
Patrice Copeland  
Jan Zimmerman  
Scott Ferguson  
Lisa Scorable  
Anna Kathryn Benedict  
Joanna Gibson