



November 3, 2022

MEMO TO: Stanislaus County Planning Commission

FROM: Department of Planning and Community Development

SUBJECT: USE PERMIT APPLICATION NO. PLN2021-0030 – SILVA'S HOLSTEINS DAIRY

On October 6, 2022, the Planning Commission continued the subject application to allow staff time to address the referral response letter dated October 5, 2022, from the Regional Water Quality Control Board (RWQCB) regarding the environmental assessment prepared for the project (see Exhibit 1 – *Stanislaus County Planning Commission Memo, dated October 6, 2022, with the Regional Water Quality Control Board Referral Response Letter, dated October 5, 2022*). The RWQCB's letter states that they do not agree with the Initial Study (IS) and Mitigated Negative Declaration (MND) prepared for the project which finds impacts to Hydrology and Water Quality to be less than significant with mitigation included; further, the response letter states that the mitigation measures included in the IS are inadequate to address potential impacts to groundwater and that degradation and pollution of groundwater resources are potentially significant adverse impacts that require consideration in an Environmental Impact Report (EIR). Under the California Environmental Quality Act (CEQA), the RWQCB is a responsible state agency with the statutory responsibility to protect water quality in California's Central Valley.

The County's purpose in requiring use permits for new or expanding dairies is to provide dairy operators with an environmental document and determination under CEQA that may be used by the RWQCB in issuing new or modified individual waste discharge requirements (WDRs). Individual WDRs are required for new and/or expanding dairies as the subject facilities are not covered under RWQCB's existing Reissuance of Waste Discharge Requirements General Order for Existing Milk Cow Dairies (Reissued Dairy General Order).

The project includes implementation of a waste management plan (WMP) and nutrient management plan (NMP) that address the additional waste to be discharged as a result of the herd expansion. The WMP and NMP for the project are included as Attachments I and II of the IS (see Exhibit D of Exhibit 2 – *Stanislaus County Planning Commission Staff Report, dated October 6, 2022*). Under the County's practice for processing use permits, the WMP and NMP are sent to the RWQCB for review and acceptance prior to circulation of the IS; however, as of December of 2021, the RWQCB has informed the County that it has placed the review of WMPs or NMPs for expanding or new dairies on hold. Without acceptance of the WMP and NMP from the RWQCB, the County prepared an MND with more specific requirements to be met in terms of best management practices (BMP's) and protection of surface and groundwater from salts in wastewater. The October 5, 2022, RWQCB referral response letter correctly identifies that the IS concludes a less than significant impact with mitigation based on the following:

1. Implementation of Best Management Practices.
2. Compliance with the Dairy's WMP and NMP.

3. Compliance with requirements imposed by the Central Valley Regional Water Quality Control Board (CVRWQCB) in the form of a waste discharge requirements permit.
4. Compliance with Central Valley Water Board Resolution R5-2018-0034 (Basin Plan Amendments implementing CV-SALTS).

The mitigation measures for the project rely on the applicant complying with requirements of the submitted WMP and NMP and implementation of requirements included in the individual WDRs to be issued by the RWQCB for the proposed expansion prior to issuance of a grading or building permit.

The County's environmental assessments prepared for dairy expansion requests have relied on the understanding that individual WDRs would be issued following the County's approval of the project; however, the County has learned that the RWQCB has been relying on the following provision of the State Water Code (Section 13264):

“(a) No person shall initiate any new discharge of waste or make any material changes in any discharge, or initiate a discharge to, make any material changes in a discharge to, or construct, an injection well, prior to the filing of the report required by Section 13260 and no person shall take any of these actions after filing the report but before whichever of the following occurs first:

- (1) The issuance of waste discharge requirements pursuant to Section 13263.
- (2) The expiration of 140 days after compliance with Section 13260 if the waste to be discharged does not create or threaten to create a condition of pollution or nuisance and any of the following applies:
 - (A) The project is not subject to the California Environmental Quality Act (Division 13 commencing with Section 21000) of the Public Resources Code).
 - (B) The regional board is the lead agency for purposes of the California Environmental Quality Act, a negative declaration is required, and at least 105 days have expired since the regional board assumed lead agency responsibility.
 - (C) The regional board is the lead agency for the purposes of the California Environmental Quality Act, and environmental impact report or written documentation prepared to meet the requirements of Section 21080.5 of the Public Resources Code is required, and at least one year has expired since the regional board assumed lead agency responsibility.
 - (D) The regional board is a responsible agency for purposes of the California Environmental Quality Act, and at least 90 days have expired since certification or approval of environmental documentation by the lead agency.”

In this case section (D) would be applicable in that the RWQCB is a responsible agency for the purposes of CEQA. Based on the RWQCB's letter and staff discussion with RWQCB staff, this provision is now in question based on the requirement that the discharge not create or threaten to create a condition of pollution or nuisance.

The RWQCB has determined that the mitigation identified for this project is not sufficient to reduce the potential impacts to groundwater quality to a level of less than significant. As such, staff is recommending that the Planning Commission not take action to adopt the MND and continue the

project indefinitely to allow time to determine if an alternative path can be identified. That alternative path may require revising the IS to include mitigation measures that the RWQCB feels are adequate to mitigate all potential impacts; however, RWQCB staff have indicated that no mitigation measures may be sufficient until the RWQCB adopts a new general order for dairy expansions and that effort may take several years.

If the Planning Commission believes that the mitigation measures identified in the IS/MND are sufficient to avoid potentially significant impacts to groundwater quality, the findings required for approval of the project, including adoption of the MND, are provided in Exhibit A of the Planning Commission Staff Report (see Exhibit 2 – *Stanislaus County Planning Commission Staff Report, dated October 6, 2022*). Because the MND still relies on the approval of a NMP and a WMP and implementation of the requirements of individual WDRs, staff is requesting that the timing for implementation of the measures, as reflected in the Mitigation Monitoring and Report Program (MMRP) included with the IS, be changed from "prior to issuance of a grading or building permit" to "prior to herd expansion." This change will allow the applicant the opportunity to construct new buildings for the existing herd without any question of conflict with the MMRP. Building permits for the expansion of facilities for the existing herd are not subject to obtaining a use permit.

The authorization of the herd expansion is up to the RWQCB. Reliance on the State Water Code places the RWQCB in a position to either accept or reject the County's CEQA determination based on their own finding that the discharge does not create or threaten to create a condition of pollution or nuisance.

At the October 6, 2022, Planning Commission meeting, the applicant's representative provided the County with a copy of a letter from the Environmental Law Foundation (ELF) outlining issues regarding the RWQCB and individual WDRs for new and/or expanding dairies (see Exhibit 3 – *Environmental Law Foundation letter to the Central Valley Regional Water Quality Control Board, dated February 1, 2022*).

If the project is indefinitely continued, with no determination of approval or denial made by the Planning Commission, the project cannot be appealed to the Board of Supervisors and will not proceed until an alternative path has been identified. If the project is denied, the applicant will not be able to resubmit an application for a period of one year from the date of denial (County Zoning Ordinance Section 21.96.060(A)); but will maintain the option to appeal the Planning Commission's determination to the Board of Supervisors. If the project is approved, the applicant will need to comply with all project conditions of approval, including all mitigation measures, before expanding the herd size.

RECOMMENDATION

Staff recommends the Planning Commission approve an indefinite continuance of Use Permit Application No. PLN2021-0030 – Silva's Holsteins Dairy.

Attachments:

- Exhibit 1 – Stanislaus County Planning Commission Memo, dated October 6, 2022, with the Regional Water Quality Control Board Referral Response Letter, dated October 5, 2022
- Exhibit 2 – Stanislaus County Planning Commission Staff Report, dated October 6, 2022

UP PLN2021-0030
Planning Commission Memo
November 3, 2022
Page 4

Exhibit 3 – Environmental Law Foundation letter to the Central Valley Regional Water
Quality Control Board, dated February 1, 2022



October 6, 2022

MEMO TO: Stanislaus County Planning Commission

FROM: Department of Planning and Community Development

SUBJECT: USE PERMIT APPLICATION NO. PLN2021-0030 – SILVA’S HOLSTEINS DAIRY

Staff is requesting that the subject application be continued indefinitely to provide additional time to evaluate comments received on October 5, 2022 from the Regional Water Quality Control Board (RWQCB) regarding the environmental assessment prepared for the project (see Attachment A).

RECOMMENDATION

Staff recommends the Planning Commission approve an indefinite continuance of Use Permit Application No. PLN2021-0030 – Silva’s Holsteins Dairy.

Attachment A – Regional Water Quality Control Board Referral Response, dated October 5, 2022

Central Valley Regional Water Quality Control Board

5 October 2022

Avleen K. Aujla, Assistant Planner
Stanislaus County Planning and Community Development
1010 10th Street, Suite 3400
Modesto, CA 95354

COMMENTS ON NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION (NOI/MND) FOR THE SILVA'S HOLSTEIN DAIRY FARMS EXPANSION PROJECT (CONDITIONAL USE PERMIT NO. PLN2021-0030), STATE CLEARINGHOUSE NUMBER 2021070138

The Central Valley Regional Water Quality Control Board (Central Valley Water Board) is a state agency with the statutory responsibility to protect water quality in California's Central Valley. (Wat. Code, § 13000 et seq.) In support of this mission, the Central Valley Water Board regulates discharges of waste, including from dairies, that have the potential to affect surface water and groundwater. The Central Valley Water Board has established a regulatory program that regulates discharges of waste from dairy facilities throughout the Central Valley.

The Central Valley Water Board, in its role as responsible agency, has reviewed the NOI/MND prepared for the Silva's Holstein Dairy Farms Expansion Project. Consistent with the Central Valley Water Board's obligations as a responsible agency, this comment letter reviews the scope and content of the environmental information germane to the Board's statutory responsibilities that should be included in the environmental review document for the expansion project. Given the project will result in potentially significant impacts to groundwater quality, the proposed initial study (IS) and mitigated negative declaration (MND) are inadequate and an environmental impact report needs to be prepared for the project.

Project Description/Summary

The IS/MND describes a request to expand an existing dairy facility operating on two parcels totaling 124± acres by expanding the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows) and to increase support stock numbers by 1,015, from 885 to 1,900 heifers. The proposed support stock will consist of 600 heifers, 15-24 months old; 600 heifers, 7-14 months; 350 calves, 4-6 months old; and 350 calves, 0-3 months. The total number of animal units is to increase by 2,120. Consequently, additional waste will be generated. The IS/MND states the dairy's existing Waste Management Plan (WMP) and Nutrient Management Plan (NMP) were revised to account for the increase in waste and resulting storage and disposal

MARK BRADFORD, CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

needs associated with the increase in herd size. The updated WMP estimates that the expansion will increase the daily manure production by 3,135 cubic feet, for a total of 5,889 cubic feet of manure per-day, which equates to approximately 10,588,324 gallons and 1,415,453 cubic feet of manure per year (pre-separation). Nutrients produced from the herd will be utilized to fertilize approximately 225± acres of irrigated cropland on parcels surrounding the existing dairy operation owned by the property owner as well as two parcels located to the north and east of the dairy that are not owned by the dairy property owner.

X. Hydrology and Water Quality (Section X)

Under *Section X*, item a), the IS/MND indicates that project impacts associated with violations of water quality standards or waste discharge requirements or the degradation of surface or ground water quality would be “Less Than Significant with Mitigation Included.” Under item e) the IS/MND indicates that project impacts associated with the potential conflict with or obstruction of implementation of a water quality control plan would be “Less Than Significant.”

The Discussion section states that because the project requires the following mitigation measures, impacts to water quality and hydrology will be less than significant:

1. Implementation of BMPs (specific BMPs are not described);
2. Compliance with the dairy’s WMP and NMP;
3. Compliance with requirements imposed by the Central Valley Regional Water Quality Control Board in a waste discharge requirements permit; and
4. Compliance with Central Valley Water Board Resolution R5-2018-0034 (Basin Plan Amendments implementing CVSALTS).

