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Mayor, Eric Ching
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Council Member, Robert Pacheco
Council Member, Andrew Rodriguez
Council Member, Nancy Tragarz

CITY OF WALNUT

June 12, 2017

Gary Nellesen, Director, Facilities Planning & Management
Mt. San Antonio Community College District
1100 North Grand Avenue
Walnut, CA 91789-5611
facilitiesplanning@mtsac.edu
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EMAIL AND HAND DELIVERY TO EQUIPMENT OPERATORS

Re: *Violation of CWA Section 404 Verification and Section 7 Consultation/Biological Opinion-Mt SAC West Parcel*

Dear Mr. Nellesen,

The City has received numerous inquiries regarding the work being conducted on the West Parcel. It is our understanding that the work is limited to geotechnical/geological investigation and will not involve mobilization of equipment for grading operations. While a City grading permit is not required for the scope of work presently being undertaken, there are serious concerns that the work being conducted is in violation of Mt. SAC's 404 Permit and USFWS Biological Opinion.

I have been contacted directly by Christine Medak, USFWS Biologist, requesting that the City contact the equipment operators and ask them to stop work. Ms. Medak's email is attached. Our City Attorney, Barbara Leibold, has spoken with Mt. SAC's counsel, Sean Absher, and forwarded the USFWS email to him as well. It is her understanding that you are contacting the equipment operator to stop work until this issue with USFWS can be resolved.

Please keep the City informed of the status of the work and resolution of USFWS concerns so that we are able to keep our city officials apprised and so that we are able to respond to the questions raised by concerned residents.

Sincerely,

Tom Weiner
Community Development Director