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DEPARTMENT OF WATER RESOURCES

1416 NINTH STREET, P.O. BOX 942836  
SACRAMENTO, CA 94236-0001  
(916) 653-5791

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RWQCB-CVR  
FRESNO, CALIF.

Mr. Scott Hatton  
Regional Water Quality Control Board  
Central Valley Region  
1685 E Street  
Fresno, California 93706

SCH #2012061095, Initial Study/Proposed Mitigated Negative Declaration for the  
Expansion of Whole Fruit and Juice Extraction Plant Project  
Fresno County

Dear Mr. Hatton:

We have reviewed the Initial Study/Proposed Mitigated Negative Declaration for the above referenced project, which describes proposed improvements including the construction of up to two new wastewater storage ponds. The barrier heights and storage capacities of the individual ponds were not clearly identified. Therefore, it is unclear whether either of the two proposed ponds will be subject to State jurisdiction for dam safety.

As defined in Sections 6002 and 6003, Division 3, of the California Water Code, dams 25 feet or higher with a storage capacity of more than 15 acre-feet, and dams higher than 6 feet with a storage capacity of 50 acre-feet or more are subject to State jurisdiction. The dam height is the vertical distance measured from the maximum possible water storage level to the downstream toe of the barrier.

If either of the two proposed ponds is subject to State jurisdiction, a construction application, together with plans, specifications, and the appropriate filing fee must be filed with the Division of Safety of Dams for this project. All dam safety related issues must be resolved prior to approval of the application, and the work must be performed under the direction of a Civil Engineer registered in California. Sharon Tapia, our Design Engineering Branch Chief, is responsible for the application process and can be reached at (916) 227-4660.

If you have any questions or need additional information, you may contact Office Engineer Randy Fessler at (916) 227-4601 or me at (916) 227-4600.

Sincerely,

Shawn O. Jones, Regional Engineer  
Southern Region  
Field Engineering Branch  
Division of Safety of Dams

cc: (See attached list.)

cc: Ms. Nadell Gayou  
Resources Agency Project Coordinator  
Environmental Review Section  
Division of Statewide Integrated Water Management  
901 P Street  
Sacramento, California 95814

Governor's Office of Planning and Research  
State Clearinghouse  
Post Office Box 3044  
Sacramento, California 95812-3044