The Central Valley Water Board disagrees with the conclusion in the IS/MND that these mitigation measures will reduce the impacts of the proposed dairy expansion to “Less Than Significant.” Information provided to the Central Valley Water Board in the Central Valley Dairy Regional Monitoring Program’s (CVDRMP) Summary Representative Monitoring Report (Revised*) (2019)¹ indicates that the types of management practices described in the IS/MND (compliance with BMPs including the implementation WMPs and NMPs under waste discharge requirements adopted by the Central Valley Water Board) have not been adequate to prevent and/or mitigate degradation and pollution in groundwater underlying dairy facilities and lands receiving dairy wastes to less than significant levels. Degradation and pollution of groundwater resources are potentially significant adverse environmental impacts that require consideration in an EIR. The proposed project increases in herd size, reduction of land application area, and substantial increase in manure applied to off-site lands may be expected to exacerbate these adverse impacts.

¹ The CVDRMP Summary Representative Monitoring Report can be accessed at the following weblink: [CAF Groundwater Monitoring | Central Valley Water Quality Control Board](#).

Waste Discharge Requirements (WDRs)

Existing discharges at the dairy are regulated under the Central Valley Water Board's Reissued Waste Discharge Requirements General Order for Existing Milk Cow Dairies, Order No. R5-2013-0122 (Reissued Dairy General Order). Discharges from the proposed expanded dairy would not be eligible for continued coverage under the Reissued Dairy General Order, since expanded dairies fall beyond the scope of facilities covered under the Reissued Dairy General Order. The IS/MND does note that discharges from the expanded dairy would require individual WDRs.

However, the State Water Resources Control Board (State Water Board) is currently conducting a review of the Reissued Dairy General Order and has signaled that its review is likely to result in an order that will direct the Central Valley Water Board to reconsider significant aspects of its confined animal facilities program. Anticipating these changes, the Central Valley Water Board is deferring the issuance of new individual WDRs for new and expanding dairies while its regulatory program is under review. It will therefore be some time before the proposed expanded discharges could be regulated under individual WDRs.

The State Water Board has also taken notice of the results of the CVDRMP study that current practices detailed in Waste Management Plans and Nutrient Management Plans have not proven adequate to prevent pollution of underlying aquifers. The EIR should therefore provide a detailed description of additional mitigation measures to mitigate these impacts.

Salt and Nitrate Control Programs

In 2018, the Central Valley Water Board adopted Basin Plan amendments ([Resolution R5-2018-0034](#)) that established valley-wide Salt and Nitrate Control Programs. For more information about the Salt and Nitrate Control Programs, visit the [Central Valley Water Board's website](#) and the [Central Valley Salinity Coalition's website](#) at:

https://www.waterboards.ca.gov/centralvalley/water_issues/salinity/

<https://www.cvsalinity.org/public-info>

The Nitrate Control Program is a prioritized program that will require facilities that discharge nitrates at levels that are causing exceedances of drinking water standards (including most dairies) to upgrade their facilities and/or waste management practices over a timeframe that may extend as long as 35 years. While upgrades are being developed and implemented, facilities responsible for adverse nitrate impacts are required to supply impacted communities with replacement drinking water. Facilities such as dairies may comply with the Nitrate Control Program individually or may elect to participate in Management Zones, which are collectives of permittees that collaborate on enhancing water quality management practices while providing affected communities replacement drinking water. The subject dairy is in a Priority 1 area. Currently, the dairy

is complying with the Nitrate Control Program by maintaining membership in CVDRMP. The Central Valley Water Board would expect that compliance would be maintained in the future.

The 2018 Basin Plan Amendments also established a Salt Control Program to address ongoing accumulation of salts in the soils and groundwater of the Central Valley. The Salt Control Program is a phased program, and the first phase requires nearly all permitted facilities (including all dairies) to participate in an extensive, collaborative study of salinity management practices throughout the basins that form the Central Valley. Currently, the dairy is complying with the Salt Control Program by maintaining membership in CVDRMP. The Central Valley Water Board would expect that compliance would be maintained in the future.

The proposed EIR should describe measures that the dairy will take on an ongoing basis to comply with the regulatory requirements established by both the Nitrate and Salt Control Programs.

Construction Storm Water General Permit

A National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities (NPDES General Permit No. CAS000002) is required when a project includes, but is not limited to, demolition, clearing, grading, grubbing, excavation, or any other similar land disturbance. Currently, construction/land disturbance activity requires coverage under the Construction Storm Water General Permit if it involves one or more acres, or less than an acre where the activity is part of a larger common plan of development or sale of one or more acres.

If construction/land disturbance associated with the subject project will disturb one acre or more, the subject dairy will need to obtain permit coverage under the Construction Storm Water General Permit. Before construction begins, the proponent must submit a Notice of Intent (NOI) to comply with the permit to the State Water Resources Control Board and a Storm Water Pollution Prevention Plan (SWPPP) must be prepared. For [more information on the Construction Storm Water General Permit](#), please visit the State Water Resources Control Board website at:

https://www.waterboards.ca.gov/water_issues/programs/stormwater/construction.html

Miscellaneous Comments

The following are miscellaneous comments on the IS/MND:

- Page 16, paragraph 2 under the Discussion section refers to federal Clean Water Act (CWA) requirements, National Pollutant Discharge Elimination System (NPDES) permits, and NPDES General Order R5-2011-0091 for dairies. Federal CWA requirements and NPDES permits and NPDES General Order R5-2011-

0091 are not relevant to the subject Project. The Central Valley Water Board regulates confined animal facilities under the authority of the California Water Code. Additionally, NPDES General Order R5-2011-0091 was rescinded in 2020 due to a lack of interest/use. The 2007 General Order for Existing Milk Cow Dairies was superseded by 2013 Reissued Dairy General Order.

- Central Valley Water Board staff do not appear to have a copy of the 2 July 2021 correspondence regarding approval of the project WMP and NMP, and it is not included in the IS/MND. If you could provide a copy of the correspondence, we would appreciate it.
- The 18 February 2022 email was not for the subject Project but was for another dairy project and is not necessarily relevant to the site-specific evaluation that needs to be conducted for the proposed project.
- The last paragraph on page 19 indicates that if the applicant installs a water treatment system, presumably for potable water, that it would need to be approved by the "Regional Water Quality Control Board." The Central Valley Water Board does not approve drinking water systems. To the extent that the system would be a Public Water System, it would be regulated by the State Water Resources Control Board, Division of Drinking Water.

Thank you for the opportunity to comment on the IS/MND. If you have questions about these comments, please contact me at (559) 974-1965 or by email at Dale.Harvey@waterboards.ca.gov.



W. Dale Harvey
Supervising Engineer

cc: State Clearinghouse, state.clearinghouse@opr.ca.gov

STANISLAUS COUNTY PLANNING COMMISSION

October 6, 2022

STAFF REPORT

USE PERMIT APPLICATION NO. PLN2021-0030 SILVA'S HOLSTEINS DAIRY

REQUEST: TO EXPAND AN EXISTING DAIRY FACILITY, OPERATING ON TWO PARCELS TOTALING 128.32± GROSS ACRES, IN THE GENERAL AGRICULTURE (A-2-40) ZONING DISTRICT, BY INCREASING THE HERD SIZE FROM 1,095 TO 2,200 MATURE COWS AND FROM 885 TO 1,900 SUPPORT STOCK, AND TO ALLOW THE CONSTRUCTION OF FOUR SHADE BARNs TOTALING 146,650 SQUARE FEET.

APPLICATION INFORMATION

Applicant:	Adrian Silva, Silva's Holsteins Dairy
Property owner:	Manuel Silva and Adrian Silva
Agent:	Manny Sousa, Sousa Engineering
Location:	6706 Elaine Road and 6612 South Faith Home Road, southwest and east of the Elaine and Faith Home Roads intersection, in the Turlock area.
Section, Township, Range:	12-06-09 and 07-06-10
Supervisorial District:	Two (Supervisor Chiesa)
Assessor's Parcel:	6706 Elaine Road: 057-013-019; and 6612 South Faith Home Road: 057-022-012
Referrals:	See Exhibit F Environmental Review Referrals
Area of Parcel(s):	128.32± gross acres 6706 Elaine Road: 40± acres; and 6612 South Faith Home Road: 88.32± acres
Water Supply:	Private well
Sewage Disposal:	Private septic system
General Plan Designation:	Agriculture
Community Plan Designation:	N/A
Existing Zoning:	General Agriculture (A-2-40)
Sphere of Influence:	N/A
Williamson Act Contract No.:	6706 Elaine Road: 1977-2676; and 6612 South Faith Home Road: 1971-0410
Environmental Review:	Mitigated Negative Declaration
Present Land Use:	6706 Elaine Road: A dairy facility and wastewater storage ponds, three single-family dwellings, and irrigated crops; 6612 South Faith Home Road: A dairy support stock facility, wastewater storage pond, a single-family dwelling, and irrigated cropland.

Surrounding Land Use: Confined animal facilities, irrigated croplands, and scattered single-family dwellings in all directions; City of Turlock to the northeast; and the County of Merced to the south.

RECOMMENDATION

Staff recommends the Planning Commission approve this request based on the discussion below and on the whole of the record provided to the County. If the Planning Commission decides to approve the project, Exhibit A provides an overview of all of the findings required for project approval.

PROJECT DESCRIPTION

The project is a request to expand an existing dairy facility, operating on two parcels totaling 128.32± gross acres, in the General Agriculture (A-2-40) zoning district. The dairy herd, housed at 6706 Elaine Road, are proposed to increase from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows). Support stock associated with the dairy facility, housed at 6612 South Faith Home Road, are proposed to increase from 885 to 1,900, including 600 heifers 15-24 months old, 600 heifers 7-14 months old, 350 calves 4-6 months old, and 350 calves 0-3 months old. The total number of animals are proposed to increase by 2,120. The project also includes construction of four freestall barns totaling 146,650 square feet; two freestall barns, totaling 62,300 square feet, are proposed to be constructed on the parcel housing the dairy herd, and two freestall barns, totaling 84,350 square feet, are proposed to be constructed on the parcel housing the support stock.

Two solids settling basins and a wastewater settling pond are located on the parcel housing the dairy herd and one is located on the parcel housing the support stock (see Exhibit B – *Maps, Site Plans, and Elevations*). Nutrients produced from the herd will be utilized to fertilize approximately 225± acres of irrigated cropland on parcels surrounding the existing dairy facility that are owned by the applicant; as well as two parcels located to the north and east of the dairy facility that are under different ownership but are leased for use by the applicant.

Hours of operation are 24-hours a day, seven days a week. The proposed request is expected to increase the number of employees by two for a total of 12 employees on a maximum shift. No customers are anticipated on-site. The dairy currently receives three visits for tallow and veterinary services every two weeks, and a combined total of four milk and feed truck trips per day. The proposed request is expected to increase the number of feed truck trips from one to two per day, and milk truck trips from three to six per day for a new combined total of eight feed and milk truck trips per day.

SITE DESCRIPTION

The 128.32± gross acre project site consists of two separate Assessor's Parcels: 6706 Elaine Road (Assessor's Parcel Number (APN): 057-013-019) which is 40± gross acres in size; and 6612 South Faith Home Road (APN: 057-022-012) which is 88.32± gross acres in size. The two parcels are located southwest and east of the Elaine and Faith Home Roads intersection, just north of the Merced County border, in the Turlock area. Present land uses on 6706 Elaine Road are a dairy facility, waste storage ponds, three single-family dwellings, and irrigated crops. Present land uses on 6612 South Faith Home Road are a dairy support stock facility, wastewater storage pond, a

single-family dwelling, and irrigated cropland. Dwellings on the project site are occupied by employees and the applicant. No additional employee housing is proposed as part of this request. Both parcels are served by private wells and septic systems and both parcels have access to a County-maintained roads.

While 6612 South Faith Home Road consists of one Assessor's Parcel, it may consist of up to three legally separate underlying parcels. Based on initial information, the proposed structures will be able to meet setback requirements for the underlying parcels. County Planning staff will work with the applicant to confirm legal parcel lines prior to issuance of any building permits.

