

San Francisco Bay Regional Water Quality Control Board

**NOTICE OF INTENT for
New or Expanding Confined Animal Facilities**
TO COMPLY WITH THE TERMS OF ORDER NO. R2-2016-00XX
GENERAL WASTE DISCHARGE REQUIREMENTS FOR CONFINED ANIMAL FACILITIES

Instructions:

Facilities defined as “new” or “expanding” pursuant to the Order must submit proof of compliance with the provisions of the California Environmental Quality Act (CEQA) in the form of a certified Environmental Impact Report (EIR), Mitigated Negative Declaration, or Negative Declaration, together with completion of this Notice of Intent (NOI) and appropriate fee, to the Executive Officer to qualify for coverage under the Order.

Mail completed NOI to: San Francisco Regional Water Quality Control Board; 1515 Clay Street, Suite 1400; Oakland, CA 94612, Attn: Confined Animal Program.

Or email to: R2ConfinedAnimals@waterboard.ca.gov

SECTION I. CALIFORNIA ENVIRONMENTAL QUALITY ACT AND REGULATORY COMPLIANCE

California Environmental Quality Act (CEQA) - Demonstration of Completion

YES NO

Has a certified Environmental Impact Report (EIR), Mitigated Negative Declaration (MND), or Negative Declaration been completed?

Please attach a copy of the EIR, MND, or ND to this NOI.

Environmental Compliance Assessment

Yes No **Will development of your CAF result in impacts to wetlands and vernal pools?**

If yes, attach a copy of the Army Corps Section 404 Permit or justification for use of a Nationwide Permit along with any required 401 Certification issued by the San Francisco Bay Regional Water Board to this NOI.

Yes No **Will development of your CAF:**

- Divert or obstruct the natural flow of, or substantially change, any river, stream, or lake?
- Utilize material from the bed, channel, or bank of any river, stream, or lake?
- Deposit or dispose of debris, waste, or other material containing crumbled, flaked, or ground pavement where it may pass into any river, stream, or lake?

If yes to any, attach a copy of the Section 1602 Streambed Alteration Agreement, along with a copy of the receipt for the regulatory fee paid to the California Department of Fish and Wildlife to this NOI.

Yes No **Will development of your CAF disturb one or more acres of soil, or is it part of a larger common plan of development that, in total, will disturb one or more acres?**

If yes, attach a copy of the submitted Notice of Intent to enroll in the Construction General Stormwater Permit, State Water Board Order No. 2009-0009-DWQ, to this NOI.

Yes No **Will development of your CAF result in the removal of commercial tree species?**

If yes, attach a copy of any exemption (e.g., Conversion Exemption, a Public Agency, Public and Private Utility Right of Way Exemption, a Notice of Exemption from Timberland Conversion Permit for Subdivision) or an Application for Timberland Conversion Permit to this NOI.

Yes [] No [] **If you are constructing a structure, have the construction plans been approved by the appropriate local building department?**

Not applicable- no structure is being built []

If yes, attach all relevant correspondence and approvals from the local building department.

IF “NO” THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.

Yes [] No [] **Is the development of your CAF in compliance with any applicable County regulations and ordinances, including grading, construction, and building ordinances?**

If yes, attach a County Grading Permit and any required Erosion Control Plan to this NOI.

Yes [] No [] **Have you completed a biological site assessment (BSA) prepared by a qualified wildlife biologist for the project site?**

If Yes attach a copy of the BSA that describes whether there are any sensitive biological resources such as wetlands, streams, or habitats for special status species and that maps all biological constraints on site development plans to this NOI.

IF “NO” THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.

Yes [] No [] **Did the BSA determine that special-status species could be affected by site development activities?**

IF “YES” THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER. YOU MUST SUBMIT AN INDIVIDUAL RWD TO THE BOARD TO RECEIVE REGULATORY COVERAGE AND ADDITIONAL CEQA COMPLIANCE MAY BE REQUIRED.

