

**From:** Laurence, Justin  
**To:** [Nusinovich, Yan@Waterboards](mailto:Nusinovich_Yan@Waterboards)  
**Cc:** [Orduna, Rodrigo, CDA](#); [Starling, Lacy, CDA](#); [Curry, Damien, CDA](#); [Cho, Andy Hyun-Jae](#); [Roe, Dilan, Env. Health](#); [Jackson, Monica, ACFD](#); [Rogers, John](#); [Browne, Jim](#)  
**Subject:** RE: Notice of Tentative Cleanup and Abatement Order for Jean A. Porlier, Joan L. Boblitt, and Timothy Starkweather in Alameda County  
**Date:** Wednesday, January 18, 2017 2:38:06 PM

---

Hi Yan,

You did a great job on the CAO. A few minor tweaks might strengthen it further to ensure restoration and maintenance. You may want to include some language into C.3 that links the restoration/maintenance to the land owner and not just the three people identified. "TRANSFER OF PROPERTY- This CAO shall run with the land and shall be binding upon all heirs, successors, and assigns of Property Owner. Whenever the Property is held, sold, conveyed or otherwise transferred, it shall be subject to this CAO, which shall apply to, bind, and be obligatory to all present and subsequent owners of the Site." We do this with MRP C3 stormwater treatment facility agreements. Seems there is a few loop holes that might allow the owner to sell or claim bankruptcy. Deed restriction would guarantee that the environmental restoration would be completed no matter who owns it. To accompany this, you might want to add a financial means to assure that funds are available to do the work. I recommend requiring construction and maintenance bonds.

Sincerely,

Justin Laurence  
Environmental Compliance Specialist  
Alameda County Public Works Agency &  
Flood Control and Water Conservation District  
399 Elmhurst Street  
Hayward, CA 94544  
(510) 670-5435

><(((<sup>o</sup>)> . . .`.. ><(((<sup>o</sup>)>

CONFIDENTIALITY NOTICE: This e-mail message including attachments, if any, is intended only for the person(s) or entity(ies) to which it is addressed any may contain confidential and/or privileged material. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** Nusinovich, Yan@Waterboards [mailto:[Yan.Nusinovich@waterboards.ca.gov](mailto:Yan.Nusinovich@waterboards.ca.gov)]  
**Sent:** Friday, January 13, 2017 5:04 PM  
**To:** [robertvidalin@hotmail.com](mailto:robertvidalin@hotmail.com); [mike@mvmig.com](mailto:mike@mvmig.com); [chris@mvmig.com](mailto:chris@mvmig.com);  
[pmacdonald@macdonaldlaw.net](mailto:pmacdonald@macdonaldlaw.net); [janalbweldon@gmail.com](mailto:janalbweldon@gmail.com); [malcolm.sproul@lsa-assoc.com](mailto:malcolm.sproul@lsa-assoc.com);  
Thompson, Brian@Waterboards <[Brian.Thompson@waterboards.ca.gov](mailto:Brian.Thompson@waterboards.ca.gov)>; Wines,  
Brian@Waterboards <[Brian.Wines@waterboards.ca.gov](mailto:Brian.Wines@waterboards.ca.gov)>; Sturgis, Tahsa@Waterboards  
<[Tahsa.Sturgis@Waterboards.ca.gov](mailto:Tahsa.Sturgis@Waterboards.ca.gov)>; Kozicki, Nicole@Wildlife <[Nicole.Kozicki@wildlife.ca.gov](mailto:Nicole.Kozicki@wildlife.ca.gov)>;

Grefsrud, Marcia@Wildlife <Marcia.Grefsrud@wildlife.ca.gov>; Ryan\_Olah@fws.gov;  
john\_baker@fws.gov; gregory.g.brown@usace.army.mil; frances.p.malamud-roam@usace.army.mil;  
Orduna, Rodrigo, CDA <rodrigo.orduna@acgov.org>; Starling, Lacy, CDA <lacy.starling@acgov.org>;  
Curry, Damien, CDA <damien.curry@acgov.org>; Cho, Andy Hyun-Jae <andyhjc@acpwa.org>; Roe,  
Dilan, Env. Health <Dilan.Roe@acgov.org>; Jackson, Monica, ACFD <Monica.Jackson@acgov.org>;  
Rogers, John <johnr@acpwa.org>; Browne, Jim <jimb@acpwa.org>; Laurence, Justin  
<justinl@acpwa.org>; Katen, Matt, Zone 7 <MKaten@zone7water.com>; Tang, Jeff, Zone 7  
<jtang@zone7water.com>; scstewart@cityoflivermore.net

**Subject:** Notice of Tentative Cleanup and Abatement Order for Jean A. Porlier, Joan L. Boblitt, and  
Timothy Starkweather in Alameda County

This is a notice of opportunity to comment on a tentative cleanup and abatement order from  
Regional Water Board staff for Dr. Timothy Starkweather's fill activities on Mses. Jean A. Porlier and  
Joan L. Boblitt's property at Alameda County Assessor Parcel Numbers 902-0008-005-05 and 902-  
0008-005, Livermore (Site).

The order, if adopted, will require Dr. Starkweather and Mses. Porlier and Boblitt to clean up and  
abate the effects of unauthorized fill placed on the Site.

The comment period is open until 5:00 p.m. on January 23, 2017. Please send comments to the  
attention of Yan Nusinovich.

All documents related to the tentative cleanup and abatement order are posted on the Regional  
Water Board's website at:

[http://www.waterboards.ca.gov/sanfranciscobay/board\\_decisions/tentative\\_orders.shtml](http://www.waterboards.ca.gov/sanfranciscobay/board_decisions/tentative_orders.shtml)