

California Regional Water Quality Control Board, Colorado River Basin
Prosecution Team Evidence
on the matter of
Administrative Civil Liability Complaint R7-2014-0041
Exhibit 22



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

December 20, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley CA 92227

Due Date: January 22, 2012

Re: Notice of Violation 2012-11
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The levels being discharged from your facility have been above the permitted number of 30 mg/l for Ammonia. The violations have occurred November, 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia are 30 mg/l.
24 hour composites**

November 2012 Violations

Effluent Sample Report

NH3 Violations
November 21, 2012

40.32 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012

November \$5,000.00

Total assessed penalties \$5,000.00
Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

COPY

National Beef Plant Loading Rates/Cost				
Nov	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
7th	1,367,030	33.25	66	1.12
14th	1,655,935	126	148	2.8
21st	1,475,392	114	92	40.32
29th	1,465,421	147	96	23.52
Average	1,490,945	105.06	100.5	16.94
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

November 26, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley CA 92227

Sent Out

Date 11/26/12

Due Date: December 21, 2012

Re: Notice of Violation 2012-10
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels, Total Suspended Solid Levels and Total Suspended Solid Monthly Average are above the permitted number.

The levels being discharged from your facility have been above the permitted number of 250 mg/l for Total Suspended Solids and 30 mg/l for Ammonia. The violations have occurred October, 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Total Suspended Solids are 250 mg/l and for Ammonia are 30 mg/l.
24 hour composites**

October 2012 Violations

Effluent Sample Report

TSS Violations

October 17, 2012
October 24, 2012

372 mg/l
1,244 mg/l

NH3 Violations

October 3, 2012

37.52 mg/l

Monthly Average Violations

TSS

370.4 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:
2012

October \$20,000.00

Total assessed penalties \$20,000.00

NBC_ACLC_PT-000918

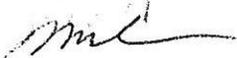
Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



**Ruben Mireles
Operations Divisions Manager**

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

COPY

**National Beef Plant
Loading Rates/Cost**

Oct	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
3rd	1,633,608	24.75	52	37.52
10th	1,594,322	54.75	134	0.56
17th	1,016,580	107.25	372	7.28
24th	1,828,731	178.5	1,244	21.56
31st	1,623,917	86.15	50	0.56
<i>Average</i>	<i>1,539,432</i>	<i>90.28</i>	<i>370.4</i>	<i>13.50</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

October 19, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley CA 92227

Due Date: November 19, 2012

Re: Notice of Violation 2012-09
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels and Monthly Average are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred September, 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia are 30 mg/l.
24 hour composites**

September 2012 Violations

Effluent Sample Report

NH3 Violations

September 12, 2012	47.04 mg/l
September 19, 2012	52.92 mg/l
September 26, 2012	58.24 mg/l

Monthly Average Violations

Ammonia	43.89 mg/l
---------	------------

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012	
September	\$20,000.00

Total assessed penalties \$20,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: ~~Vazmin Arellano, Public Works Director~~
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

COPY

National Beef Plant Loading Rates/Cost				
Sept	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
5th	1,489,850	39.37	50	17.36
12th	1,713,898	64.8	32.0	47.04
19th	1,446,267	46.87	46	52.92
26th	1,508,320	30	70	58.24
Average	1,539,584	45.26	49.5	43.89
NOTE: Based on 24hr composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

September 12, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley CA 92227

Due Date: October 12, 2012

Re: Notice of Violation 2012-08
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels and Monthly Average are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred August, 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l.
24 hour composites**

August 2012 Violations

Effluent Sample Report

NH3 Violations

August 1, 2012	80.36 mg/l
August 8, 2012	36.4 mg/l
August 15, 2012	55.25 mg/l

Monthly Average Violations

Ammonia	48.32 mg/l
---------	------------

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012	
August	\$20,000.00

Total assessed penalties \$20,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

Copy

National Beef Plant Loading Rates/Cost				
August	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
1st	1,563,707	40.5	74	80.36
8th	1,416,768	36.75	50	36.4
15th	1,440,617	39	75.3	55.25
22nd	1,548,000	134.62	130	21.28
<i>Average</i>	<i>1,492,273</i>	<i>62.72</i>	<i>82.33</i>	<i>48.32</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

August 23, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: September 24, 2012

Re: Notice of Violation 2012-07
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels and Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Total Suspended Solids levels and Ammonia levels being discharge from your facility have been above the permitted number of 250 mg/l and 30 mg/l for Ammonia. The violations have occurred July 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Total Suspended Solids is 250 mg/l and Ammonia is 30 mg/l
24 hour composites**

July 2012 Violations

Effluent Sample Report

TSS Violations

July 18, 2012

308 mg/l

NH3 Violations

July 11, 2012

60.8 mg/l

July 18, 2012

54.6 mg/l

July 25, 2012

55.4 mg/l

Monthly Average Violations

Ammonia

45.71 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012
July \$25,000.00

Total assessed penalties \$25,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

COPY

**National Beef Plant
Loading Rates/Cost**

July	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
4th	1,536,578	17.3	57	12.04
11th	1,752,793	71.2	95	60.8
18th	1,494,898	168	308	54.6
25th	1,735,941	109.5	126	55.4
<i>Average</i>	<i>1,630,053</i>	<i>91.5</i>	<i>146.5</i>	<i>45.71</i>
NOTE: Based on 24HR composites				





CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

July 16, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley CA 92227

Due Date: August 16, 2012

Re: Notice of Violation 2012-06
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred June 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

June 2012 Violations	Effluent Sample Report
NH3 Violations	
June 6, 2012	60.4 mg/l
June 13, 2012	45.1 mg/l
June 20, 2012	86.28 mg/l
Monthly Average Violation	
NH3	51.9 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012
June \$20,000.00

Total assessed penalties \$20,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

