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## State Water Resources Control Board

January 23, 2014

All Parties and Interested Persons:

PETITIONS OF (a) CALIFORNIA DEPARTMENT OF TRANSPORTATION (DEPARTMENT); and, (b) MCM CONSTRUCTION, INC. (MCM) (ADMINISTRATIVE CIVIL LIABILITY ORDER NO. R1-2012-0034 IN THE MATTER OF CALIFORNIA DEPARTMENT OF TRANSPORTATION, CONFUSION HILL BYPASS PROJECT), NORTH COAST REGIONAL WATER QUALITY CONTROL BOARD (NORTH COAST WATER BOARD): TRANSMITTAL OF REVISED PROPOSED ORDER; CONFIRMATION OF DATE OF ADOPTION MEETING **SWRCB/OCC FILES A-2208 (a) and (b)**

Enclosed is a copy of the revised proposed order of the State Water Resources Control Board (State Water Board) relating to the above-entitled matter. A prior draft order was discussed at the State Water Board workshop on January 21, 2014 (Workshop). Changes from the prior order circulated on December 19, 2013, are shown in strikeout/underline format. Adoption of the proposed order will be considered by the State Water Board at its business meeting on *Tuesday, February 4, 2014*, commencing at 9:00 a.m. The meeting will be held in the Coastal Hearing Room, Second Floor of the Cal/EPA Building, 1001 I Street, Sacramento, California.

The petitioners (i.e., the Department and MCM), and the North Coast Regional Water Quality Control Board will each be allowed three (3) minutes for oral comment, with additional time for questions by the State Water Board members. Comments may address only the enclosed changes made to the proposed order that were discussed at the prior Workshop. Due to the very limited nature of the changes to the proposed order, additional written comments will not be accepted. As a result of the February 4, 2014, meeting, the order may be adopted as proposed or may be further modified.

### *Ex Parte Prohibition*

This item continues to be subject to the ex parte prohibition in the Administrative Procedure Act (Chapter 4.5 of Part 1 of Division 3 of Title 2 of the Government Code) as explained in [http://www.waterboards.ca.gov/laws\\_regulations/docs/exparte.pdf](http://www.waterboards.ca.gov/laws_regulations/docs/exparte.pdf). Any communication between petitioners or other interested persons and State Water Board members (other than at a noticed State Water Board meeting or submitted as a comment letter in compliance with the public notice) is prohibited.

If there are any questions or comments, please contact Bethany Pane, Senior Staff Counsel, in the Office of Chief Counsel, at (916) 341-5173 or at [bethany.pane@waterboards.ca.gov](mailto:bethany.pane@waterboards.ca.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A.M. Lauffer". The signature is fluid and cursive, with the first name "Michael" being the most prominent.

Michael A.M. Lauffer  
Chief Counsel

Enclosures

cc: see next page

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