

California Regional Water Quality Control Board
North Coast Region

ORDER NO. R1-2002-0033

RECISSION OF
ORDER NO. 96-39
WDID NO. 1B94028RHUM

WASTE DISCHARGE REQUIREMENTS

FOR

ANTHONY J. FILITI,
PARMALLINO CHEESE CO., INC.
AND
PHIL AND MELINDA NYBERG

Humboldt County

The California Regional Water Quality Control Board, North Coast Region (hereinafter Regional Water Board), finds that:

1. On June 27, 1996, the Regional Water Board adopted Waste Discharge Requirements Order No. 96-39 for Anthony J. Filiti, Parmallino Cheese Co., Inc., and Phil and Melinda Nyberg (all are hereinafter Discharger) cheese manufacturing facility, located three miles south of Fortuna, California on the south side of State Route 36 at the community of Alton.
2. Parmallino Cheese Co., Inc. ceased operation on October 1, 2001 and is no longer discharging. The facility manufactured cheese and discharged whey and process wastewater. The whey was fed to cows in the Fortuna and Ferndale areas, and the wastewater was treated in an aerated pond and irrigated on pastureland on the adjacent Nyberg dairy. The current waste discharge requirements are no longer needed.
3. The action to rescind waste discharge requirements is not subject to the California Environmental Quality Act (CEQA), at Public Resources Code Section 21000 et seq., pursuant to Title 14, California Code of Regulations, Sections 15061(b)(3).
4. The Regional Water Board has notified the Discharger and interested agencies and persons of its intent to rescind Order No. 96-39 and has provided them with an opportunity to submit their written views and recommendations.

5. The Regional Water Board, in a public meeting, heard and considered all comments pertaining to this matter.

THEREFORE, IT IS HEREBY ORDERED that Order No. 96-39 for Anthony J. Filiti, Parmallino Cheese Co., Inc., and Phil and Melinda Nyberg is rescinded.

Certification

I, Susan A. Warner, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, North Coast Region, on May 16, 2002.

Susan A. Warner
Executive Officer

(BZ:js/parmallino recision)