COPY

National Beef Plant Loading Rates/Cost				
June	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
6th	1,659,465	90	157.3	60.4
13th	1,727,533	63.3	87.3	45.1
20th	1,559,949	39.4	57	86.28
27th	1,587,253	23.5	38	15.8
<i>Average</i>	<i>1,633,550</i>	<i>54.05</i>	<i>84.9</i>	<i>51.895</i>
NOTE: Based on 24hr composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

June 19, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: July 19, 2012

Re: Notice of Violation 2012-05
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred May 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

May 2012 Violations	Effluent Sample Report
NH3 Violations	
May 3, 2012	56.37 mg/l
May 10, 2012	43.6 mg/l
May 17, 2012	47 mg/l
May 24, 2012	33.6 mg/l
May 31, 2012	40.88 mg/l
Monthly Average Violation	
NH3	44.29 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012
May \$30,000.00

Total assessed penalties \$30,000.00

NBC_ACLC_PT-000938

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

Copy

National Beef Plant Loading Rates/Cost				
May	Flow	BOD	TSS	NH3
2012	0.0226 <i>gpd</i>	(5.12/lbs)	(5.83/lbs)	(12.56/lbs)
3rd	1,661,981	134.25	65.3	56.37
10th	1,642,676	73.7	46.6	43.6
17th	1,882,162	50.5	53.3	47
24th	1,502,800	39.2	50	33.6
31st	1,438,636	37.5	54	40.88
<i>Average</i>	1,625,651	67.03	53.84	44.29
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

COPY
Sent Out
Date 5/30/12

May 30, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: June 29, 2012

Re: Notice of Violation 2012-04
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred April 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

April 2012 Violations	Effluent Sample Report
NH3 Violations	
April 25, 2012	40.13 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012
April \$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than the due date stated above to:

City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Y900
Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
April 2012	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
4th	1,659,130	105.35	88.8	29.23
11th	1,699,304	59.2	57.2	21.5
18th	1,605,562	31.87	36	5.6
25th	1,656,753	41.12	44	40.13
<i>Average</i>	<i>1,655,187</i>	<i>59.385</i>	<i>56.5</i>	<i>24.115</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

April 26, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: May 25, 2012

Re: Notice of Violation 2012-03
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred March 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

March 2012 Violations	Effluent Sample Report
NH3 Violations March 28, 2012	33.04 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012	
March	\$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,

Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

2012 National Beef Plant Loading Rates/Cost				
March	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
7th	940,166	41.25	54	18.48
14th	1,674,935	26.25	51.30	14.37
21st	1,800,594	52.75	58.6	19.9
28th	1,668,186	33.25	68	33.04
Average	1,520,970	38.38	57.98	21.45
NOTE: Based on 24hr composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

March 30, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: April 27, 2012

Re: Notice of Violation 2012-02
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred February 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

February 2012 Violations

Effluent Sample Report

NH3 Violations

February 2, 2012

37.7 mg/l

February 9, 2012

36.2 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012

February \$10,000.00

Total assessed penalties \$10,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna Bayon Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

Copy

2012 National Beef Plant Loading Rates/Cost				
Feb 2012	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	1,376,631	17.6	62	37.7
9th	1,701,899	38.8	88.0	36.2
16th	1,493,753	26.7	49.3	22.1
23rd	1,553,693	36.4	55.3	6.9
29th	1,634,181	45	66	1.12
<i>Average</i>	<i>1,552,031</i>	<i>32.9</i>	<i>64.12</i>	<i>20.80</i>
NOTE: Based on 24hr composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

SENT OUT
DATE 2/23/12

February 23, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: March 23, 2012

Re: Notice of Violation 2012-01
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred January 2012. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

January 2012 Violations Effluent Sample Report

NH3 Violations
January 5, 2012 35 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2012
January \$5,000.00

Total assessed penalties \$5,000.00

**Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



**Ruben Mireles
Operations Divisions Manager**

cc: Yazmin Arellano, Public Works Director
Rosanna B. Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

Copy

**National Beef Plant
Loading Rates/Cost**

Jan	Flow	BOD	TSS	NH3
2012	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
5th	1,726,228	61.12	70	35
12th	1,778,200	19.5	102	22.12
19th	1,609,500	36.5	62	25.48
26th	1,593,234	9.4	23	26.6
<i>Average</i>	<i>1,676,791</i>	<i>31.63</i>	<i>64.25</i>	<i>27.3</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

SENT OUT
DATE 1/27/12

January 27, 2012

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: February 27, 2012

Re: Notice of Violation 2011-08
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred December 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

June 2011 Violations	Effluent Sample Report
NH3 Violations	
December 14, 2012	39.76 mg/l
December 21, 2012	30.23 mg/l
December 28, 2012	30.8 mg/l
Monthly Average Violations	
NH3	31.53 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011
December \$20,000.00

Total assessed penalties \$20,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna B. Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

COPY

National Beef Plant Loading Rates/Cost				
DEC	Flow	BOD	TSS	NH3
2011	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
1st	1,975,885	201	180	27.72
7th	1,941,700	76.37	42.00	29.12
14th	1,244,128	59.62	35	39.76
21st	1,366,957	80.25	67.3	30.23
28th	2,024,728	78	58	30.8
<i>Average</i>	<i>1,710,680</i>	<i>99.05</i>	<i>76.46</i>	<i>31.53</i>



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

COPY

SENT OUT

DATE 12/21/11

December 20, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: January 20, 2012

Re: Notice of Violation 2011-07
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred November 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

November 2011 Violations

Effluent Sample Report

NH3 Violations

November 30, 2011

39.2 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011
November \$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Rosanna B. Moore, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

Copy

National Beef Plant Loading Rates/Cost				
Nov 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	1,539,482	21.8	38.6	0.93
9th	1,983,222	87.3	73.0	12.6
16th	1,712,757	46.3	31	17.6
23rd	1,488,157	174	56	20.16
30th	1,816,814	60	38	39.2
<i>Average</i>	<i>1,708,086</i>	<i>77.88</i>	<i>47.32</i>	<i>18.098</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
 180 S. WESTERN AVENUE
 BRAWLEY, CALIFORNIA
 92227
 PHONE: (760) 344-5800
 FAX: (760) 344-5612

