

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING
concerning

TENTATIVE REVISED WASTE DISCHARGE REQUIREMENTS
FOR
AQUA CLEAR FARMS, INC. AND HATCH INVESTMENTS LIMITED PARTNERSHIP
AQUA CLEAR FARMS FACILITY
CLASS II SURFACE IMPOUNDMENTS AND LANDFILLS
CONSTRUCTION, OPERATION, CLOSURE,
POST-CLOSURE MAINTENANCE, AND CORRECTIVE ACTION
SOLANO COUNTY

Aqua Clear Farms, Inc. (facility owner and operator) and Hatch Investments Limited Partnership (landowner) are hereafter referred to jointly as “Discharger”, own and operate the Aqua Clear Farms facility (facility) about 15.5 miles south of Dixon. The waste discharge requirements (WDRs) for the Aqua Clear Farms Facility are undergoing a regular update of the current 2002 WDRs Order R5-2002-0120. The facility is on a 160-acre property at Flannery Road and Highway 113. The existing and future facility area is approximately 110 acres of which about 60 acres has been constructed. The facility has several surface impoundments used for processing and disposal of drilling mud and drill cuttings primarily from drilling of natural gas wells. The surface impoundments or “basins” are regulated under authority given in the Water Code and California Code of Regulations, title 27 (Title 27). The currently active basins are lined and provide Class II containment under Title 27. On 14 February 2014, the Discharger submitted an amended Report of Waste Discharge (ROWD). The information in the ROWD has been used in revising these waste discharge requirements. Additionally, the proposed WDRs include time schedules for the Discharger to complete tasks related to upgrading the truck washout basin, clean closing one of the basins, updating financial assurances, and improvements to the corrective action program. Further information about the facility and the proposed requirements can be found in the tentative WDRs that are available on the Central Valley Water Board’s website at www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders.

A public hearing concerning this matter will be held during the Central Valley Water Board meeting which is scheduled for:

DATE: 7/8 August 2014
TIME: 8:30 a.m.
PLACE: Regional Water Quality Control Board, Central Valley Region
11020 Sun Center Drive #200
Rancho Cordova, CA

The designated parties for this hearing are as follows:

- Staff of Central Valley Water Board
- Aqua Clear Farms, Inc.
- Hatch Investments Limited Partnership

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the Board no later **23 June 2014**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

Persons wishing to comment on this noticed hearing item shall submit testimony, evidence, if any, and/or comments in writing to the Central Valley Water Board no later than by 5:00 p.m. on **23 June 2014**. Written materials submitted after 5:00 p.m. on **23 June 2014** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party. All designated parties and interested persons may speak at the Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair

Anyone having questions on the proposed item should contact **Bill Brattain** at **(916) 464-4622**. Interested parties may download the proposed Order and related documents from the Central Valley Water Board's Internet website at http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/. Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m.

The procedures governing Central Valley Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/water_laws/. Information on meeting and hearing procedures is also available on the Central Valley Water Board's website at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

Andrew Altevogt, Assistant Executive Officer