The project site is surrounded by confined animal facilities, irrigated croplands, and scattered single-family dwellings in all directions. The City of Turlock is located approximately 4.3 miles to the northeast of the project site and the County of Merced is located approximately .75 miles to the south of the project site.

ISSUES

The Central Valley Regional Water Quality Control Board (CVRWQCB) monitors dairies for compliance with their Nutrient Management Plans (NMP), Waste Management Plans (WMP), and Waste Discharge Requirements (WDRs). A WMP and NMP have been drafted to reflect the changes proposed as part of this project. CVRWQCB staff is responsible for determining if the plans are compliant with the State's Dairy General Order and that the existing lagoons are adequately sized to handle any additional waste resulting from the project. The CVRWQCB provided correspondence dated February 18, 2022, which stated the NMP is in agreement with the current General Order; however, data collected by the Central Valley Dairy Representative Monitoring Program (CVDRMP) have indicated that these nutrient management practices are not sufficient to prevent the pollution of groundwater from cropland. The CVRWQCB is placing the review of all NMP and WMP on hold and operators are to proceed at their own discretion. Accordingly, Mitigation Measures have been incorporated into the project to mitigate potential impacts to water quality to a less than significant level. A summary of the Mitigation Measures applied to the project is provided below in the Environmental Review section of this report.

GENERAL PLAN CONSISTENCY

The site is currently designated "Agriculture" in the Stanislaus County General Plan; this designation is consistent with the site's General Agriculture (A-2-40), 40-acre minimum, zoning district. The agricultural designation recognizes the value and importance of agriculture by acting to preclude incompatible urban development within agricultural areas and, as such, should generally be zoned with 40- to 160-acre minimum parcel sizes. This designation establishes agriculture as the primary use, but allows dwelling units, limited agriculturally related commercial services, agriculturally related light industrial uses, and other uses which by their unique nature are not compatible with urban uses, provided they do not conflict with the primary use.

The proposed project is addressed by multiple goals, policies, and implementation measures of the Land Use and Agriculture Elements of the General Plan. Goal One, Policy Two of the Land Use Element requires that land designated Agriculture be restricted to uses that are compatible with agricultural practices. Goal Two, Policy 14, Implementation Measure One of the Land Use Element requires all development proposals that require discretionary action to be carefully reviewed to ensure that approval will not adversely affect an existing agricultural area. Goal Three, Policy 17 of the Land Use Element states that, "Agriculture, as the primary industry of the County, shall be promoted and protected." Goal One of the Agricultural Element is to strengthen

the agricultural sector of our economy.

Policy 1.10 of the Agricultural Element requires buffers between agriculture operations and nonagricultural uses in order to minimize conflicts. Dairies are included in the Agricultural Element's definition of "Agriculture" and are considered to be permitted agricultural uses. Accordingly, an agricultural buffer would not be required between surrounding agricultural uses and the proposed project, as the proposed project is also considered to be an agricultural use.

Staff believes that the proposed project is consistent with the General Plan policies discussed above.

ZONING CONSISTENCY

The site is currently zoned General Agriculture (A-2-40), 40 acres minimum. It is the intent of A-2 zoning district to support and enhance agriculture as the predominant land use in the unincorporated areas of Stanislaus County. The procedures contained within the A-2 zoning district are specifically established to ensure that all land uses are compatible with agriculture.

Confined Animal Facilities (CAF), which include dairies, are considered to be permitted agricultural uses; however, a use permit is required for new or expanding CAFs requiring a new or modified permit, waiver, order, or Waste Discharge Requirements (WDRs) from the Central Valley Regional Water Quality Control Board (CVRWQCB), where the issuance of such permit, waiver, order, or WDR requires compliance with the California Environmental Quality Act (CEQA) (Section 21.20.030 (F) of the Stanislaus County Zoning Ordinance). The County adopted the use permit requirement in 2003 in order to allow the County to facilitate the environmental review (in accordance with CEQA) required for issuance of any permit, waiver, order, or WDR by the CVRWQCB. The proposed project is only required to obtain a use permit because the CVRWQCB has determined that the proposed dairy is subject to issuance of WDRs requiring CEQA review. WDRs are State regulations pertaining to the treatment, storage, processing or disposal of solid waste.

Any project required to obtain a use permit is subject to the following finding for approval:

The establishment, maintenance, and operation of the proposed use or building applied for is consistent with the General Plan designation of "Agriculture" and will not, under the circumstances of the particular case, be detrimental to the health, safety, and general welfare of persons residing or working in the neighborhood of the use and that it will not be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County.

CAFs are agricultural uses protected by the County's Right-to-Farm Ordinance which was adopted in 1991. The Ordinance states that:

The County of Stanislaus recognizes and supports the right-to-farm agricultural lands in a manner consistent with accepted customs and standards. Residents of property on or near agricultural land should be prepared to accept the inconveniences or discomforts associated with agricultural operations, including but not limited to noise, odors, flies, fumes, dust, the operation of machinery of any kind during any 24-hour period (including aircraft), the storage and disposal of manure, and the application by spraying or otherwise of chemical fertilizers, soil amendments, herbicides, and pesticides. Stanislaus County has determined that inconveniences or discomfort associated with such agricultural

operations shall not be considered to be a nuisance if such operations are consistent with accepted customs and standards.

The project site is currently enrolled under Williamson Act Contract Nos. 1977-2676 (APN: 057-013-019) and 1971-0410 (APN: 057-022-012). Section 21.20.045(A) of the zoning ordinance requires that all uses requiring use permits that are approved on Williamson Act contracted lands shall be consistent with the following three principles of compatibility:

- 1. The use will not significantly compromise the long-term productive agricultural capability of the subject contracted parcel or parcels or on other contracted lands in the A-2 zoning district.*
- 2. The use will not significantly displace or impair current or reasonably foreseeable agricultural operations on the subject contracted parcel or parcels or on other contracted lands in the A-2 zoning district. Uses that significantly displace agricultural operations on the subject contracted parcel or parcels may be deemed compatible if they relate directly to the production of commercial agricultural products on the subject contracted parcel or parcels or neighboring lands, including activities such as harvesting, processing, or shipping.*
- 3. The use will not result in the significant removal of adjacent contracted land from agricultural or open-space use.*

Staff believes the necessary findings for approval of this project can be made. With the mitigation measures and conditions of approval in place, there is no indication that, under the circumstances of this particular case, the proposed project will be detrimental to the health, safety, and general welfare of persons residing or working in the neighborhood of the use or that it will be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County. Dairy facilities are an important component of the agricultural economy in Stanislaus County. There is no indication this project will interfere or conflict with other agricultural uses in the area, compromise the long-term productive agricultural capability of the subject parcel or other contracted parcels in the A-2 zoning district, or result in the significant removal of adjacent contracted land from agricultural or open-space use.

ENVIRONMENTAL REVIEW

An environmental assessment for the project has been prepared in accordance with the California Environmental Quality Act (CEQA). The assessment included preparation of an Initial Study (see Exhibit D – *Initial Study, with Attachments*). Pursuant to CEQA, the proposed project was circulated to interested parties and responsible agencies for review and comment and no significant issues were raised (see Exhibit F – *Environmental Review Referrals*).

As discussed in the Issues section of this report, in response to the Central Valley Regional Water Quality Control Board (CVRWQCB) correspondence dated February 18, 2022, regarding groundwater impacts, Mitigation Measures have been incorporated into the project to mitigate potential impacts to water quality. The Mitigation Measures included in the Initial Study and Mitigation Monitoring and Reporting Plan for the project include the following: requirements for the operator to follow best management practices; compliance with the Waste Management Plan (WMP), Nutrient Management Plan (NMP), and CVRWQCB requirements included in the individual Waste Discharge Requirements (WDRs); compliance with the permit requirements to protect surface waters and groundwater from salts in wastewater, in conformance with the

CVRWQCB Resolution R5-2018-0034; groundwater monitoring of the on-site domestic and irrigation wells as required under the General Order and individual WDRs; and if the dairy shows increased concentration in groundwater of constituents of concern, additional manure exportation, a reduction in herd size, or additional crop acres may be necessary to accommodate the proposed expansion.

A Mitigated Negative Declaration has been prepared for adoption prior to action on the project (see Exhibit E – *Mitigated Negative Declaration*). Conditions of approval reflecting referral responses have been placed on the project (see Exhibit C – *Conditions of Approval and Mitigation Measures*).

Note: Pursuant to California Fish and Game Code Section 711.4, all project applicants subject to the California Environmental Quality Act (CEQA) shall pay a filing fee for each project; therefore, the applicant will further be required to pay **\$2,605.00** for the California Department of Fish and Wildlife (formerly the Department of Fish and Game) and the Clerk-Recorder filing fees. The attached Conditions of Approval ensure that this will occur.

Contact Person: Avleen Kaur Aujla, Assistant Planner, (209) 525-6330

Attachments:

- Exhibit A - Findings and Actions Required for Project Approval
- Exhibit B - Maps, Site Plans, and Elevations
- Exhibit C - Conditions of Approval and Mitigation Measures
- Exhibit D - Initial Study, with Attachments*
- Exhibit E - Mitigated Negative Declaration
- Exhibit F - Environmental Review Referrals

* Appendices A and B of Attachment III – Health Risk Assessment and Appendices A through D and of Attachment IV – Ambient Air Quality Analysis of Exhibit D have been redacted from the Staff Report. However, with the exception of the electronic files, the Initial Study was circulated with the Appendices attached. Hard copies are available upon request. Please contact the Planning and Community Development Department by email at planning@stancounty.com or by phone at (209) 525-6330 to obtain a copy.






Findings and Actions Required for Project Approval

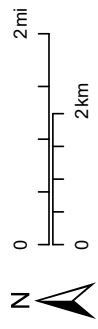
1. Adopt the Mitigated Negative Declaration pursuant to CEQA Guidelines Section 15074(b), by finding that on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects Stanislaus County's independent judgment and analysis.
2. Order the filing of a Notice of Determination with the Stanislaus County Clerk-Recorder's Office pursuant to Public Resources Code Section 21152 and CEQA Guidelines Section 15075.
3. Find That:
 - a. The establishment, maintenance, and operation of the proposed use or building applied for is consistent with the General Plan designation of "Agriculture" and will not, under the circumstances of the particular case, be detrimental to the health, safety, and general welfare of persons residing or working in the neighborhood of the use and that it will not be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County.
 - b. The use will not significantly compromise the long-term productive agricultural capability of the subject contracted parcel or parcels or on other contracted lands in the A-2 zoning district.
 - c. The use will not significantly displace or impair current or reasonably foreseeable agricultural operations on the subject contracted parcel or parcels or on other contracted lands in the A-2 zoning district. Uses that significantly displace agricultural operations on the subject contracted parcel or parcels may be deemed compatible if they relate directly to the production of commercial agricultural products on the subject contracted parcel or parcels or neighboring lands, including activities such as harvesting, processing, or shipping.
 - d. The use will not result in the significant removal of adjacent contracted land from agricultural or open-space use.
 - e. The project will increase activities in and around the project area, and increase demands for roads and services, thereby requiring dedication and improvements.
4. Approve Use Permit Application No. PLN2021-0030 – Silva's Holsteins Dairy, subject to the attached Conditions of Approval and Mitigation Measures.