July 13, 2011

Mr. Brian Webb
 National Beef
 57 Shank Rd
 Brawley Ca 92227

Due Date: August 13, 2011

Re: Notice of Violation 2011-06
 Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred June 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
 24 hour composites**

June 2011 Violations	Effluent Sample Report
NH3 Violations	
June 1, 2011	43.12 mg/l
June 8, 2011	33.04 mg/l
June 15, 2011	40.88 mg/l
June 22, 2011	43.68 mg/l
June 29, 2011	36.4 mg/l
Monthly Average Violations	
NH3	39.42 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011
June \$30,000.00

Total assessed penalties \$30,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Mark Gilmore, Interim City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
June 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
1st	930,028	34.5	35	43.12
8th	1,019,900	52.5	29.50	33.04
15th	966,471	39.37	22	40.88
22nd	1,023,400	34.8	22	43.68
29th	882,000	45.5	43	36.4
<i>Average</i>	<i>964,360</i>	<i>41.33</i>	<i>30.3</i>	<i>39.42</i>
NOTE: Based on 24hr composites				

Flow readings are based on a 7-day average.



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

June 16, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: July 15, 2011

Re: Notice of Violation 2011-05
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Ammonia levels being discharge from your facility have been above the permitted number of 30 mg/l. The violations have occurred May 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Ammonia is 30 mg/l
24 hour composites**

May 2011 Violations	Effluent Sample Report
NH3 Violations	
May 4, 2011	40.32 mg/l
May 12, 2011	68.88 mg/l
May 18, 2011	70 mg/l
May 25, 2011	88.48
Monthly Average Violations	
NH3	66.92 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011
May \$25,000.00

Total assessed penalties \$25,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
~~Ruby Walla, Finance Director~~
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
May 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
4th	1,280,885	44	63	40.32
12th	1,058,971	56	37	68.88
18th	1,057,171	30	32	70
25th	958,185	45.75	43	88.48
Average	1,088,803	43.94	43.75	66.92
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

COPY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

SENT OUT

DATE 5/25/11

May 24, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: June 24, 2011

Re: Notice of Violation 2011-04
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Bio-Chemical Oxygen Demand Levels and Ammonia Levels are above the permitted number.

The monthly average for Ammonia levels are above the permitted number.

The Bio-Chemical Oxygen Demand levels being discharge from your facility have been above the permitted number of 250 mg/l and 30 mg/l for Ammonia. The violations have occurred April 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Bio-Chemical Oxygen Demand is 250 mg/l and Ammonia is 30 mg/l
24 hour composites**

April 2011 Violations	Effluent Sample Report
BOD Violations	
April 7, 2011	258 mg/l
NH3 Violations	
April 7, 2011	84.56 mg/l
April 14, 2011	81.2 mg/l
April 21, 2011	84.56 mg/l
April 28, 2011	79.52 mg/l
Monthly Average Violations	
Ammonia	82.46 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

Y90

The total fee of the penalties described above is as follows:

2011

April \$30,000.00

Total assessed penalties \$30,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
April 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
7th	997,657	258	142	84.56
14th	1,352,800	210	234	81.2
21st	1,206,667	145	179	84.56
28th	1,274,000	53.3	96	79.52
<i>Average</i>	<i>1,207,781</i>	<i>166.58</i>	<i>162.75</i>	<i>82.46</i>
NOTE: Based on 24hr composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

April 20, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: May 20, 2011

Re: Notice of Violation 2011-03
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels, Bio-Chemical Oxygen Demand Levels and Ammonia Levels are above the permitted number.

The monthly average for Total Suspended Solids Levels, Bio-Chemical Oxygen Levels and Ammonia levels are above the permitted number.

The Total Suspended Solids levels and Bio-Chemical Oxygen Demand levels being discharge from your facility have been above the permitted number of 250 mg/l and 30 mg/l for Ammonia. The violations have occurred March 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Total Suspended Solids and Bio-Chemical Oxygen Demand is 250 mg/l and Ammonia is 30 mg/l
24 hour composites**

March 2011 Violations	Effluent Sample Report
TSS Violations	
March 2, 2011	3096 mg/l
March 9, 2011	3042 mg/l
March 16, 2011	7600 mg/l
BOD Violations	
March 2, 2011	465 mg/l
March 16, 2011	580 mg/l
NH3 Violations	
March 9, 2011	34.72 mg/l
March 16, 2011	52.12 mg/l
March 23, 2011	52.08 mg/l
March 30, 2011	54.32 mg/l

Monthly Average Violations

TSS	303.4 mg/l
BOD	2789.8 mg/l
Ammonia	44.13 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011	
March	\$60,000.00

Total assessed penalties \$60,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



**Ruben Mireles
Operations Divisions Manager**

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

Regular Schedule Composite (Weds)

National Beef Plant Loading Rates/Cost				
Mar 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	888,428	465	3,096	27.44
9th	883,285	229	3,042	34.72
16th	690,178	580	7,600	52.12
23rd	471,000	72	84	52.08
30th	518,000	171	127	54.32
<i>Average</i>	<i>690,178</i>	<i>303.4</i>	<i>2789.8</i>	<i>44.136</i>
NOTE: Based on 24hr composites				

Flow readings are based on a 7-day average.



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

national notice of violation

March 8, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

COPY
SENT OUT

DATE MAR 08 2011

Due Date: April 8, 2011

Re: Notice of Violation 2011-02
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels, Bio-Chemical Oxygen Demand Levels and Ammonia Levels are above the permitted number.

The monthly average for Total Suspended Solids Levels, Bio-Chemical Oxygen Levels and Ammonia levels are above the permitted number.