Yes [] No [] **Have you completed a cultural resources inventory by a qualified cultural resources professional?**

If yes, attach a copy of the Cultural Resources Inventory Report to this NOI.

IF “NO” THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.

Yes [] No [] **Have you required that all construction contractors that will perform ground-disturbing activities implement inadvertent discovery measures for cultural resources? Inadvertent discovery measures must include procedures for discovery and protection of cultural resources during construction.**

If yes, attach a copy of your Inadvertent Discovery Workplan to this NOI that includes discovery measures that require all construction or ground-disturbing activities be halted within 100 feet of a cultural resources discovery until a qualified professional archaeologist can evaluate the find. If known or suspected human remains are discovered, the County Coroner will immediately be notified, and if the remains are of Native American origin, the Native American Heritage Commission will be notified within 24 hours.

IF “NO” THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.

Space provided for additional explanation for any answers selected above:

SECTION II. Check the Tier below that describes your CAF Operation

Tier 1: CAF that does not utilize liquid waste retention ponds. Facility must currently comply with the Order's discharge prohibitions and waste discharge specifications. To qualify for coverage, the Discharger must demonstrate completion of the following:

MANAGEMENT PLANS: Prior to start-up, the Discharger must develop a site-specific Ranch Water Quality Plan applicable to each operation, in accordance with technical standards outlined in the Order. Check which of the following apply:

YES NO

Is your Ranch Water Quality Plan complete?

If no, please provide an explanation:

YES NO

Does the CAF include more animals than the existing infrastructure is designed to accommodate? The Order does not authorize construction or expansions of facilities.

If no, please provide an explanation:

Tier 2: CAF that utilizes liquid waste retention ponds. Facility must currently comply with the Order's discharge prohibitions and waste discharge specifications. To qualify for coverage, the Discharger must demonstrate completion of the following:

MANAGEMENT PLANS: Prior to start-up, the Discharger must develop site-specific management plans applicable to each operation, in accordance with technical standards outlined in the Order. Such plans may include a Waste Management Plan or Ranch Management Plan for confined areas, a Nutrient Management Plan for lands where manure products are applied and a Grazing Management Plan for grazing lands totaling 50 acres or more. Check which of the following apply:

YES NO

Waste Management Plan complete?

Nutrient Management Plan complete?

Grazing Management Plan complete?

Please provide an explanation for any "no" answers selected above:

RETENTION PONDS: Prior to start-up, retention ponds must comply with Natural Resources Conservation Service (NRCS) Waste Storage Facility Code 313, including a maximum specific discharge (unit seepage rate) of 1×10^{-6} cm/sec. Such ponds may not be used until the Discharger submits a report verifying that the liner meets this requirement.

YES NO

Do retention ponds meet Natural Resources Conservation Service (NRCS) Waste Storage Facility Code 313, including a maximum specific discharge (unit seepage rate) of 1×10^{-6} cm/sec.?

YES NO

Does the CAF include more animals than the existing infrastructure is designed to accommodate?

The Order does not authorize construction or expansions of facilities.

Send Correspondence to : Facility Owner Address (Section II) Lessee/Operator Address (Section III) Facility Address (Section IV)