**SILVA'S HOLSTIENS
DAIRY
UP
PLN2021-0030**

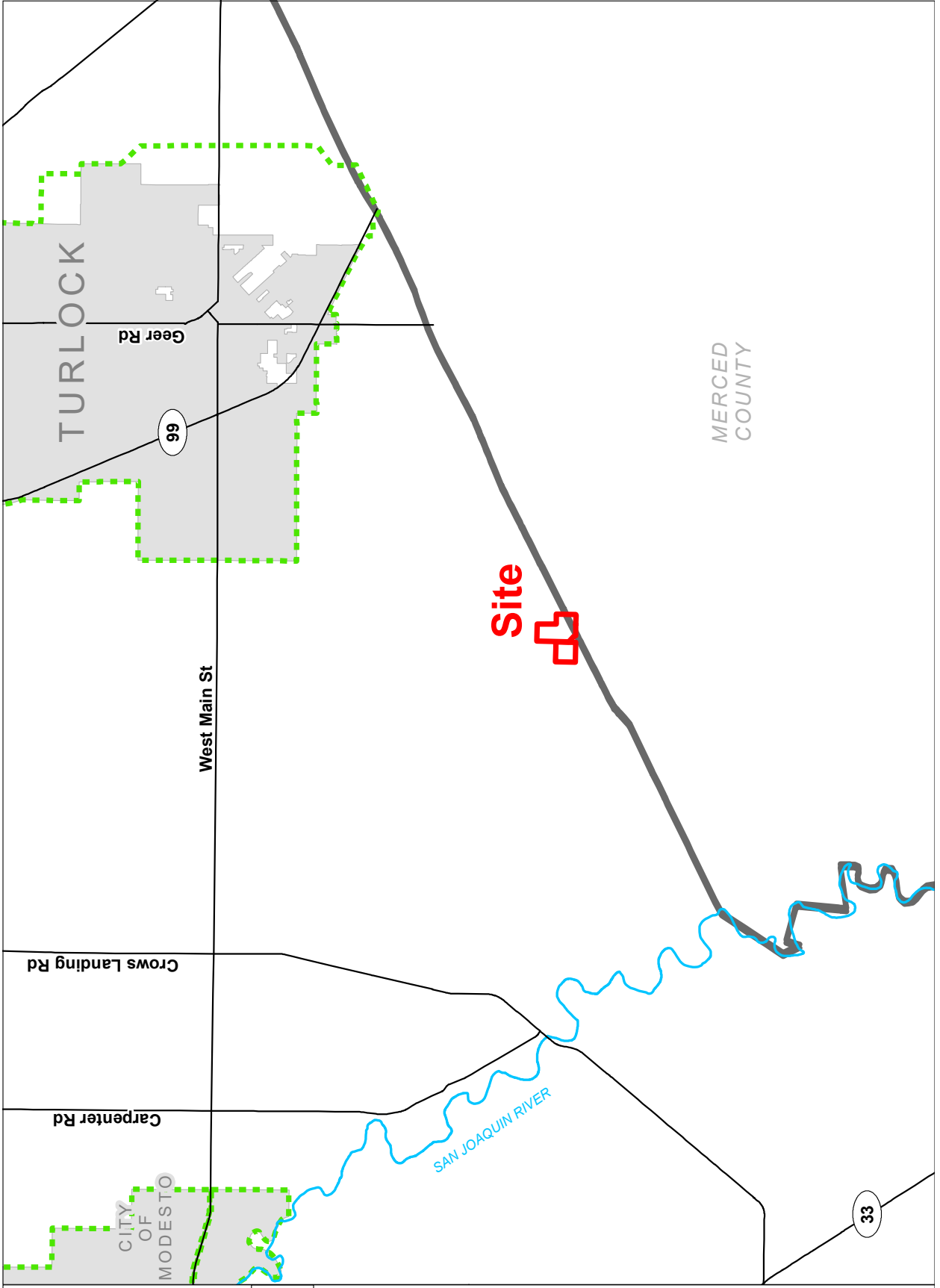
AREA MAP

LEGEND

-  Project Site
-  Sphere of Influence
-  City
-  Road
-  River








Source: Planning Department GIS Date: 5/25/2021

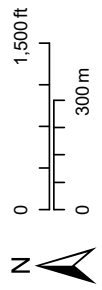


**SILVA'S HOLSTIENS
DAIRY
UP
PLN2021-0030**

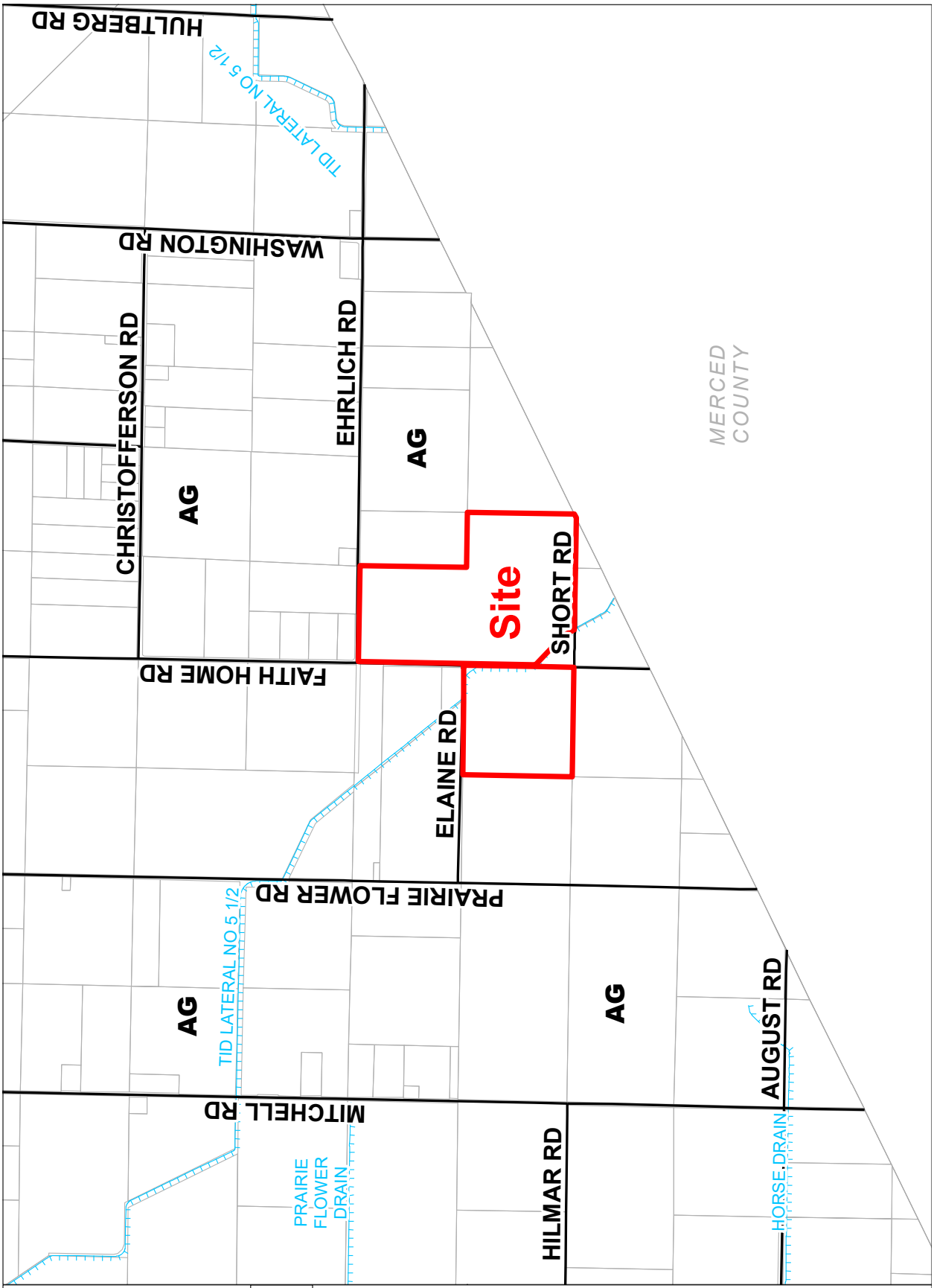
GENERAL PLAN MAP

LEGEND

-  Project Site
-  Parcel
-  Road
-  Canal
- General Plan**
-  Agriculture








Source: Planning Department GIS Date: 5/25/2021

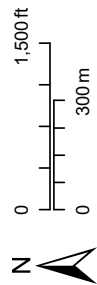
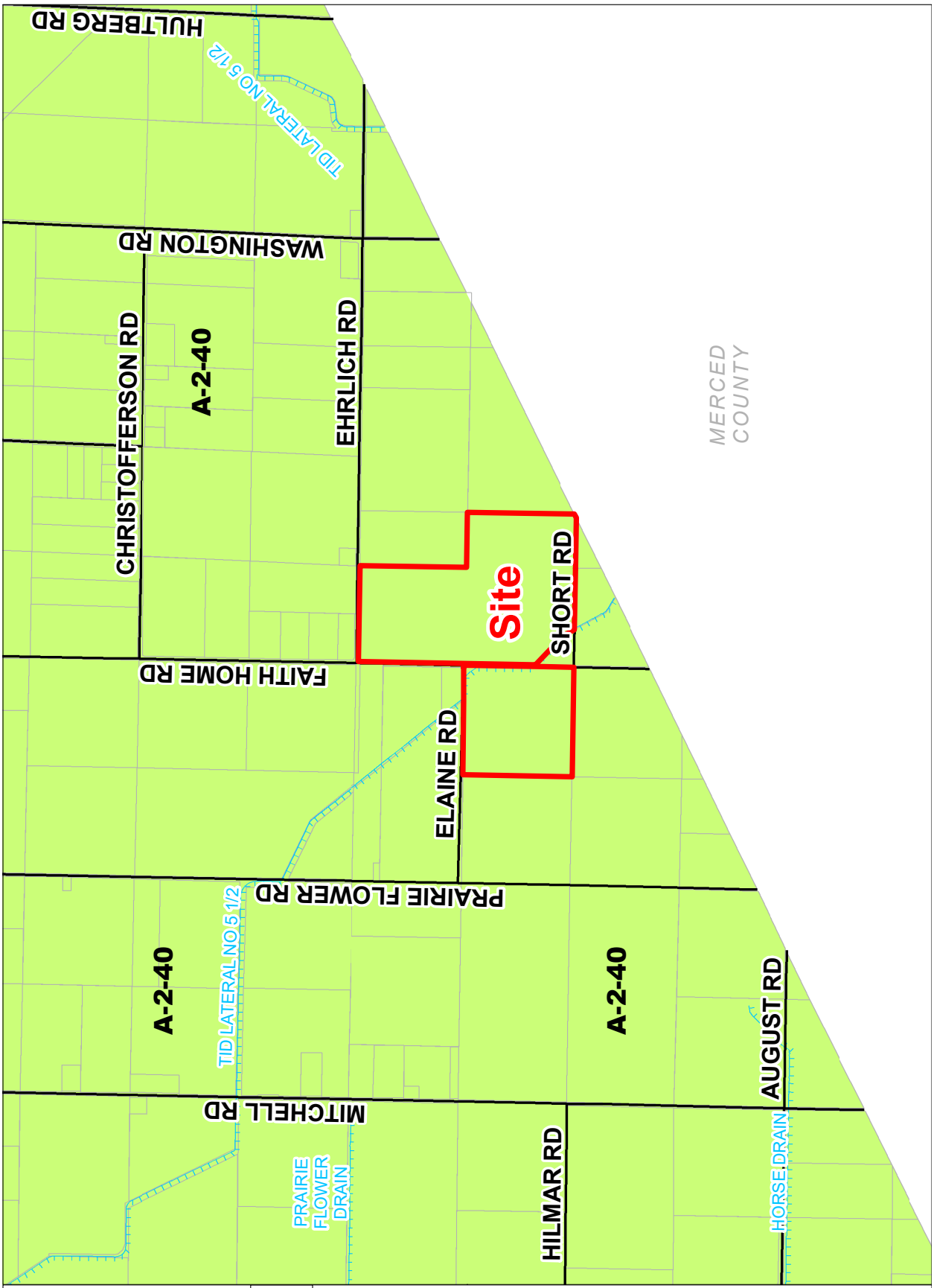


**SILVA'S HOLSTIENS
DAIRY
UP
PLN2021-0030**

ZONING MAP

LEGEND

-  Project Site
 -  Parcel
 -  Road
 -  Canal
- Zoning Designation**
-  General Agriculture 40 Acre






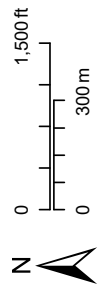
Source: Planning Department GIS Date: 5/25/2021