The Total Suspended Solids levels and Bio-Chemical Oxygen Demand levels being discharge from your facility have been above the permitted number of 250 mg/l and 30 mg/l for Ammonia. The violations have occurred February 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Total Suspended Solids and Bio-Chemical Oxygen Demand is 250 mg/l and Ammonia is 30 mg/l
24 hour composites**

February 2011 Violations

Effluent Sample Report

TSS Violations

February 2, 2011	465 mg/l
February 16, 2011	4340 mg/l
February 23, 2011	6006 mg/l

BOD Violations

February 9, 2011	300 mg/l
February 16, 2011	620 mg/l
February 23, 2011	443 mg/l

NH3 Violations

February 9, 2011	43.16 mg/l
February 16, 2011	58.24 mg/l
February 23, 2011	43.68 mg/l

Monthly Average Violations

TSS	2734.25 mg/l
BOD	389.25 mg/l
Ammonia	41.31 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Y 900
Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011
February \$60,000.00

Total assessed penalties \$60,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Feb 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	923,714	194	465	20.16
9th	880,428	300	126	43.16
16th	900,142	620	4,340	58.24
23rd	870,142	443	6,006	43.68
Average	893,607	389.25	2734.25	41.31
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

SENT OUT

DATE 2/22/11

February 22, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: March 22, 2011

Re: Notice of Violation 2011-01
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels, Bio-Chemical Oxygen Demand Levels and Ammonia Levels are above the permitted number.

The monthly average for Total Suspended Solids Levels, Bio-Chemical Oxygen Levels and Ammonia levels are above the permitted number.

The Total Suspended Solids levels and Bio-Chemical Oxygen Demand levels being discharge from your facility have been above the permitted number of 250 mg/l and 30 mg/l for Ammonia. The violations have occurred January 2011. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Total Suspended Solids and Bio-Chemical Oxygen Demand is 250 mg/l and Ammonia is 30 mg/l
24 hour composites**

December 2010 Violations

Effluent Sample Report

TSS Violations

January 5, 2011	550 mg/l
January 12, 2011	3290 mg/l
January 19, 2011	8114 mg/l
January 26, 2011	3250 mg/l

BOD Violations

January 19, 2011	420 mg/l
January 26, 2011	378 mg/l

NH3 Violations

January 19, 2011	59.36 mg/l
------------------	------------

Monthly Average Violations

TSS	3801 mg/l
BOD	282 mg/l
Ammonia	32.76 mg/l

NBC_ACLC_PT-000984

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2011
January \$50,000.00

Total assessed penalties \$50,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Jan 2011	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
5th	847,571	90	550	24.64
12th	895,857	240	3290	23.52
19th	826,571	420	8114	59.36
26th	862,000	378	3250	23.52
<i>Average</i>	<i>858,000</i>	<i>282</i>	<i>3801</i>	<i>32.76</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

SENT OUT
DATE 1/14/11

January 14, 2011

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: February 13, 2011

Re: Notice of Violation 2010-08
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels, Bio-Chemical Oxygen Demand Levels and Ammonia Levels are above the permitted number.

The monthly average for Total Suspended Solids levels and Ammonia levels are above the permitted number.

The Total Suspended Solids levels and Bio-Chemical Oxygen Demand levels being discharge from your facility have been above the permitted number of 250 mg/l and 30 mg/l for Ammonia. The violations have occurred December 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

Requirements for Total Suspended Solids and Bio-Chemical Oxygen Demand is 250 mg/l and Ammonia is 30 mg/l

24 hour composites

December 2010 Violations

Effluent Sample Report

TSS Violations

December 15, 2010
December 20, 2010
December 28, 2010

560 mg/l
843 mg/l
615 mg/l

BOD Violations

December 20, 2010

348 mg/l

NH3 Violations

December 15, 2010
December 20, 2010
December 28, 2010

35.84 mg/l
67.76 mg/l
46.48 mg/l

Monthly Average Violations

TSS
Ammonia

424 mg/l
34.01 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010
December \$45,000.00

Total assessed penalties \$45,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Divisions Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Dec	Flow	BOD	TSS	NH3
2010	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
1st	915,142	49.5	64	2.64
8th	920,428	31.5	38.00	17.36
15th	893,285	198	560	35.84
20th	793,142	348	843	67.76
28th	811,714	222	615	46.48
Average	866,742	169.8	424	34.016
NOTE: Based on 24hr composites				

Flow readings are based on a 7-day average.



CITY OF BRAWLEY

PUBLIC WORKS / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

COPY

December 9, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: January 6, 2011

Re: Notice of Violation 2010-07
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. The violations occurred in November 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

November Violations	Effluent Sample Report
November 10, 2010	320 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010	
November	\$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Nov 2010	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
3th	867,142	48.75	83	16.24
10th	891,428	58.5	320	2.8
17th	895,714	123	186	6.16
24th	850,857	66.6	183	14.56
<i>Average</i>	<i>876,285</i>	<i>74.21</i>	<i>193</i>	<i>9.94</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

COPY

Cont Out

Date 9/10/10 *[Signature]*

September 9, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: October 8, 2010

Re: Notice of Violation 2010-06
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. The violations occurred in August 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

August Violations

Effluent Sample Report

August 25, 2010

318 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010
August \$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Interim Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Aug 2010	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
4th	890,428	57	92	11.2
11th	828,714	55.5	72	19.6
18th	870,857	52.5	107.5	20.16
25th	887,285	111	318	23.52
<i>Average</i>	<i>869,321</i>	<i>69</i>	<i>147.375</i>	<i>18.62</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

Sent Out **COPY**
Date AUG 13 2010

August 13, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: September 13, 2010

Re: Notice of Violation 2010-05
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids Levels, Bio-Chemical Oxygen Demand Levels and Ammonia Levels are above the permitted number.

