



**Matthew Rodriguez**  
Secretary for  
Environmental Protection

# California Regional Water Quality Control Board Central Valley Region

**Katherine Hart, Chair**

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**Edmund G. Brown Jr.**  
Governor

9 February 2012

Mr. Jeff Flores, President  
Westside Harvesting, LLC  
Star Route Box 18  
Kettleman City, CA 93239

## **NOTICE OF APPLICABILITY**

### ***WATER QUALITY ORDER NO. 97-10-DWQ, GENERAL WASTE DISCHARGE REQUIREMENTS FOR DISCHARGES TO LAND BY SMALL DOMESTIC WASTEWATER TREATMENT SYSTEMS, WESTSIDE HARVESTING, LLC, WESTSIDE HARVESTING EMPLOYEE HOUSING, WASTEWATER TREATMENT FACILITY, FRESNO COUNTY***

The Westside Harvesting Employee Housing Wastewater Treatment Facility (WWTF) consists of individual septic systems with evaporation and percolation ponds. Waste Discharge Requirements (WDRs) Order No. 89-140 currently regulates the discharge. The WDRs are obsolete, inconsistent with current plans and policies of the California Regional Water Quality Control Board, Central Valley Region (Central Valley Water Board), and need to be updated.

On 18 April 2011, Central Valley Water Board staff received a letter from you, requesting coverage of the discharge under *Water Quality Order No. 97-10-DWQ, General Waste Discharge Requirements for Discharges to Land by Small Domestic Wastewater Treatment Systems* (hereafter General Order).

Based on the findings of the original WDRs, information from self-monitoring reports and facility file, and information provided in your request, the discharge meets the conditions of the General Order. The discharge is hereby covered under *Water Quality Order No. 97-10-DWQ, General Waste Discharge Requirements for Discharges to Land by Small Domestic Wastewater Treatment Systems*. The facility is assigned Notice of Applicability (NOA) No. 97-10-DWQ-R5084.

***California Environmental Protection Agency***



The following requirements contained within the General Order apply to the subject discharge:

1. All Section A Prohibitions,
2. Section B Requirement Nos. 1.a-1.d, 2.a-2.c, and 6.a-6.d;
3. All Section C Ground Water and Surface Water Limitations;
4. Section D Provision Nos. 1.a-1.v, and 2.a-2.b; and
5. All Attachment B Standard Provisions and Reporting for Waste Discharge Requirements.

In lieu of Attachment A, a revised Monitor and Reporting Program for Westside Harvesting LLC is attached.

## **LOCATION**

Westside Harvesting, LLC operates the WWTF in Section 6, T17S, R15E, MDB&M. The surface water drainage for this area contributes to Cantua Creek.

The WWTF is in the Tulare Lake Basin. The *Water Quality Control Plan for the Tulare Lake Basin, Second Edition* (hereafter Basin Plan), designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve water quality objectives for all waters of the Basin.

## **DESCRIPTION**

The wastewater treatment facility consists of 24 individual septic tanks connected to three evaporation and percolation ponds. There are reportedly no substantial seasonal or daily fluctuations in flow of the effluent. The design capacity of the wastewater treatment facility is 20,000 gallons per day and the actual flow is approximately 17,492 gallons per day.

The natural surface water near the WWTF is Cantua Creek. The beneficial uses of Cantua Creek are: industrial process and service supply, agricultural supply, water contact and non-contact recreation, warm water habitat, wild life habitat, rare species habitat and groundwater recharge.

The beneficial uses of underlying groundwater identified in the Basin Plan are: municipal supply, industrial service supply, and agricultural supply.

## **FACILITY-SPECIFIC REQUIREMENTS**

In addition to the above requirements, Westside Harvesting, LLC must comply with the following:

1. Discharge of wastewater at a location or in a manner different from that described above is prohibited.
2. Public contact with wastewater from the pond shall be controlled using fences, signs, and other appropriate means. Signs shall be posted around the pond. Signs shall notify the public that the pond contains un-disinfected wastewater and shall display an international symbol similar to that shown in Attachment C.
3. The WWTF shall be operated in accordance with the requirements contained in the General Order.
4. The waste discharge shall not enter surface waters or surface water drainage courses.
5. In lieu of the monitoring and reporting requirements in Order 97-10-DWQ, Westside Harvesting shall comply with Monitoring and Reporting Program R5-2011-0820, which is enclosed, and Standard Provisions and Reporting Requirements for Waste Discharge Requirements, 1 March 1991, as they pertain to MRP R5-2011-0820.
6. Westside Harvesting, LLC shall submit the required annual fee (as specified in the annual billing issued by the State Water Resources Control Board), until the NOA is officially terminated.
7. Failure to abide by the conditions of the General Order and this letter authorizing applicability, including its monitoring and reporting requirements, could result in enforcement actions, as authorized by provisions of the California Water Code.

Mr. Jeff Flores, President  
Westside Harvesting LLC  
County of Fresno

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9 February 2012

If you have any questions regarding this NOA, please contact Dale Harvey at (559) 445-6190.

Pamela C. Creedon  
Executive Officer

Enclosures: Water Quality Order No. 97-10-DWQ  
Revised Monitoring and Reporting Program No. R5-2011-0820  
Standard Provisions and Reporting Requirements, 1 March 1991  
Attachment C