**SILVA'S HOLSTIENS
DAIRY
UP
PLN2021-0030**

2017 AERIAL AREA MAP

LEGEND

-  Project Site
-  Road
-  Canal



Source: Planning Department GIS




Date: 5/25/2021

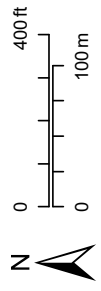


**SILVA'S HOLSTIENS
DAIRY
UP
PLN2021-0030**

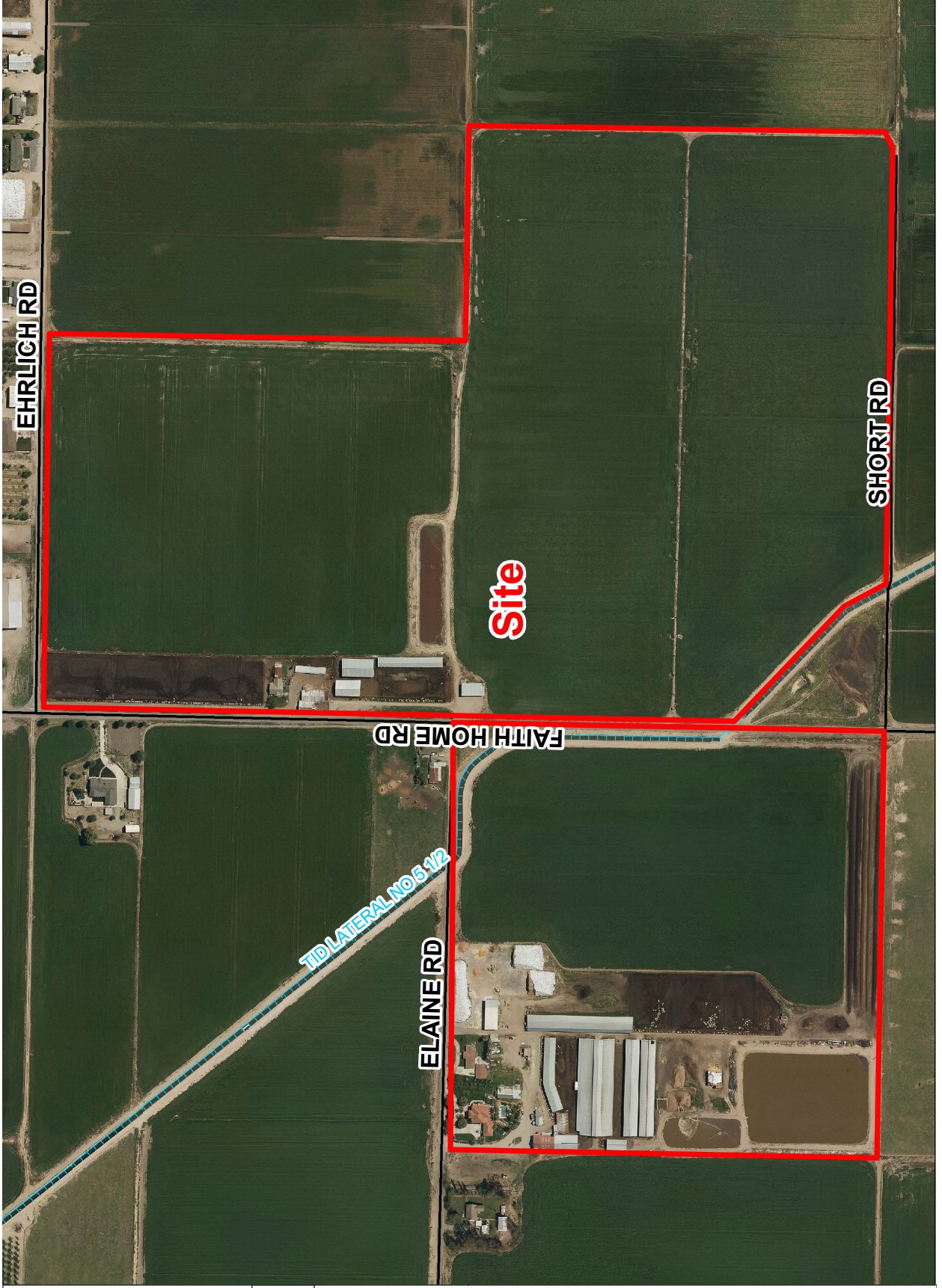
2017 AERIAL SITE MAP

LEGEND

-  Project Site
-  Road
-  Canal







Source: Planning Department GIS Date: 5/25/2021

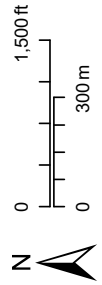


**SILVA'S HOLSTIENS DAIRY
UP
PLN2021-0030**

ACREAGE MAP

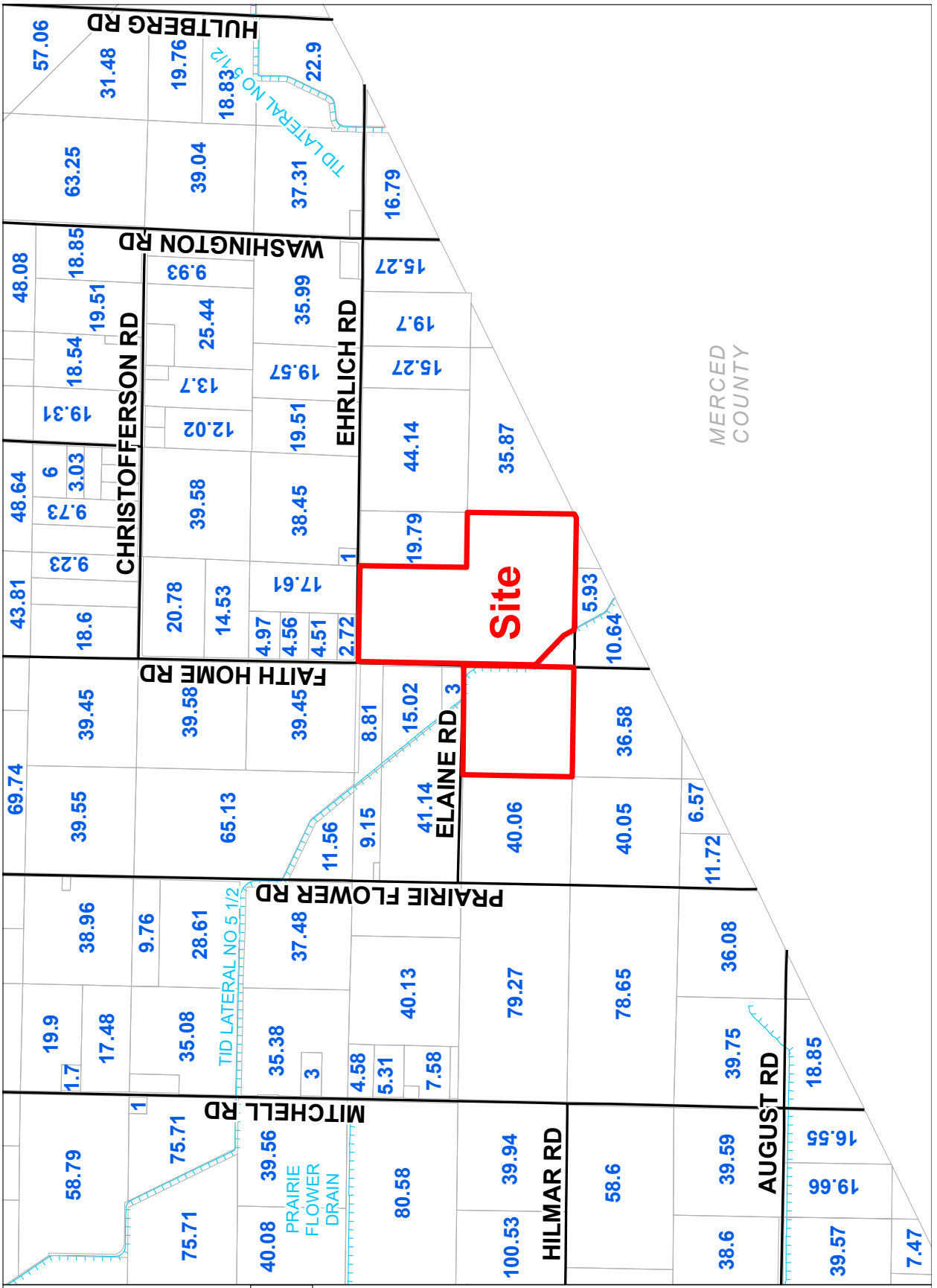
LEGEND

-  Project Site
-  Parcel/Acres
-  Road
-  Canal



Source: Planning Department GIS

Date: 5/25/2021



Sousa Engineering
PH 1022931918
WWW.SOUSAENGINEERING.COM

PO BOX 1913
DUNELM, CA 95011

STANISLAUS COUNTY,
SILVA'S HOLSTENS
TO ACCOMPANY USE PERMIT
APPLICATION

DATE: 3/19/2024
FILE: 10-1844493
JOB NO: 2021-003
DRAWN BY: MS
CHECKED BY: MS

VICINITY MAP

PROJECT SITE INFORMATION

APPLICANT: SILVA HOLDINGS DARY
TULLOCK, CA 95300

PROPERTY OWNER: MARVIE BULL
TULLOCK, CA 95300

PROPERTY ADDRESS: 6700 S. 15TH AVENUE
TULLOCK, CA 95300

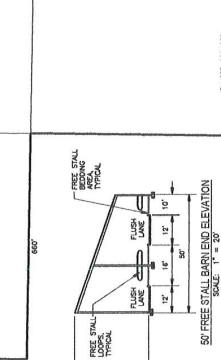
PROPERTY ASSessor'S PARCEL NUMBER: 057-013-018,
057-022-012

PROPOSED BUILDING SQUARE FOOTAGE: 29,475 S.F.

THE PROJECT SITE IS LOCATED BETWEEN THE '37' AND '80' PARCELS SHOWN ON THE TULLOCK ZONING MAP AND ZONING MAP IS DESIGNATED AS 'R-1'. THE PROJECT SITE IS TO BE OUTSIDE THE CITY OF TULLOCK, STANISLAUS COUNTY, CALIFORNIA.

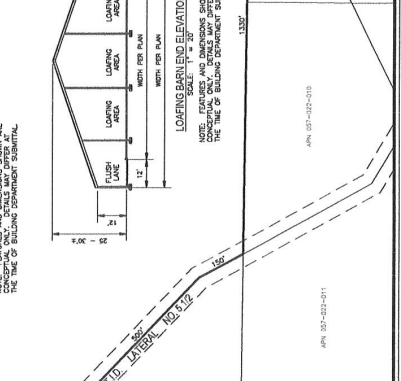
THE PROJECT SITE IS LOCATED BETWEEN THE '37' AND '80' PARCELS SHOWN ON THE TULLOCK ZONING MAP AND ZONING MAP IS DESIGNATED AS 'R-1'. THE PROJECT SITE IS TO BE OUTSIDE THE CITY OF TULLOCK, STANISLAUS COUNTY, CALIFORNIA.

ALL STRUCTURES LABELED "SHOCK BARN" OR "FREE STALL BARN" ARE ANIMAL HOUSING STRUCTURES.

