

## Central Valley Regional Water Quality Control Board

5 August 2019

Barry Breunekant  
USA Waste of California, Inc.  
9081 Tujuna Avenue  
Sun Valley, CA 91352

### NOTICE OF APPLICABILITY

**WATER QUALITY ORDER 2015-0121-DWQ  
GENERAL WASTE DISCHARGE REQUIREMENTS FOR COMPOSTING  
OPERATIONS  
USA WASTE OF CALIFORNIA, INC.  
USA WASTE OF CALIFORNIA, INC. COMPOSTING FACILITY  
TULARE COUNTY**

On 9 May 2017, a *Notice of Applicability* (NOA) was issued to Harvest Power California, LLC for its composting facility located at 24487 Road 140 in Tulare, CA (Facility) to obtain coverage under Water Quality Order 2015-0121-DWQ, General Waste Discharge Requirements for Composting Operations (General Order). As an existing facility at the time the General Order was adopted, the Facility must be brought to full compliance with the General Order no later than **4 August 2022** or by any date specified in this NOA. The Facility was covered under General Order under the enrollee identification number **2015-0121-DWQ-R5F003** as a **Tier II** composting operation.

USA Waste of California, Inc. (USA Waste) assumed ownership of the Facility and responsibility for its composting operations on 1 August 2019. An updated NOI and technical report were submitted on 30 June 2019. As new owner, USA Waste must still comply with the compliance deadlines and conditions in the NOA issue to Harvest Power California, LLC. These conditions include the following:

1. The Facility must be brought to full compliance with the General Order no later than **4 August 2022**.
2. The stormwater detention basin must be expanded and lined in accordance with the 25-year 24-hour storm event storage requirements and liner design requirements of the General Order by **15 July 2022**. This includes the installation of a pan lysimeter.

KARL E. LONGLEY SCD, P.E., CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

1685 E Street, Fresno, CA 93706 | [www.waterboards.ca.gov/centralvalley](http://www.waterboards.ca.gov/centralvalley)

3. The existing facility needs to be graded so that all surface runoff drains to the drainage conveyance system by **15 July 2022**.
4. An operations and maintenance plan for the stormwater basin needs to be submitted for review and approval by **15 July 2022**. This plan shall include the USA Waste's proposed response to a detection of liquid in the pan lysimeter and provisions for liner repair.
5. Technical reports must be submitted 90 days prior to construction, while post-construction reports must be submitted 60 days after the completion of construction.
6. Any expansion of facility operation must meet the requirements of the General Order prior to commencement of composting operations in any new area.
7. A revised NOI is required at least 90 days prior to: adding a new feedstock, additive, or amendment; changing material or construction specifications; changing a monitoring program; or changing an operation or activity not described in the approved NOI and technical report.

Attachment B of the General Order includes specific monitoring and reporting requirements that must be complied with, including routine monitoring and reporting to the Central Valley Regional Water Control Board. The first year Annual Monitoring and Maintenance Report as identified in the General Order must be submitted to the Central Valley Water Board no later than **1 April 2020**, and then annually by 1 April each year.

USA Waste must comply with all Tier II requirements of the General Order. USA Waste is responsible for implementing all operations in a manner that complies with the General Order. Any noncompliance with this General Order constitutes a violation of the Water Code, and is grounds for enforcement action, and/or termination of enrollment under this General Order.

USA Waste shall enter all monitoring data and reports into the online Geotracker database as required by Division 3 of Title 27 and Chapter 30, Division 3 of Title 23. The Geotracker Global Identification Number is WDD100009386. Please note that this is a separate Geotracker case than the property owners (CJ Shannon & Son with the global ID WDR100040161). Notification of the Geotracker upload shall be emailed to the Central Valley Water Board at: [centralvalleyfresno@waterboards.ca.gov](mailto:centralvalleyfresno@waterboards.ca.gov). To ensure that the submittal is routed to the appropriate staff as quickly as possible, the following information shall be included in the body of the email:

Attention:	Title 27 Unit
Report Title:	
Geotracker Upload ID:	
Discharger Name:	USA Waste of California, Inc.
Facility Name:	USA Waste - Tulare Composting Facility
County:	Tulare
CIWQS Place ID:	226681

If you have any questions regarding this letter, please contact Kristen Gomes at (559) 445-5108 or [Kristen.Gomes@waterboards.ca.gov](mailto:Kristen.Gomes@waterboards.ca.gov).

Sincerely,

*Original Signed by Scott J. Hatton for*

PATRICK PULUPA  
Executive Officer

cc:

Brianna St.Pierre [Brianna.St.Pierre@waterboards.ca.gov](mailto:Brianna.St.Pierre@waterboards.ca.gov)

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