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**San Francisco Bay Regional Water Quality Control Board**

March 9, 2017  
CIWQS Place ID: 827001 (YAN)

Jean A. Porlier and Joan L. Boblitt  
1616 Landes Court  
Modesto, CA 95350

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William Vidalin  
11477 San Roberto Drive  
Goodyear, AZ 85338

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Robert Vidalin  
3680 Las Colinas Road  
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Timothy Starkweather  
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**Subject: Transmittal of Revised Tentative Cleanup and Abatement Order for Unpermitted Placement of Fill into Wetlands, Las Colinas Road, Livermore Site, Alameda County**

Dear Dr. Starkweather, Mses. Porlier and Boblitt, and Messrs. Vidalin and Vidalin:

Enclosed is a revised tentative cleanup and abatement order (Revised CAO) requiring you to clean up and abate the unauthorized discharge of fill placed into wetlands at Alameda County Assessor Parcel Numbers 902-0008-005-05 and 902-0008-005-09. Several changes were made to the tentative cleanup and abatement order in response to the comments received during the initial public noticing from January 13 to January 23, 2017. The changes concern naming two additional owners of the property, William Vidalin and Robert Vidalin, as responsible parties.

The Revised CAO is being provided in draft form, and both you and other interested parties may submit comments on the Revised CAO until **March 20, 2017 at 5:00 p.m.** Written comments received after the deadline may not be considered by the Regional Water Board. Comments already submitted are included in the record for this proceeding and do not need to be resubmitted.

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A party may challenge the Regional Water Board's action on this matter through a petition to the State Water Board, as described in Water Code section 13320. Pursuant to Title 23 of California Code of Regulations section 2050(c), any party who petitions the decision will be limited to raising only those substantive issues or objections that were raised before the Regional Water Board at the public meeting or in timely written correspondence submitted to the Regional Water Board as described above.

Please contact Yan Nusinovich at [yan.nusinovich@waterboards.ca.gov](mailto:yan.nusinovich@waterboards.ca.gov) or at 510-622-2932 if you have any questions.

Sincerely,

Dyan C. Whyte  
Assistant Executive Officer

Enclosures:

Revised Tentative Cleanup and Abatement Order

Cc:

**Discharger:**

1. Mike Kliment, Vice President of Investment Relations at Monte Vista Memorial Gardens, [mike@mvmig.com](mailto:mike@mvmig.com)
2. Chris Carrano, Board of Directors at Monte Vista Memorial Gardens, [chris@mvmig.com](mailto:chris@mvmig.com)
3. Peter MacDonald, Attorney for Monte Vista Memorial Gardens, [pmacdonald@macdonaldlaw.net](mailto:pmacdonald@macdonaldlaw.net)
4. Christopher Eley, Attorney at Law, [eleylaw@aol.com](mailto:eleylaw@aol.com)

**Consultants:**

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2. Malcolm Sproul, LSA Associates, Inc., [malcolm.sproul@lsa-assoc.com](mailto:malcolm.sproul@lsa-assoc.com)

**Agencies:**

1. Brian Thompson, San Francisco Bay Regional Water Quality Control Board, [brian.thompson@waterboards.ca.gov](mailto:brian.thompson@waterboards.ca.gov)
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4. Warden Nicole Kozicki, California Department of Fish and Wildlife, [nicole.kozicki@wildlife.ca.gov](mailto:nicole.kozicki@wildlife.ca.gov)
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6. Ryan Olah, United States Fish and Wildlife Service, [ryan\\_olah@fws.gov](mailto:ryan_olah@fws.gov)
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10. Rodrigo Orduña, Alameda County Planning Department, [rodrigo.orduna@acgov.org](mailto:rodrigo.orduna@acgov.org)
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