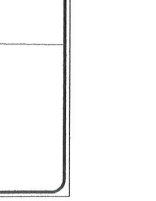


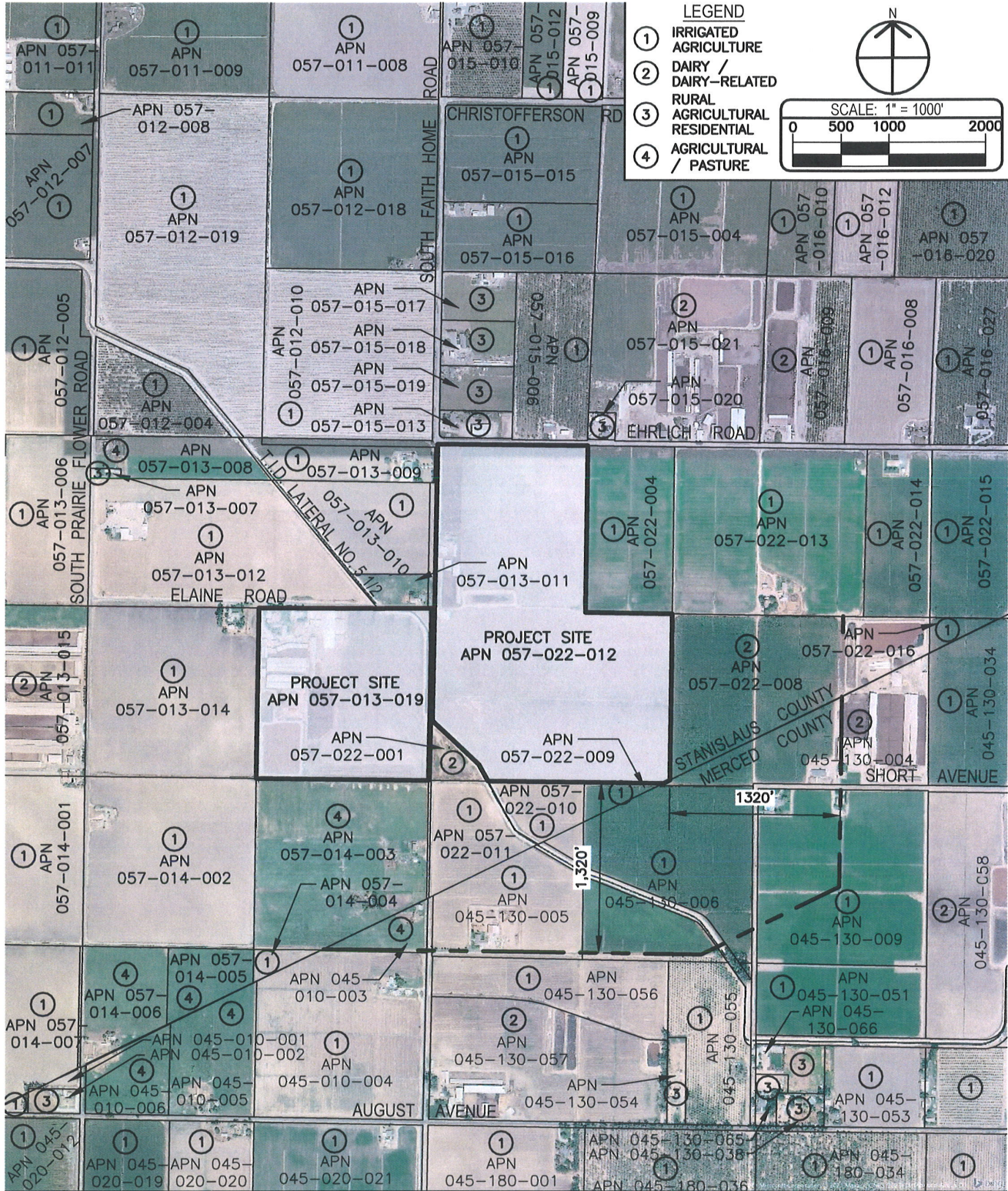
FACILITY BUILDING DIMENSIONS

BUILDING NO.	LENGTH (FT.)	WIDTH (FT.)	AREA (SQ. FT.)
1	28.4	55	1,562.0
2	28.4	55	1,562.0
3	28.4	55	1,562.0
4	28.4	55	1,562.0
5	28.4	55	1,562.0
6	28.4	55	1,562.0
7	28.4	55	1,562.0
8	28.4	55	1,562.0
9	28.4	55	1,562.0
10	28.4	55	1,562.0
11	28.4	55	1,562.0
12	28.4	55	1,562.0
13	28.4	55	1,562.0
14	28.4	55	1,562.0
15	28.4	55	1,562.0
16	28.4	55	1,562.0
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18	28.4	55	1,562.0
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20	28.4	55	1,562.0
21	28.4	55	1,562.0
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23	28.4	55	1,562.0
24	28.4	55	1,562.0
25	28.4	55	1,562.0
26	28.4	55	1,562.0
27	28.4	55	1,562.0
28	28.4	55	1,562.0
29	28.4	55	1,562.0
30	28.4	55	1,562.0
31	28.4	55	1,562.0
32	28.4	55	1,562.0
33	28.4	55	1,562.0
34	28.4	55	1,562.0
35	28.4	55	1,562.0
36	28.4	55	1,562.0
37	28.4	55	1,562.0
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88	28.4	55	1,562.0
89	28.4	55	1,562.0
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92	28.4	55	1,562.0
93	28.4	55	1,562.0
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95	28.4	55	1,562.0
96	28.4	55	1,562.0
97	28.4	55	1,562.0
98	28.4	55	1,562.0
99	28.4	55	1,562.0
100	28.4	55	1,562.0



LOADING BARN END ELEVATION
NOTE: FEATURES AND DIMENSIONS SHOWN ARE CONCEPTUAL ONLY. DETAILS MAY VARY AT THE TIME OF BUILDING DEPARTMENT SUBMITTAL.





SOUSA
ENGINEERING
INFRASTRUCTURE - DEVELOPMENT -
AGRICULTURE

PO BOX 1613
OAKDALE, CA 95361

PH: (209)238-3151
WWW.SOUSAENG.COM

AREA LAND USE MAP
SILVA'S HOLSTEINS DAIRY

STANISLAUS COUNTY, CA

NOTE: Approval of this application is valid only if the following conditions are met. This permit shall expire unless activated within 18 months of the date of approval. In order to activate the permit, it must be signed by the applicant and one of the following actions must occur: (a) a valid building permit must be obtained to construct the necessary structures and appurtenances; or, (b) the property must be used for the purpose for which the permit is granted. (Stanislaus County Ordinance 21.104.030)

CONDITIONS OF APPROVAL

USE PERMIT APPLICATION NO. PLN2021-0030 SILVA'S HOLSTEINS DAIRY

Department of Planning and Community Development

1. Use(s) shall be conducted as described in the application and supporting information (including the plot plan) as approved by the Planning Commission and/or Board of Supervisors and in accordance with other laws and ordinances.
2. Pursuant to Section 711.4 of the California Fish and Game Code (effective January 1, 2014), the applicant is required to pay a California Department of Fish and Wildlife (formerly the Department of Fish and Game) fee at the time of filing a "Notice of Determination." Within five (5) days of approval of this project by the Planning Commission or Board of Supervisors, the applicant shall submit to the Department of Planning and Community Development a check for **\$2,605.00**, made payable to **Stanislaus County**, for the payment of California Department of Fish and Wildlife and Clerk-Recorder filing fees.

Pursuant to Section 711.4 (e) (3) of the California Fish and Game Code, no project shall be operative, vested, or final, nor shall local government permits for the project be valid, until the filing fees required pursuant to this section are paid.
3. Developer shall pay all Public Facilities Impact Fees and Fire Facilities Fees as adopted by Resolution of the Board of Supervisors. The fees shall be payable at the time of issuance of a building permit for any construction in the development project and shall be based on the rates in effect at the time of building permit issuance.
4. The applicant/owner is required to defend, indemnify, or hold harmless the County, its officers, and employees from any claim, action, or proceedings against the County to set aside the approval of the project which is brought within the applicable statute of limitations. The County shall promptly notify the applicant of any claim, action, or proceeding to set aside the approval and shall cooperate fully in the defense.
5. The Department of Planning and Community Development shall record a Notice of Administrative Conditions and Restrictions with the County Recorder's Office within 30 days of project approval. The Notice includes: Conditions of Approval/Development Standards and Schedule; any adopted Mitigation Measures; and a project area map.
6. Should any archeological or human remains be discovered during development, work

shall be immediately halted within 150 feet of the find until it can be evaluated by a qualified archaeologist. If the find is determined to be historically or culturally significant, appropriate mitigation measures to protect and preserve the resource shall be formulated and implemented. The Central California Information Center shall be notified if the find is deemed historically or culturally significant.

7. A photometric lighting plan shall be submitted for review and approval by the Planning Department, prior to the installation of any additional lighting. All exterior lighting shall be designed (aimed down and toward the site) to provide adequate illumination without a glare effect. This shall include, but not be limited to, the use of shielded light fixtures to prevent skyglow (light spilling into the night sky) and the installation of shielded fixtures to prevent light trespass (glare and spill light that shines onto neighboring properties). The height of any freestanding lighting fixtures should not exceed 15 feet above grade.

Department of Public Works

8. No parking, loading, or unloading of vehicles will be permitted within the Stanislaus County road right-of-way.
9. The developer will be required to install or pay for the installation of any signs and/or markings, if warranted.
10. An Encroachment Permit shall be obtained for the unpaved driveways on Elaine Road, Ehrlich Road, and Faith Home Road that provide access to the project site prior to issuance of a building permit or grading permit, or increasing the herd. The driveways shall be installed as per Stanislaus County Public Work Standards and Specifications.
11. Elaine Road is classified as a 60-foot-wide Local Road. The current right-of-way width of the Elaine Road at the project site is 40 feet for the full road width. The required $\frac{1}{2}$ width of Elaine Road is 30 feet west of the centerline of the roadway. The existing right-of-way is 20 feet south of the centerline of the roadway. The remaining 10 feet south of the centerline shall be dedicated as an Irrevocable Offer of Dedication for the entire parcel frontage, including a chord per current Public Works standards at the intersection of Elaine and Faith Home Roads, prior to issuance of a building permit or grading permit, or increase in the herd.
12. Faith Home Road is classified as an 80-foot-wide Local Road. The current right-of-way width of the Faith Home Road at the project site is 40 feet for the full road width. The required $\frac{1}{2}$ width of Faith Home Road is 40 feet east of the centerline of the roadway. The existing right-of-way is 20 feet east of the centerline of the roadway. The remaining 20 feet east of the centerline shall be dedicated as an Irrevocable Offer of Dedication for the entire parcel frontage, including a chord per current Public Works standards at the intersection of Elaine and Faith Home Roads, prior to issuance of a building permit or grading permit, or increase in the herd.
13. A grading, drainage, and erosion/sediment control plan for the project site shall be submitted for any building permit that will create a larger or smaller building footprint. The grading and drainage plan shall include the following information:
 - A. The plan shall contain drainage calculations and enough information to verify that all runoff will be kept from going onto adjacent properties and Stanislaus County

road right-of-way. Public Works will review and approve the drainage calculations.

- B. For projects greater than one acre in size, the grading drainage and erosion/sediment control plan shall comply with the current State of California National Pollutant Discharge Elimination System (NPDES) General Construction Permit. A Waste Discharge Identification Number (WDID) and a copy of the Notice of Intent (NOI) and the project's Storm Water Pollution Prevention Plan (SWPPP) shall be provided prior to the approval of any grading, if applicable.
- C. The applicant of the grading permit shall pay the current Stanislaus County Public Works weighted labor rate for the plan review of the grading plan.
- D. The applicant of the grading permit shall pay the current Stanislaus County Public Works weighted labor rate for all on-site inspections. The Public Works inspector shall be contacted 48 hours prior to the commencement of any grading or drainage work on-site.

Building Permits Division

- 14. Building permits are required and the project must conform with the California Code of Regulations, Title 24.

Department of Environmental Resources (DER)

- 15. The Facility is subject to the California Employee Housing Act. An Employee Housing Permit will be required for all facilities providing living accommodations for five employees or more. Septic and water requirements shall be met prior to Employee Housing permit process, if applicable. Health and Safety Code - §17008.
- 16. Any new building requiring an on-site wastewater treatment system (OWTS) shall meet all Local Agency Management Program (LAMP) standards and be designed according to type and/or maximum occupancy of the proposed structure to the estimated waste/sewage design flow rate.
- 17. If a new well is proposed to be drilled it will be subject to review under the County's Groundwater Ordinance Section 9.37 and, subject to review of such additional information, the project may be required to provide additional information regarding sustainable groundwater extraction pursuant to the Groundwater Ordinance and California Environmental Quality Act determinations.

Department of Environmental Resources – HAZMAT Division

- 18. The applicant shall contact the Department of Environmental Resources regarding appropriate permitting requirements for hazardous materials, and/or wastes. The applicant and/or occupants handling hazardous materials or generating wastes must notify the Department prior to operation.

