

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

2375 Northside Drive, Suite.100, San Diego, CA 92108
Phone (619) 516-1990 • Fax (619) 516-1994
<http://www.waterboards.ca.gov/sandiego/>

**Amendment No. 3 to Clean Water Act Section 401
Water Quality Certification No. 07C-024**

**PROJECT: Loma Linda University Medical Center
And Parcel Map 35011
Certification Number 07C-024**

Reg. Meas. ID: 322211
Place ID:647956
WDID: 9000001621

**APPLICANT: Loma Linda University Medical Center
North Murrieta Community LLC**

On October 10, 2008, the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board issued Clean Water Act Section 401 Water Quality Certification No. 07C-024 (Certification) to the Suncal Companies, Physicians' Hospital of Murrieta, LLC, and Health City of Murrieta (original Applicants) for the Golden City Physicians' Hospital (currently referred to as Loma Linda University Medical Center) (Project).

On September 29, 2015, Notice of Violation No. R9-2016-0023 was issued to the original Applicants for the failure to meet the monitoring and reporting, mitigation maintenance, and notification requirements of the Certification. Based on an inspection of the Project by San Diego Water Board the compensatory mitigation requiring on-site creation of 0.52 acres (1825 linear feet) of riparian swale and corridor was inadequately maintained and failed to meet required ecological success performance standards as required by the Certification. The failure to meet compensatory mitigation requirements resulted in temporal loss of aquatic resource functions and services attributable to the Project. In addition, mitigation monitoring reports for both Years 3 and 4 were not submitted. Finally, the San Diego Water Board determined that Loma Linda University Medical Center and North Murrieta Community, LLC obtained ownership of the Project property and did not notify the Board of their intent to accept responsibility for compliance with the requirements of the Certification.

By letters dated May, 2016, North Murrieta Community LLC and Loma Linda University Medical Center (new Applicants) requested the Certification be amended to reflect the change in property ownership. By letter dated October 10, 2016, Glen Lukos Associates, on behalf of the new Applicants, requested the Certification be amended to include additional compensatory mitigation to offset the temporal loss impacts to waters of the United States and/or State. The San Diego Water Board amended the Certification on February 28, 2017 to transfer responsibility for compliance to the new Applicants and include requirements for additional compensatory mitigation of 0.3 acres off-site enhancement at the Wilson Creek property to address the temporal loss of

resource functions and service. The new Applicants repaired the on-site mitigation and provided the missing monitoring reports from Years 3 and 4.

On July 7, 2017, Glen Lukos Associates, on behalf of the new Applicants, requested the Certification be amended to change the required additional compensatory mitigation for temporal loss to 0.60 acres of vernal pool preservation at the Barry Jones Mitigation Bank. The Barry Jones Mitigation Bank is located in the Santa Margarita River watershed and managed by the Center for Lands Management.

The San Diego Water Board is amending the Certification. Except as modified or superseded by the Certification modifications set forth below, all of the findings, provisions and other requirements of Certification No. 07C-024 as previously amended remain in full force and effect. The following changes are made to Certification No. 07C-024 and are shown in underline/strikeout format to indicate added and removed language:

Page 8, Condition D.1 is amended to include:

1. Mitigation for permanent discharges to 0.21 acre (5.978 linear feet) of non-wetland waters of the United States and /or State must be achieved as follows and as described in Conceptual Mitigation and Monitoring Plan - Commercial Site [Hospital Site] City of Murrieta, Riverside County, California dated January 16, 2008, revised May 30, 2008 by Glenn Lukas Associates, and the ~~Loma Linda Medical Center *Habitat Mitigation and Monitoring Plan by ESA dated October 2016:*~~

- ~~e. Enhancement of 0.30 acre of waters of the United States and/or State at the Wilson Creek Property.~~ Preservation of 0.60 acres of vernal pool at the Barry Jones Mitigation Bank.

Page 8, Condition D.8 replaced by:

8. **Mitigation Credit Purchase:** Within 60 days of issuance of this Amendment, the Applicant must provide documentation to the San Diego Water Board verifying the purchase of at least 0.60 acre of vernal pool preservation credit from the Barry Jones Wetland Mitigation Bank.

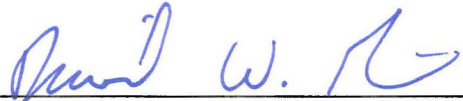
Notification: Any person aggrieved by this action of the San Diego Water Board may petition the State Water Resources Control Board (State Water Board) to review the action in accordance with the California Code of Regulations, title 23, sections 3867 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this Certification Amendment. Copies of the law and regulations applicable

Loma Linda University
North Murrieta Community LLC
Loma Linda Medical Center
Certification No. 07C-024

October 10, 2008
Amended on August 14, 2017

to filing petitions may be found on the Internet at:
http://www.waterboards.ca.gov/public_notices/petitions/water_quality or will be provided upon request.

I, David W. Gibson, Executive Officer, do hereby certify the forgoing is a full, true, and correct copy of Amendment No. 3 to Certification No. 07C-024 issued on August 14, 2017.



DAVID W. GIBSON
Executive Officer
San Diego Water Board

14 August 2017
Date