The Total Suspended Solids levels, Bio-Chemical Oxygen Demand levels and Ammonia levels being discharge from your facility have been above the permitted number of 250 mg/l for TDS and BOD and 30 mg/l for NH3. The violations have occurred July 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

Requirements for Total Suspended Solids and Bio-Chemical Oxygen Demand is 250 mg/l; Ammonia is 30 mg/l (24 hour composites)

July 2010 Violations	Effluent Sample Report
TDS Violations	
July 1, 2010	701 mg/l
July 8, 2010	2908 mg/l
July 15, 2010	463.5 mg/l
July 22, 2010	1480.5 mg/l
BOD Violations	
July 8, 2010	380 mg/l
July 15, 2010	430 mg/l
July 22, 2010	300 mg/l
NH3 Violations	
July 1, 2010	94.08 mg/l
July 8, 2010	43.68 mg/l
July 15, 2010	38.64 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010
July \$50,000.00

Total assessed penalties \$50,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Interim Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
July 2010	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
1st	940,142	237	701	94.08
8th	860,000	380	2,908	43.68
15th	973,285	430	463.5	38.64
22nd	941,285	300	1,480.50	22.96
29th	874,428	69	97.5	22.4
<i>Average</i>	<i>917,828</i>	<i>283.2</i>	<i>1130.1</i>	<i>44.352</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

 **COPY**

July 13, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley CA 92227

sent Out
7/13/10 

Due Date: August 13, 2010

Re: Notice of Violation 2010-04
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels and Ammonia Levels being discharge from your facility have been above the permitted number of 250 mg/l for TDS and 30 mg/l for Ammonia. The violations occurred in June 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l; Ammonia Requirement 30 mg/l
24 hour composites**

June 2010 Violations	Effluent Sample Report
TDS Violations	
June 10, 2010	429 mg/l
June 17, 2010	1367 mg/l
June 24, 2010	402 mg/l
June 30, 2010	701 mg/l
Ammonia Violations	
June 10, 2010	45.92 mg/l
June 17, 2010	72.24 mg/l
June 24, 2010	62.72 mg/l
June 30, 2010	94.08 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010
June \$40,000.00

Total assessed penalties \$40,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Ruby Walla

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

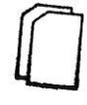
cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Ruby Walla, Interim Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
2010	Flow	BOD	TSS	NH3
June	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
3rd	830,714	55.5	38.5	12.32
10th	792,000	180	429.0	45.92
17th	929,000	84	1,367	72.24
24th	933,857	165	402	62.72
30th	940,142	237	701	94.08
Average	885,143	144.3	587.5	57.456
NOTE: Based on 24hr composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

 COPY

March 9, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Sent Out

Date 3/9/10 

Due Date: April 9, 2010

Re: Notice of Violation 2010-03
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. The violations occurred in February 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

February 2010 Violations

Effluent Sample Report

February 3, 2010	1646.5 mg/l
February 24, 2010	480.5 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42
Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010	
February	\$10,000.00

Total assessed penalties \$10,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant				
2010 Loading Rates/Cost				
	Flow	BOD	TSS	NH3
Feb	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
3rd	861,285	150	1,646.5	8.96
10th	835,571	130	102.5	11.2
17th	816,428	13.5	46	10.8
24th	820,428	54	3,443	22.4
<i>Average</i>	<i>833,428</i>	<i>86.88</i>	<i>1309.50</i>	<i>13.34</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612



February 12, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: March 15, 2010

Re: Notice of Violation 2010-02
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. The violations occurred in January 2010. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

January 2010 Violations	Effluent Sample Report
January 13, 2010	321 mg/l
January 20, 2010	3072 mg/l
January 27, 2010	480.5 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2010
January \$15,000.00

Total assessed penalties \$15,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-6612

 **COPY**

February 8, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Re: Notice of Violation 2009-05 and 2010-01
Enforcement of Pretreatment Ordinance

The City of Brawley Public Works Department sent a Notice of Violation for the month of November 2009, in the amount of \$5,000 and one for the month of December in the amount of \$30,000. To this date, the City has not received any acknowledgement of the violations stated above nor received any due payments incurred with the violations.

The City at this time is requesting immediate payment of \$5,000 for the penalty incurred on November 18, 2009 for TSS Violation (Attached is a copy of the Notice of Violation sent to National Beef) and a timely payment of \$30,000 for TSS & BOD violations incurred in December 2009. Should you not respond, National Beef will be subject to additional penalties and the potential disconnection of service.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

Submit payment to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

Attachment

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
2010				
	Flow	BOD	TSS	NH3
Jan	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
6th	763,428	32	160.6	5.6
13th	731,428	52.7	321	1.68
20th	723,857	96.6	3,072	7.28
27th	776,571	92	480.5	15.68
Average	748,821	68.33	1008.53	7.56
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

File - Beef Plant. Yasmine

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

January 12, 2010

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

 COPY

Due Date: February 12, 2010

Re: Notice of Violation 2010-01
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

As per Section 22.18 the Total Suspended Solids levels and Bio-Chemical Oxygen Demand Levels are above the permitted number.

The Total Suspended Solids levels and Bio-Chemical Oxygen Demand levels being discharge from your facility have been above the permitted number of 250 mg/l. The violations have occurred December 2009. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Requirements for Total Suspended Solids and Bio-Chemical Oxygen Demand is 250 mg/l
24 hour composites**

December 2009 Violations	Effluent Sample Report
TDS Violations	
December 2, 2009	322.5 mg/l
December 9, 2009	2605.5 mg/l
December 16, 2009	1217.5 mg/l
December 23, 2009	4519.0 mg/l
December 30, 2009	381 mg/l
BOD Violations	
December 23, 2009	420 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2009
December \$30,000.00