Regional Water Quality Control Board

- 19. Prior to increasing the herd or start of construction, the developer shall be responsible for contacting the California Regional Water Quality Control Board to determine if a

Construction Storm Water General Permit and Industrial Storm Water General Permit are complete.

San Joaquin Valley Air Pollution Control District

20. Any construction resulting from this project shall comply with standardized dust controls adopted by the San Joaquin Valley Air Pollution Control District (SJVAPCD) and may be subject to additional regulations/permits, as determined by the SJVAPCD.

Department of Conservation

21. If during development activities, any wells are encountered that were not part of the review, the property owner is expected to immediately notify the Division's construction site well review engineer in the Northern district office, and file for Division review an amended site plan with well casing diagrams. The District office will send a follow-up well evaluation letter to the property owner and local permitting agency.

Mitigation Measures

22. The following Best Management Practices shall be implemented as applicable: Positive drainage shall be included in project design and construction to ensure that excessive ponding does not occur. The design shall comply with Title Three, Division Two, Chapter One, Article 22, Section 646.1 of the Food and Agriculture Code for construction and maintenance of dairy or facility surroundings, corrals, and ramps, as described below. Dirt or unpaved corrals, or unpaved lanes, shall not be located closer than 25 feet from the milking barn or closer than 50 feet from the milk house. Corral drainage must be provided. A paved (concrete or equivalent) ramp or corral shall be provided to allow the animals to enter and leave the milking barn. This paved area shall be curbed (minimum of 6 inches high and 6 inches wide) and sloped to a drain. Cow washing areas shall be paved (concrete or equivalent) and sloped to a drain. The perimeter of the area shall be constructed in a manner that will retain the wash water to a paved drained area. Paved access shall be provided to permanent feed racks, mangers, and water troughs. Water troughs shall be provided with: (1) a drain to carry the water from the corrals; and (2) pavement (concrete or equivalent) which is at least 10 feet wide at the drinking area. The cow standing platform at permanent feed racks shall be paved with concrete or equivalent for at least 10 feet back of the stanchion line. As unpaved areas are cleaned, depressions tend to form, allowing ponding and increased infiltration. Regular maintenance shall include filling of depressions. Personnel shall be taught the correct use of manure collection machines (wheel loaders or elevating scrapers).
23. The applicant shall comply with requirements of the approved Nutrient Management Plan (NMP) and Waste Management Plan (WMP) and implement Central Valley Regional Water Quality Control Board (CVRWQCB) requirements included in the individual Waste Discharge Requirements (WDR) for the proposed expansion. The application rates of liquid and/or solid manure identified within the NMP shall not exceed agronomic rates. Compliance shall be verified by the collection of nutrient samples for nitrogen, potassium, phosphorus, and salts prior to and during application periods to confirm agronomic rates within all portions of cropped areas receiving manure, and to protect water supplies.

24. The applicant shall comply with the permit requirements to protect surface waters and groundwater from salts in wastewater, in conformance with the Central Valley Regional Water Quality Control Board's (CVRWQCB) Resolution R5-2018-0034.
25. The applicant shall enroll in the Central Valley Dairy Representative Monitoring Program (CVDRMP) to meet the requirements for groundwater monitoring.
26. Groundwater monitoring of the on-site domestic and irrigation wells as required under the General Order and individual Waste Discharge Requirements (WDR) shall be completed by the dairy operator. Potential future groundwater monitoring wells may be sampled as required by the WDR or depending on the success of the regional representative monitoring program. A well monitoring schedule shall be incorporated into the WDR issued for the facility.
27. After project implementation and subsequent groundwater monitoring, if the dairy shows increased concentration in groundwater of constituents of concern, additional manure exportation, a reduction in herd size, or additional crop acres may be necessary to accommodate the proposed expansion. A new Report of Waste Discharge (ROWD) may be required by the Central Valley Regional Water Quality Control Board (CVRWQCB). The ROWD shall clearly demonstrate that the herd size will not constitute a threat to groundwater quality. If necessary, the CVRWQCB shall revise the WDR issued to the facility.

*Please note: If Conditions of Approval/Development Standards are amended by the Planning Commission or Board of Supervisors, such amendments will be noted in the upper right-hand corner of the Conditions of Approval/Development Standards; new wording is in **bold**, and deleted wording will have a ~~line through it~~.*



CEQA INITIAL STUDY

Adapted from CEQA Guidelines APPENDIX G Environmental Checklist Form, Final Text, January 1, 2020

1. **Project title:** Use Permit Application No. PLN2021-0030 – Silva’s Holsteins Dairy
2. **Lead agency name and address:** Stanislaus County
1010 10th Street, Suite 3400
Modesto, CA 95354
3. **Contact person and phone number:** Avleen Aujla, Assistant Planner
(209) 525-6330
4. **Project location:** 6706 Elaine Road and 6612 South Faith Home Road, between Ehrlich Road and the Merced County border, in the Turlock area. (APNs: 057-013-019, 057-022-012).
5. **Project sponsor’s name and address:** Manny Sousa, Sousa Engineering
PO Box 1613
Oakdale, CA 95361
6. **General Plan designation:** Agriculture
7. **Zoning:** General Agriculture (A-2-40)
8. **Description of project:**

Request to expand an existing dairy facility, operating on two parcels totaling 124± acres, in the General Agriculture (A-2-40) zoning district, by expanding the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows); and to increase support stock numbers by 1,015, from 885 to 1,900 heifers. The proposed support stock will consist of 600 heifers, 15-24 months old; 600 heifers, 7-14 months; 350 calves, 4-6 months old; and 350 calves, 0-3 months. The total number of animal units is to increase by 2,120. Consequently, additional waste will be generated. The dairy’s existing Waste Management plan (WMP) and Nutrient Management Plan (NMP) were revised to account for the increase in waste and resulting storage and disposal needs associated with the increase in herd size. The updated WMP estimates that the expansion will increase the daily manure production by 3,135 cubic feet, for a total of 5,889 cubic feet of manure per-day, which equates to approximately 10,588,324 gallons and 1,415,453 cubic feet of manure per year (pre-separation). The estimated wastewater storage needs will be accommodated by the existing capacity of the on-site lagoons.

The existing dairy facility is developed with areas for feed storage, waste containment, milking facility infrastructure, and utilities. Due to the proposed increase in animal units, the applicant is also proposing to construct four shade barns within the existing dairy production area footprints on the two project parcels, totaling 146,650 square feet. The existing facility is currently improved with 306,674± square feet of dairy facilities and approximately 26± acres of corrals, storage ponds, and feed storage.

Two solid settling basins and a wastewater settling pond are located on the southern portion of the Assessor Parcel No. (APN) 057-013-019 and one is located on south-western portion of the parcel identified as APN 057-022-012. Nutrients produced from the herd will be utilized to fertilize approximately 225± acres of irrigated cropland on parcels surrounding the existing dairy operation owned by the property owner as well as two parcels located to the north and east of the dairy that are not owned by the dairy property owner. Hours of operation are 24-hours a day, seven days a week. There are currently four single-family dwellings on-site which are occupied by employees on APN 057-013-019. The proposed request is expected to increase the number of employees by one for a total of six employees on a maximum shift. No

additional employee housing is proposed as part of this request. The applicant does not anticipate any customers on-site. The dairy currently receives three visits for tallow and veterinary services every two weeks, and a combined total of four milk and feed truck trips per-day. The proposed request is expected to increase the number of feed truck trips from one to two per-day, and milk truck trips from three to six per-day for a new combined total of eight feed and milk truck trips per-day. Both parcels used for the dairy are served by private wells and septic systems. The parcel identified as APN 057-013-019 takes access off County-maintained Elaine Road and APN 057-022-012 takes access off County-maintained South Faith Home Road, via one driveway each.

- 9. Surrounding land uses and setting:** Confined animal facilities, irrigated cropland, and scattered single-family dwellings in all directions; City of Turlock approximately 3 miles to the northeast; and the County of Merced to the south.
- 10. Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.):** Stanislaus County Department of Public Works
Stanislaus County Department of Environmental Resources
Regional Water Quality Control Board
San Joaquin Valley Air Pollution Control District
- 11. Attachments:**
- I. Waste Management Plan prepared by Sousa Engineering, dated March 2021.
 - II. Nutrient Management Plan prepared by Cardoso Ag Services, dated March 2021.
 - III. Health Risk Assessment prepared by Trinity Consultants., dated May 2022.
 - IV. Ambient Air Quality Analysis (AAQA) prepared by Trinity Consultants, dated May 2022.

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a “Potentially Significant Impact” as indicated by the checklist on the following pages.

- | | | |
|---|---|---|
| <input type="checkbox"/> Aesthetics | <input type="checkbox"/> Agriculture & Forestry Resources | <input type="checkbox"/> Air Quality |
| <input type="checkbox"/> Biological Resources | <input type="checkbox"/> Cultural Resources | <input type="checkbox"/> Energy |
| <input type="checkbox"/> Geology / Soils | <input type="checkbox"/> Greenhouse Gas Emissions | <input type="checkbox"/> Hazards & Hazardous Materials |
| <input checked="" type="checkbox"/> Hydrology / Water Quality | <input type="checkbox"/> Land Use / Planning | <input type="checkbox"/> Mineral Resources |
| <input type="checkbox"/> Noise | <input type="checkbox"/> Population / Housing | <input type="checkbox"/> Public Services |
| <input type="checkbox"/> Recreation | <input type="checkbox"/> Transportation | <input type="checkbox"/> Tribal Cultural Resources |
| <input type="checkbox"/> Utilities / Service Systems | <input type="checkbox"/> Wildfire | <input type="checkbox"/> Mandatory Findings of Significance |

DETERMINATION: (To be completed by the Lead Agency)

On the basis of this initial evaluation:

- I find that the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A **MITIGATED NEGATIVE DECLARATION** will be prepared.
- I find that the proposed project **MAY** have a significant effect on the environment, and an **ENVIRONMENTAL IMPACT REPORT** is required.
- I find that the proposed project **MAY** have a “potentially significant impact” or “potentially significant unless mitigated” impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An **ENVIRONMENTAL IMPACT REPORT** is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or **NEGATIVE DECLARATION** pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or **NEGATIVE DECLARATION**, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

Signature on file

 Prepared by Avleen K. Aujla

July 19, 2022

 Date

EVALUATION OF ENVIRONMENTAL IMPACTS:

- 1) A brief explanation is required for all answers except “No Impact” answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A “No Impact” answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A “No Impact” answer should be explained where it is based on project-specific factors as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis).
- 2) All answers must take account of the whole action involved, including off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3) Once the lead agency has determined that a particular physical impact may occur, than the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. “Potentially Significant Impact” is appropriate if there is substantial evidence that an effect may be significant. If there are one or more “Potentially Significant Impact” entries when the determination is made, an EIR is required.
- 4) “Negative Declaration: Less Than Significant With Mitigation Incorporated” applies where the incorporation of mitigation measures has reduced an effect from “Potentially Significant Impact” to a “Less Than Significant Impact.” The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from Section XVII, “Earlier Analyses,” may be cross-referenced).
- 5) Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration.

Section 15063(c)(3)(D). In this case, a brief discussion should identify the following:

- a) **Earlier Analysis Used.** Identify and state where they are available for review.
 - b) **Impacts Adequately Addressed.** Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
 - c) **Mitigation Measures.** For effects that are “Less than Significant with Mitigation Measures Incorporated,” describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.
- 6) Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). References to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
 - 7) **Supporting Information Sources:** A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.
 - 8) This is only a suggested form, and lead agencies are free to use different formats; however, lead agencies should normally address the questions from this checklist that are relevant to a project’s environmental effects in whatever format is selected.
 - 9) The explanation of each issue should identify:
 - a) the significant criteria or threshold, if any, used to evaluate each question; and
 - b) the mitigation measure identified, if any, to reduce the impact to less than significant.