<p>B. Size of Herd:</p> <p>_____ Mature Milked/Dry Cows</p> <p>_____ Heifer/Calf</p> <p>_____ Sheep, milking ewes</p> <p>_____ Lambs</p> <p>_____ Goats</p> <p>_____ Horses</p> <p>_____ Other</p> <p>_____ Total</p>	<p>C. Operation Type: (check one)</p> <p>1. <input type="checkbox"/> Cow Dairy 2. <input type="checkbox"/> Goat Dairy 3. <input type="checkbox"/> Sheep Dairy</p> <p>4. <input type="checkbox"/> Horse Boarding 5. <input type="checkbox"/> Other (list animal type)</p> <p>_____</p> <p>D. Start Date of Current Operations:</p> <p> ___/___/___</p>	<p>E. Maximum design capacity of dormant confined facility. Report in # of animals: _____</p> <p>_____</p> <p>_____</p> <p>_____</p>
<p>F. Do your facilities have 700 or more mature cows, 500 horses, or 10,000 or more sheep? Yes _____ No _____</p> <p>Is a Nutrient Management Plan (NWP) complete? Yes _____ No _____ Date of completion: ___/___/___</p>		
<p>G. Type of containment structure(s) for waste including: manure, litter, silage leachate, process waste or wastewater (including stormwater contacting waste): _____</p> <p>Total storage capacity of above structure(s): _____ tons/gallons (circle one)</p>		
<p>H. Does the facility have any food processing activities that would contribute to the waste stream and volume?</p> <p>Yes _____ No _____</p>	<p>I. Total acres under the control of the discharger available for land application of manure, litter, or process wastewater:</p> <p>_____ Acres</p>	
<p>J. Is your dairy California Dairy Quality Assurance Program (CDQAP) certified? Yes _____ No _____ Not applicable _____</p> <p>Date of most recent certification: ___/___/___</p>		
<p>K. Does the facility maintain a grazing operation on lands encompassing 50 acres or greater? Yes _____ No _____</p> <p>If the answer is yes, please list the Assessor's Parcel Numbers for the grazing operation below (owned and/or leased):</p> <p>_____</p>		

SECTION VI. RECEIVING WATER INFORMATION

<p>Does your facility's clean stormwater flow <u>directly</u> and/or <u>indirectly</u> into waters of the State (a stream, river, lake, ocean, etc.)? (circle one)</p> <p>If it is indirect explain: (for example, "stormwater is diverted to ditch that travels 100 yards to offsite ditch that eventually drains to San Antonio Creek".)</p> <p>Explanation: _____</p> <p>Closest receiving waterbody is: _____</p>

SECTION VII. IMPLEMENTATION OF ORDER PROVISIONS

<p>A. STATEWIDE MINIMUM STANDARDS FOR CONFINED ANIMAL FACILITIES (<i>check if true</i>)</p> <p><input type="checkbox"/> Facility is currently operating in compliance with Statewide Minimum Standards for Discharges of Animal Waste (Title 27, see Attachment G)</p>
<p>B. FACILITY / OPERATION MANAGEMENT (check if true)</p> <p><input type="checkbox"/> Liquid waste retention ponds and/or manure storage facilities are designed to accommodate the waste water flow and stormwater contacting confined manured areas, that is likely to accumulate up to and during a 25-year, 24-hour storm event.</p> <p><input type="checkbox"/> Liquid waste retention ponds and manure storage facilities are managed in accordance with the waste discharge specifications for the General WDRs.</p> <p><input type="checkbox"/> All non-manure wastes and/or waste water such as silage leachate, dead animals, waste milk, veterinary medical waste, spoiled feed, bedding, animal wash water, etc., are contained and managed in accordance with the waste discharge specifications for the General WDRs.</p> <p><input type="checkbox"/> All direct and indirect discharges of waste and/or manure, including stormwater contacting waste and/or manure, from the animal confinement areas are contained and prevented from entering any surface water, or tributary thereof.</p> <p><input type="checkbox"/> All confined animals are fenced or excluded from any surface water or perennial streams passing through the confined area.</p>

SECTION VIII. MONITORING PROGRAM

<p><input type="checkbox"/> The Monitoring and Reporting Program will be reviewed and all tasks will be conducted as required (check if true)</p> <p>Please check one regarding required surface water sampling:</p> <p><input type="checkbox"/> The facility will participate in group surface water monitoring</p> <p><input type="checkbox"/> The facility will perform individual surface water monitoring</p>
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SECTION IX. CERTIFICATION

<p>"I certify under penalty of law that this document and all attachments were prepared under my direction and supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. In addition, I certify that the provisions of the Order, including the implementation of a Monitoring Program Plan, will be complied with."</p> <p>Owner or Authorized Representative Printed Name: _____</p> <p>Owner or Authorized Representative Signature: _____ Date: _____</p> <p>Telephone Number: _____ Email: _____</p>