Total assessed penalties \$30,000.00

Submit payment no later than the due date stated above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: ~~Yazmin Arellano, Public Works Director~~
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant				
Loading Rates/Cost				
Dec	Flow	BOD	TSS	NH3
2009	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	888,285	81	322.5	10.64
9th	913,714	98.5	2,605.5	11.78
16th	789,000	153.5	1,217.5	11.2
23th	678,857	420	4,519.0	9.52
30th	815,285	139	381	10.64
Average	817,028	178.4	1,809.1	10.76
NOTE: Based on 24hr composite				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

 COPY

December 15, 2009

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Sent Out

Date 12/15/09 *[Signature]*

Due Date: January 15, 2010

Re: Notice of Violation 2009-05
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

Total Suspended Solids levels are above the permitted number:
Section 22.50 and Section 22.18

The Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. The violation has occurred November 2009. The discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

November 2009 Violations

Effluent Sample Report

November 18, 2009

1685.5 mg/l

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2009
November \$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Nov 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
4th	890,000	13.01	78.5	7.28
11th	859,714	54	11.5	7.84
18th	856,285	33.66	104.5	7.84
25th	842,571	75.5	1,685.50	6.16
<i>Average</i>	<i>862,143</i>	<i>44.04</i>	<i>470.00</i>	<i>7.28</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

 **COPY**

August 17, 2009

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: September 15, 2009

Re: Notice of Violation 2009-04
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

Total Suspended Solids levels are above the permitted number:
Section 22.50 and Section 22.18

The Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. These violations have occurred July 2009. These discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

July 2009 Violations	Effluent Sample Report
July 2, 2009	494.5 mg/l
July 9, 2009	767.5 mg/l
July 16, 2009	2,286 mg/l
July 23, 2009	1668.5 mg/l
July 30, 2009	2568.5 mg/l

The Public Works Department has not received as previously requested on the letter dated May 12, 2009 the following information:

- National Beef's plan for full compliance with the City's Pretreatment Ordinance
- Updated Operations plan of National Beef's Pretreatment Facility
- Solids handling process of National Beef's Pretreatment Facility
- Existing discharge flow rates and proposed design discharge flow rates of National Beef's Pretreatment Facility

Please submit information on or before the due date listed above.

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2009
July \$25,000.00

Total assessed penalties \$25,000.00
Total accumulated penalties from November 2008 to July 2009
One hundred and forty-five thousand dollars (\$145,000.00)

Submit payment no later than the due date stated above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
July 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	697,857	62	494.5	15.68
9th	682,857	48	767.5	15.12
16th	655,000	67.25	2,286.0	14.56
23rd	661,428	79.75	1,668.5	3.36
30th	658,857	78	2,568.5	17.92
Average	671,200	67	1557.0	13.33
NOTE: BOD TSS NH3 Based on 24HR composite				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612



July 15, 2009

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: September 15, 2009

Re: Notice of Violation 2009-03
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

Total Suspended Solids levels are above the permitted number:
Section 22.50 and Section 22.18

The Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. These violations have occurred June 2009. These discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

2009 Violations	Effluent Sample Report
June 4, 2009	755 mg/l
June 11, 2009	2,034 mg/l
June 18, 2009	1,047 mg/l

The Public Works Department has not received as previously requested on the letter dated May 12, 2009 the following information:

- National Beef's plan for full compliance with the City's Pretreatment Ordinance
- Updated Operations plan of National Beef's Pretreatment Facility
- Solids handling process of National Beef's Pretreatment Facility
- Existing discharge flow rates and proposed design discharge flow rates of National Beef's Pretreatment Facility

Please submit information on or before the due date listed above.

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2009
June \$15,000.00

Total assessed penalties \$15,000.00
Total accumulated penalties from November 2008 to June 2009
One hundred and twenty thousand dollars (\$120,000.00)

Submit payment no later than 30 days from the due date above to:
City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant				
Loading Rates/Cost				
June 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
4th	737,857	85	755	10.04
11th	723,571	49	2,034	10.08
18th	688,570	42	1,047	3.92
24th	687,142	53.8	164	5.04
Average	709,285	57.45	1000	7.27
NOTE: Based on 24hr composite				



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

June 24, 2009

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

 COPY

Due Date: August 10, 2009

Re: Notice of Violation 2009-01
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

Total Suspended Solids levels are above the permitted number:
Section 22.50 and Section 22.18

The Total Suspended Solids levels being discharge from your facility have been above the permitted number of 250 mg/l. These violations have occurred May 2009. These discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites**

2009 Violations	Effluent Sample Report
May 7, 2009	4706 mg/l

The Public Works Department hereby demands the following information on or before the due date listed above.

- National Beef's plan for full compliance with the City's Pretreatment Ordinance
- Updated Operations plan of National Beef's Pretreatment Facility
- Solids handling process of National Beef's Pretreatment Facility
- Existing discharge flow rates and proposed design discharge flow rates of National Beef's Pretreatment Facility

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2009
May \$5,000.00

Total assessed penalties \$5,000.00

Submit payment no later than 30 days from the due date above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
May 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
7th	755,714	32.5	4,706	9.52
14th	742,142	66	93.5	10.64
21st	691,250	32.5	167.5	10.64
28th	690,000	32.5	156	8.4
<i>Average</i>	<i>719,777</i>	<i>40.88</i>	<i>1280.75</i>	<i>9.8</i>
NOTE: Based on 24HR composites				



CITY OF BRAWLEY

file - 11135 / 12411 DEET
PUBLIC WORK / CITY ENGINEER
180 S. WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE: (760) 344-5800
FAX: (760) 344-5612

 COPY

May 12, 2009

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley Ca 92227

Due Date: June 26, 2009

Re: Notice of Violation 2009-01
Enforcement of Pretreatment Ordinance

Pursuant to the Clean Water Act and the City of Brawley Pretreatment Ordinance regulating the City's industrial discharge, this Notice of Violation is being issued.

The Public Works Department has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards per the City's Pretreatment Ordinance.

