

State of California  
California Regional Water Quality Control Board  
Santa Ana Region

Order No. R8-2021-0061

Amendment of Waste Discharge Requirements  
Order No. R8-2021-0005

for  
Change of Ownership from  
Richland Developers, Inc.

to  
LS-Fontana, LLC  
Monarch Hills Residential Development Project  
San Bernardino County

### **Findings**

The California Regional Water Quality Control Board, Santa Ana Region (Santa Ana Water Board), finds that:

1. This Order (No. R8-2021-0061) amends existing Santa Ana Water Board Waste Discharge Requirements (WDRs), Order No. R8-2021-0005, to recognize a change in the ownership of the Monarch Hills Residential Development Project (Project; WDID No. 362020-07) from Richland Developers, Inc. to LS-Fontana, LLC. A map showing the Project location is found in Attachment A of this Order (No. R8-2021-0061).
2. On October 20, 2021, the Santa Ana Water Board received notification from Richland Developers, Inc. that the Project had been transferred to LS-Fontana, LLC and requested that Order No. R8-2021-0005 and its conditions be transferred to LS-Fontana, LLC. Additionally, on October 20, 2021, the Santa Ana Water Board received notification from LS-Fontana, LLC that they accept the transfer and responsibility of Order No. R8-2021-0005. LS-Fontana, LLC proposes no changes to the character, location, or volume of discharges authorized by the existing WDRs, Order No. R8-2021-0005.
3. On June 25, 2021, Richland Developers, Inc. purchased a total of 2.35 acres of rehabilitation credits and 2.35 acres of re-establishment credits at the Riverpark Mitigation Bank in Riverside County, California as mitigation for the permanent impacts to waters of the State. This mitigation purchase represents a 2:1 mitigation to impact ratio and offsets the Project impacts to waters of the State.

4. The Santa Ana Water Board notified interested parties of its intent to amend Order No. R8-2021-0005 with this Order to transfer its legal responsibility of the conditions to the current owner of the Project.
5. Upon adoption of this Order No. R8-2021-0061, all references to Discharger or Richland Developers, Inc. in WDRs Order No. R8-2021-0005 shall mean LS-Fontana, LLC.

**IT IS HEREBY ORDERED** that WDR Order No. R8-2021-0005 be amended by Order No. R8-2021-0061 as follows:

1. Add Provision 19:
  - a. This Order shall expire February 5, 2026. The Discharger must file a new dredge and fill application in accordance with Title 23, Division 3, Chapter 9 of the California Code of Regulations not later than 180 days in advance of this expiration date. The application, with filing fee, will be discussed between the Discharger and Santa Ana Water Board staff with regard to any need for additional information and changes in fees, prior to the issuance of new WDRs.

I, Jayne Joy, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the California Regional Water Quality Control Board, Santa Ana Region, on December 10, 2021.

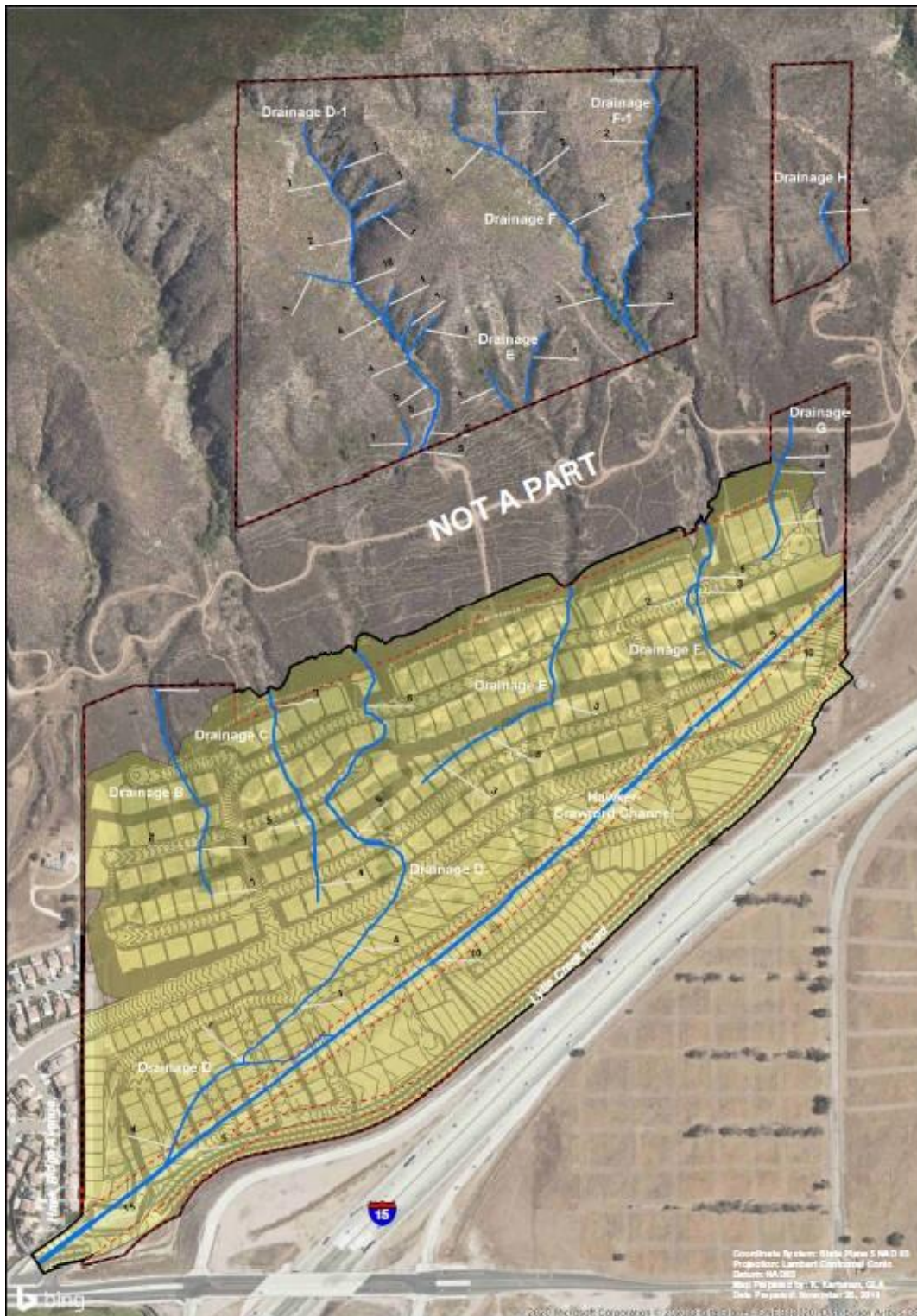
 Digitally signed by Jayne Joy  
Date: 2021.12.15 07:53:18  
-08'00'

**JAYNE JOY, P.E.**  
Executive Officer

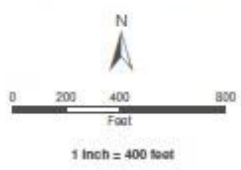
R8-20







- Study Area
- Project Site
- Development Footprint
- Corps/RWQCB Non-Wetland Waters
- 5 Width in Feet



**MONARCH HILLS  
 RESIDENTIAL DEVELOPMENT PROJECT**  
 Corps Jurisdictional Delineation/Impact Map

**GLENN LUKOS ASSOCIATES**

Exhibit 5

X:\10 - 0302\0302\106\2021\106-05\_GLD\maps\GIS\106-05\_CorpsJurisdictional.mxd