CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

ORDER NO. R5-2009-0065

RESCINDING WASTE DISCHARGE REQUIREMENTS

The California Regional Water Quality Control Board, Central Valley Region, finds that the Board adopted the following Orders which are no longer applicable for the reasons shown:

Waste Discharge Requirements Order No. 74-251 adopted on 22 March 1974 prescribes requirements for Aerojet Solid Propulsion Company, CCD Plant No.2, Deep Disposal Well, Sacramento County, for operation of a single disposal well to receive wastes from a chemical manufacturing facility. Violations of the requirements (disposal of wastes to land surface instead of down the injection well) lead to issuance of Cleanup and Abatement Order No. 79-150 and subsequent referrals to the Attorney General. Enforcement actions stemming from this initial action, including placement of the Aerojet Site on the Superfund List (CERCLA), continue. Aerojet discontinued operations of the injection well in 1985 and the well was destroyed pursuant to a USEPA-approved Closure Plan developed under Resource Conservation and Recovery Act (RCRA) requirements. Appropriate groundwater monitoring of the injection and compliance zones is being performed accordance to a RCRA Post-Closure Plan approved by the Department of Toxic Substance Control. Monitoring will be conducted for a minimum of 30 years. Cleanup of the soils pollution is being performed under CERCLA. Therefore, it is appropriate to rescind Waste Discharge Requirements Order No. 74-251. (AMM)

Waste Discharge Requirements Order No. 76-12 adopted on 27 February 1976 prescribes requirements for Cordova Chemical Company, Deep Disposal Well No. 2, Sacramento County, for operation of a second disposal well to receive wastes from a chemical manufacturing facility. The first well was operated pursuant to Order No. 74-251. Violations of the requirements (disposal of wastes to land surface instead of down the injection well) lead to issuance of Cleanup and Abatement Order No. 79-150 and subsequent referrals to the Attorney General. Enforcement actions stemming from this initial action, including placement of the Aerojet Site on the Superfund List (CERCLA), continue. Aerojet discontinued operations of the injection well in 1985 and the well was destroyed pursuant to a USEPA-approved Closure Plan developed under Resource Conservation and Recovery Act (RCRA) requirements. Appropriate groundwater monitoring of the injection and compliance zones is being performed accordance to a RCRA Post-Closure Plan approved by the Department of Toxic Substance Control. Monitoring will be conducted for a minimum of 30 years. Cleanup of the soils pollution is being performed under CERCLA. Therefore, it is appropriate to rescind Waste Discharge Requirements Order No. 76-12. (AMM)

Waste Discharge Requirements (WDR) Order No. 90-110 was adopted on 27 April 1990 for Robert Grossi, William Hoekstra and Michael Osmundson, dba Cal-A-Nan Dairy, located at 16695 S. Steinegul Road in Escalon, San Joaquin County. The Order was issued because the dairy had discharged into Lone Tree Creek. Regional Board staff inspected the facility on 21 April 2009 and found that it was no longer a dairy. The facility is being operated as a heifer facility. The facility is not likely to discharge again into Lone Tree Creek because it is no

longer applying manure wastewater to cropland. In addition, the animal count at the facility has dropped from 535 mature cows to approximately 200 heifers. The WDRs for this site should be rescinded, as they are no longer applicable.

Waste Discharge Requirements (WDRs) Order No. 93-108, adopted on 25 June 1993, was issued for the A & A Sousa Dairy located at 5748 Kile Road, Galt, San Joaquin County. Order No. 93-108 rescinded and replaced Monitoring and Reporting Program No. 92-802, which required placement of monitoring wells and reporting of water quality data and groundwater gradient. Central Valley Water Board staff inspected the facility on 11 March 2009 and found that the facility was no longer operating as a confined animal facility. The WDRs for this site should be rescinded, as they are no longer applicable.

Waste Discharge Requirements (WDRs) Order No. 96-210 was adopted for Carol Nunes and Sunrise Farms, Inc, dba Oaktree Ranch on 9 August 2009. The facility is located at 4469 Carol Lane, Burson, Calaveras County. Oaktree Ranch facility was a poultry operation owned by Carol Nunes and operated by Sunrise Farms, Inc. The facility was originally regulated under Waste Discharge Requirements Order No. 91-140 for discharge of wastewater and storm water containing poultry manure onto neighboring residential property and into Indian Creek, which is tributary to the Calaveras River. Order No. 96-210 replaced Order No. 91-140 because of a change in owner and operator of the facility. Central Valley Water Board staff inspected the facility on 11 March 2009 and found that it was no longer being operated as a poultry facility. The facility is currently being operated as a petting zoo/fair. There was no visible trace of chicken manure at the facility. The WDRs for this site should be rescinded, as they are no longer applicable.

In 1991, Waste Discharge Requirements (WDRs) Order No. 91-011 was adopted for the Jose B. Franco Dairy located at 4231 Central Avenue, Turlock, Stanislaus County. The WDRs were replaced in 1996 with Waste Discharge Requirements General Order No. 96-270. The facility was originally placed under WDRs because it did not have a lagoon and for over-application of manure wastewater to cropland. Central Valley Water Board staff inspected the facility on 8 April 2009 and found that the site was being used as a heifer ranch. The facility had installed lagoons in 1996 and is using them to collect runoff from the heifers and from the neighboring goat facility. The facility is now operated as a scraped facility, resulting in little application of manure to the cropland. The WDRs for this site should be rescinded, as they are no longer applicable.

IT IS HEREBY ORDERED that the above Waste Discharge Requirements orders are rescinded.

I, PAMELA C. CREEDON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Central Valley Region on 12 June 2009.

Pamela C Creedon

PAMELA C. CREEDON, Executive Officer