Total Suspended Solids levels are above the permitted number:
Section 22.18 LOCAL LIMITS

The Total Suspended Solids levels being discharged from your facility have been above the permitted number of 250 mg/l. These violations occurred from November, 2008, to April, 2009. These discharge violations have negatively impacted the City's Wastewater Treatment Facility.

**Total Suspended Solids Requirement 250 mg/l
24 hour composites / ATS Laboratories**

2008 Violations	Effluent Sample Report
November 11, 2008	252 mg/l
November 18, 2008	468 mg/l
December 2, 2008	370 mg/l
December 9, 2008	1733.5 mg/l
December 23, 2008	1095 mg/l
December 30, 2008	2230 mg/l
2009 Violations	Effluent Sample Report
January 8, 2009	696.5 mg/l
January 14, 2009	1710.50 mg/l
January 22, 2009	748.5 mg/l
January 29, 2009	288.5 mg/l
February 5, 2009	304.5 mg/l
February 26, 2009	735 mg/l
March 5, 2009	760 mg/l
March 12, 2009	447 mg/l
March 19, 2009	421 mg/l
March 26, 2009	903 mg/l

April 2, 2009	506 mg/l
April 9, 2009	647.5 mg/l
April 15, 2009	2510 mg/l
April 30, 2009	443.5 mg/l

The Public Works Department hereby demands the following information on or before the due date listed above:

- National Beef's plan for full compliance with the City's Pretreatment Ordinance
- Updated Operations plan of National Beef's Pretreatment Facility
- Solids handling process of National Beef's Pretreatment Facility
- Existing discharge flow rates and proposed design discharge flow rates of National Beef's Pretreatment Facility

Violations carry enforcement action with each violation incurring a penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis and will continue to accrue should the violations continue.

Wastewater Discharge Permit Appeals: Section 22.42

Aggrieved parties seeking review of the final administrative wastewater discharge permit decision must do so by filing an appeal with the City Clerk of the City of Brawley.

The total fee of the penalties described above is as follows:

2008	
November to December	\$30,000.00
2009	
January to April	\$70,000.00
Total assessed penalties	\$100,000.00

Submit payment no later than 30 days from the due date above to:

**City of Brawley
Finance Department
400 Main Street
Brawley, CA 92227**

Attention: Fred Selk

Please feel free to contact me if you have any questions at (760) 344-5800 Ext. 11.

Sincerely,



Ruben Mireles
Operations Division Manager

cc: Yazmin Arellano, Public Works Director
Gary Burroughs, City Manager
Fred Selk, Finance Director
Dennis Morita, City Attorney

National Beef Plant Loading Rates/Cost				
Oct 2008	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
7th	657,142	96	52	11.2
14th	687,857	184	64	5.04
21st	680,714	120	46.5	7.84
28th	647,142	87	107	7.28
Average	668,214	121.75	67.375	7.84
NOTE: Based on grab samples				

National Beef Plant Loading Rates/Cost				
Nov 2008	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
6th	667,143	9.5	98	7.84
13th	661,428	10.6	235.5	11.2
20th	661,428	9.2	122.5	10.64
25th	656,428	8.2	42	12.32
Average	661,607	9.375	124.5	10.5
NOTE: Based on 24HR composites				

National Beef Plant Loading Rates/Cost				
Dec 2008	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	673,571	6.7	370.6	11.76
9th	651,428	32.2	1,733.50	9.52
18th	664,285	17.25	125	11.76
23rd	597,857	44	1,095	10.08
30th	672,857	42	2,230	8.4
Average	652,000	28.43	1110.82	10.304
NOTE: Based on 24hr composites				

Nov does not match w/ letter

Beginning on 8/12/08 all Flow readings are based on a 7-day average.

National Beef Plant Loading Rates/Cost				
Jan 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
8th	710,000	31.5	696.5	10.64
14th	697,857	28	1,710.50	11.2
22nd	676,428	20.1	748.5	9.52
29th	670,714	109	288.5	6.16
<i>Average</i>	<i>688,750</i>	<i>47.15</i>	<i>861</i>	<i>9.38</i>
NOTE: Based on 24HR composites				

National Beef Plant Loading Rates/Cost				
Feb 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
5th	669,285	34	304.5	5.6
12th	675,625	41.7	241.5	10.64
19th	715,000	55.2	120.5	7.84
26th	695,714	72	735	8.4
Average	688,906	50.73	350.38	8.12
NOTE: Based on 24HR composites				

National Beef Plant Loading Rates/Cost				
Mar 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
5th	692,857	26	760	10.08
12th	688,571	59	447	11.76
19th	687,142	44	421	9.52
26th	682,857	56.1	903	10.64
<i>Average</i>	<i>687,857</i>	<i>46.275</i>	<i>632.75</i>	<i>10.5</i>
NOTE: Based on 24hr composites				

National Beef Plant Loading Rates/Cost				
April 2009	Flow	BOD	TSS	NH3
	<i>0.0226 gpd</i>	<i>(5.12/lbs)</i>	<i>(5.83/lbs)</i>	<i>(12.56/lbs)</i>
2nd	694,285	18.75	506	9.52
9th	699,285	38	647.5	6.16
16th	679,285	53	2,510	11.2
23rd	717,857	61	222	10.64
30th	717,142	53	443.5	8.4
<i>Average</i>	<i>701,571</i>	<i>44.75</i>	<i>865.8</i>	<i>9.184</i>
NOTE: Based on 24HR composites				

Files



CITY OF BRAWLEY

PUBLIC WORK / CITY ENGINEER
180 SOUTH WESTERN AVENUE
BRAWLEY, CALIFORNIA
92227
PHONE (760) 344-5800
FAX (760) 344-5612

May 16, 2008

SENT OUT
DATE 5/16/08

Mr. Brian Webb
National Beef
57 Shank Rd
Brawley, CA 92227

 COPY

Due Date: July 1, 2008

Re: Notice of Violation 2008-05
Enforcement of Pretreatment Ordinance

Dear Mr. Webb,

This is a Notice of Violation pursuant to the Clean Water Act and the City's Pretreatment Ordinance regulating the City's industrial discharge.

City staff has determined that the discharge from National Beef's Pretreatment Facility is not meeting the following standards of the City's Pretreatment Ordinance:

Ammonia Nitrogen levels are above the permitted number.
Per Section 22.18 and Section 22.50 of the City's Pretreatment Ordinance hereby attached

Your permitted discharge for Ammonia Nitrogen is 30 mg/l. As you will see from the samples set forth below, your weekly tests disclose you have exceeded your permissible discharge on 4 consecutive occasions. Such violations negatively impact the City's ability to meet the terms of its NPDES Permit.

Ammonia Nitrogen Requirement 30 mg/

Violations	Effluent sample port
April 15, 2008	36.40 mg/l
April 22, 2008	45.92 mg/l
April 29, 2008	45.84 mg/l
May 6, 2008	64.96 mg/l

The City of Brawley hereby requests the following information on or before the due date listed above.

- 1) Date in which National Beef's Pretreatment facility will come into full compliance
- 2) Operations plan of your National Beef's pretreatment facility
- 3) Design flow rates and existing flow rates of improved facility
- 4) Sampling location of National Beef's pretreatment effluent discharge
- 5) Sampling schedule of National Beef's pretreatment effluent discharge

Any further violations may carry enforcement action with each violation incurring a mandatory minimum penalty of \$5,000.00 dollars. Violations will be assessed on a weekly basis. You can schedule a meeting with the City of Brawley to further discuss any issues or concerns regarding the violations.

Please feel free to contact me at (760) 344-5800 extension 11.

Sincerely,



Ruben Mireles
Water and Wastewater Operations Director

Attachment: Ordinance No. 2005-02

cc: City Council
Yazmin Arellano, Public Works Director
Karin Morgan, Interim City Manager
Fred Selk, Finance Director
Francisco Soto, Building Inspector
David Arvizu, Distribution/Pretreatment Supervisor
Andy Escobar, Wastewater Chief Operator
Dennis Morita, City Attorney

ORDINANCE NO. 2005-02

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRAWLEY,
CALIFORNIA, AMENDING THE BRAWLEY MUNICIPAL CODE.

THE CITY COUNCIL OF THE CITY OF BRAWLEY DOES ORDAIN AS FOLLOWS:

Section 1. Section 22.18 of Article II, Chapter 22 of the Brawley Municipal Code is hereby amended to read as follows:

Section 22.18 Local Limits. The following pollutant limits are established to protect against pass through and interference. No person shall discharge wastewater containing in excess of the following instantaneous maximum allowable discharge limits:

<u>CONSTITUENT</u>	<u>mg/L</u>
Arsenic	0.9
Cadmium	1
Chromium (Total)	2
Copper	3
Lead	2
Mercury	0.003
Nickel	4.7
Silver	2.8
Zinc	6.2
Cyanide	3
Polychlorinated Biphenyls	0.01
Pesticides	0.01
Total Toxic Organics	0.06
Oil and Grease	40
pH (Units)	6.0-9.0
Temp °F	140
BOD (mg/l)	250*
SS (mg/l)	250*
Ammonia Nitrogen	30
Total Nitrogen	40*
Total Phosphorus as Phosphorus (P)	8*
Orthophosphate as Phosphorus	5*
Total Petroleum Hydrocarbons	2.5*

* Limits to be reviewed based on data to be obtained.

The above limits apply at the point where the wastewater is discharged to the POTW. All concentrations for metallic substances are for "total" metal unless indicated otherwise. The Superintendent may impose mass limitations in addition to, or in place of, the concentration-based limitations above.

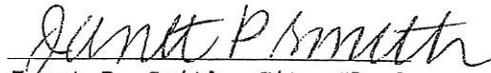
Section 2: This ordinance shall take effect and shall be in force thirty (30) days after the date of its adoption, and prior to the expiration of fifteen (15) days from the passage thereof, shall be published at least once in the Imperial Valley Press, a newspaper of general circulation, printed and published in the County of Imperial, State of California, together with the names of the members of the City Council voting for and against the same.

APPROVED, PASSED AND ADOPTED at a regular meeting of the City of Brawley, California held on the 1st day of February, 2005.

CITY OF BRAWLEY, CALIFORNIA


M. Jo Shields, Mayor

ATTEST:


Janet P. Smith, City Clerk

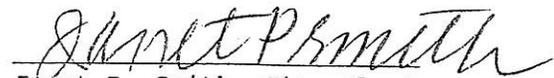
State of California)
County of Imperial)
City of Brawley}

1st Reading

I, JANET P. SMITH, City Clerk of the City of Brawley, California, DO HEREBY CERTIFY that the foregoing Ordinance No. 2005-02 was approved for 1st reading by the City Council of the City of Brawley, California, at a regular meeting held on the 18th day of January, 2005, and that it was so adopted by the following roll call vote: m/s/c Vasquez/Benson

AYES: Benson, Shields, Vasquez
NAYES: Campbell
ABSTAIN: None
ABSENT: Carrillo

DATED: January 18, 2005

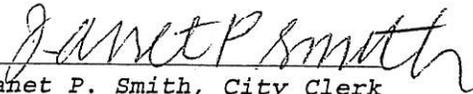

Janet P. Smith, City Clerk

2nd Reading

I, JANET P. SMITH, City Clerk of the City of Brawley, California, DO HEREBY CERTIFY that the foregoing Ordinance No. 2005-02 was approved for 2nd reading by the City Council of the City of Brawley, California, at a regular meeting held on the 1st day of February, 2005, and that it was passed and adopted by the following roll call vote: m/s/c Campbell/Carrillo

AYES: Benson, Campbell, Carrillo, Shields, Vasquez
NAYES: None
ABSTAIN: None
ABSENT: None

DATED: February 1, 2005


Janet P. Smith, City Clerk