ISSUES

I. AESTHETICS – Except as provided in Public Resources Code Section 21099, could the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Have a substantial adverse effect on a scenic vista?			X	
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?			X	
c) In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surroundings? (Public views are those that are experienced from publicly accessible vantage point). If the project is in an urbanized area, would the project conflict with applicable zoning and other regulations governing scenic quality?			X	
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?			X	

Discussion: The site itself is not considered to be a scenic resource or unique scenic vista. The only scenic designation in the County is along Interstate 5, which is not near the project site. As the site is already developed with a dairy facility, aesthetics associated with the project site are not anticipated to change as a result of this project. Standard conditions of approval will be added to this project to address glare and nightglow from any proposed on-site lighting.

Mitigation: None.

References: Application information; Stanislaus County Zoning Ordinance; the Stanislaus County General Plan; and Support Documentation¹.

II. AGRICULTURE AND FOREST RESOURCES: In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state’s inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board. -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?			X	
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?			X	

<p>c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?</p>			<p>X</p>	
<p>d) Result in the loss of forest land or conversion of forest land to non-forest use?</p>				<p>X</p>
<p>e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?</p>			<p>X</p>	

Discussion: This is a request to proposes to expand the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows); and to increase support stock numbers by 1,015, from 885 to 1,900 heifers. The existing dairy operation has been previously developed with areas for feed storage, waste containment, milking facility infrastructure, and utilities. Due to the proposed increases in animal units, the applicant proposes to construct four shade barns totaling 146,650 square feet within the existing dairy production area boundary. Nutrients produced from the herd will be utilized to fertilize 225± acres of irrigated cropland on three parcels under the same ownership within the vicinity of the project site, as well as three parcels located to the north and east of the dairy that are under separate ownership. The project site and surrounding properties are zoned General Agriculture (A-2-40) and are designated Agriculture in the Stanislaus County General Plan.

The Stanislaus County’s Williamson Act Uniform Rules defines prime farmland as land that qualifies for rating as class I or class II in the Natural Resource Conservation Service land use capability classification, land which qualifies for rating of 80 through 100 in the Storie Index Rating, irrigated pastureland which supports livestock used for the production of food and fiber, or land planted with crops that gross \$800 per acre for three of the last five years. The USDA uses the class system for soils which ranges from I to VIII to score the capability of the soils for agricultural production, with Class I soils being the most productive and Class VIII soils being non-agricultural. The California Revised Storie Index is a rating system based on soil properties, including texture, steepness, and drainage, that dictate the potential for soils to be used for irrigated agricultural production in California. This rating system grades soils with an index rating between 81-100 to be excellent (Grade 1), 61-80 to be good (Grade 2), 41-60 to be fair (Grade 3), 21-40 to be poor (Grade 4), 11-20 to be very poor (Grade 5), and 10 or less to be nonagricultural (Grade 6). The USDA Natural Resources Conservation Service’s Eastern Stanislaus County Soil Survey indicates that the 66%± of the project site’s soil is classified as being comprised Hilmar loamy sand, with 0 to 1 percent slopes which has a Storie Index Rating of 68 (Grade 2) and is rated Class 3w and 34%± Hilmar loamy sand slightly saline-alkali, with 0 to 1 percent slopes, which has a Storie Index Rating of 54 (Grade 3), and is rated Class 3w. The project site is designated by the California Department of Conservation Farmland Mapping and Monitoring Program as Unique Farmland, Confined Animal Agriculture, and Farmland of Statewide Importance. In spite of the soils not considered to be prime, the site does qualify as prime agricultural land based on the site having irrigated land which supports livestock used for the production of food and fiber.

The Agricultural Element includes a requirement for an agricultural buffer to protect the long-term health of local agriculture by minimizing conflicts resulting from normal agricultural practices as a consequence of new or expanding uses approved in or adjacent to the A-2 (General Agriculture) zoning district. These guidelines apply to all new or expanding uses approved by discretionary permit in the A-2 zoning district or on a parcel adjoining the A-2 zoning district. However, dairies are considered to be a permitted agricultural use in the A-2 zoning district in Stanislaus County. Use permits are only processed for the expansion of dairy facilities when the Regional Water Quality Control Board (RWQCB) determines that Waste Discharge Requirements (WDRs) are required, which requires CEQA compliance. As dairies are a permitted use, an agricultural buffer is not required for this project.

Additionally, the project site is currently enrolled under California Land Conservancy (“Williamson Act”) Contracts, with the parcel identified by Assessor Parcel Number (APN) 057-013-019 enrolled under Contract No: 1977-2676 and APN 057-022-012 enrolled under Contract No. 1971-410. Uses requiring use permits that are approved on lands under California Land Conservation Contracts (Williamson Act Contracts) shall be consistent with all of the following principles of compatibility:

1. The use will not significantly compromise the long-term productive agricultural capability of the subject contracted parcel or parcels or on other contracted lands in the A-2 zoning district;

2. The use will not significantly displace or impair current or reasonably foreseeable agricultural operations on the subject contracted parcel or parcels or on other contracted lands in the A-2 zoning district; and
3. The use will not result in the significant removal of adjacent contracted land from agricultural or open-space use.

As a permitted agricultural use, the project is considered to be consistent with the Williamson Act Principals of Compatibility.

The project will have no impact to forest land or timberland. The project does not appear to conflict with any agricultural activities in the area and/or lands enrolled in the Williamson Act. The project was referred to the Department of Conservation, and no response has been received to date.

Based on the specific features and design of this project, it does not appear this project will impact the long-term productive agricultural capability of surrounding contracted lands in the A-2 zoning district. There is no indication this project will result in the removal of adjacent contracted land from agricultural use.

Mitigation: None.

References: Application information; Referral response from the Regional Water Quality Control Board, dated July 23, 2021; USDA Natural Resource Conservation Service Web Soil Survey; USDA Soil Conservation Service Soil Survey of Eastern Stanislaus Area CA; California Farmland Mapping and Monitoring Program Data; Application Materials; Stanislaus County General Plan and Support Documentation¹.

III. AIR QUALITY: Where available, the significance criteria established by the applicable air quality management district or air pollution control district may be relied upon to make the following determinations. -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Conflict with or obstruct implementation of the applicable air quality plan?			X	
b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard?			X	
c) Expose sensitive receptors to substantial pollutant concentrations?			X	
d) Result in other emissions (such as those odors adversely affecting a substantial number of people)?			X	

Discussion: The proposed project is located within the San Joaquin Valley Air Basin (SJVAB) and, therefore, falls under the jurisdiction of the San Joaquin Valley Air Pollution Control District (SJVAPCD). In conjunction with the Stanislaus Council of Governments (StanCOG), the SJVAPCD is responsible for formulating and implementing air pollution control strategies. The SJVAPCD’s most recent air quality plans are the 2007 PM10 (respirable particulate matter) Maintenance Plan, the 2008 PM2.5 (fine particulate matter) Plan, and the 2007 Ozone Plan. These plans establish a comprehensive air pollution control program leading to the attainment of state and federal air quality standards in the SJVAB, which has been classified as “extreme non-attainment” for ozone, “attainment” for respirable particulate matter (PM-10), and “non-attainment” for PM 2.5, as defined by the Federal Clean Air Act.

This project requests to expand the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows). The existing dairy facility is developed with areas for feed storage, waste containment, milking facility infrastructure, and utilities. Due to the proposed increase in animal units, the applicant is also proposing to construct four shade barns within the existing dairy production area footprints on the two project parcels, totaling 146,650 square feet. The existing facility is currently improved with 306,674± square feet of dairy facilities and approximately 26± acres of corrals, storage ponds, and feed storage. The proposed request is expected to increase the number of employees by one for a total of six employees on a maximum shift. No additional employee housing is proposed as part of this request. The applicant does not anticipate any customers on-site. The dairy currently receives three visits for tallow and veterinary services every two weeks, and a combined total of four milk and feed truck trips per-day. The proposed request is expected to increase the number of feed truck trips from one to two per-day, and milk truck trips from three to six per-day for a new

combined total of eight feed and milk truck trips per-day. The project is not expected to exceed a total of 110 vehicle trips per-day.

A referral response was received from the SJVAPCD indicating that emissions resulting from construction and/or operation of the project may exceed the District's thresholds of significance for carbon monoxide (CO), oxides of nitrogen (NO_x), reactive organic gases (ROG), oxides of sulfur (SO_x), and particulate matter (PM₁₀ and PM_{2.5}). The SJVAPCD recommended that a more detailed preliminary review of the project be conducted for the project's construction and operational emissions. Further, the Air District recommended other potential air impacts related to Toxic Air Contaminants, Ambient Air Quality Standards, and Hazards and Odors be addressed. The SJVAPCD recommended the project be evaluated for potential health impacts to surrounding receptors (on-site and off-site) resulting from operational and multi-year construction Toxic Air Contaminants (TAC) emissions, and stated that a Health Risk Assessment should evaluate the risk associated with sensitive receptors in the area and mitigate any potentially significant risk to help limit emission exposure to sensitive receptors. The SJVAPCD also recommended the County evaluate heavy duty truck routing patterns to help limit emission exposure to sensitive receptors, reduce idling of heavy duty trucks, and utilize zero emission equipment.

The Air District response also indicated that the project is subject to District Rule 2010 (Permits Required) and Rule 2201 (New and Modified Stationary Source Review). The project may also be subject to the following rules: Regulation VIII, (Fugitive PM₁₀ Prohibitions), Rule 4102 (Nuisance), Rule 4601 (Architectural Coatings), Rule 4641 (Cutback, Slow Cure, and Emulsified Asphalt, Paving and Maintenance Operations), Rule 4550 (Conservation Management Practices), and Rule 4570 (Confined Animal Facilities). In the event an existing building will be renovated, partially demolished or removed, the project may be subject to District Rule 4002 (National Emission Standards for Hazardous Air Pollutants). The project may be subject to other applicable District permits and rules, which must be met as part of the District's Authority to Construct (ATC) permitting process.

In response to the Air District comments, a Health Risk Assessment (HRA) was prepared by Trinity Consultants, dated May 2022. The HRA examined the combined impacts from construction and operations of the project. Emissions of hazardous air pollutants (HAPs) attributable to the proposed construction activities, including diesel particulate matter (DPM) in exhaust from the construction equipment, off-road equipment, and truck traffic associated with the project, as well as animal movement, manure management, and on-site mobile sources were calculated using the California Emissions Estimator Model (CalEEMod) for the basis of project analysis. Construction emissions associated with the construction of the four proposed freestall barns were evaluated assuming construction would occur within three phases, which were estimated to take approximately six, two, and six months, respectively, beginning within two years of issuance of a Conditional Use Permit (CUP) and completing during the first six years. The total CalEEMod vehicle emissions were scaled to represent the round-trip travel distance of 0.16 miles for milk tankers, 0.21 miles for commodity delivery trucks, and 0.57 miles for manure transporters. Construction equipment sources evaluated included diesel-fueled dozers, loaders, backhoes, excavators, graders, cranes, forklifts, generator sets, concrete/industrial saws, and welders. CalEEMod's default equipment listing for general heavy industrial usages were utilized. Default horsepower, daily operating hours, and load factors were also used. Operational mobile sources include a diesel-fueled solids manure removal trucks, feed loading tractor, a bedding delivery tractor, and a feed delivery tractor. Other diesel-fueled sources that will not have an increase in usage as a result of the project are a scraping tractor, milk tankers, and commodity delivery trucks. There will also be emissions from the housing barns, milk barn, lagoons, solid manure storage, and land application areas associated with increased herd size.

The air dispersion model, which calculates the concentration of selected pollutants at specific downwind points such as residential or off-site workplace receptors, used for this HRA was the American Meteorological Society/Environmental Protection Agency Regulatory Model (AERMOD), which is the model recommended by the SJVAPCD. The construction activities, animal housing areas, milk barn, lagoons, solid manure storage and land application areas were modeled as area sources. A total of 303 receptors, consisting of single-family residences and workers were assessed in the HRA modeling. The nearest off-site sensitive receptor is approximately 90 feet from the dairy.

Ambient air concentrations were predicted with dispersion modeling to arrive at a conservative estimate of increased individual carcinogenic risk that might occur as a result of continuous exposure over a 70-year lifetime. Similarly, concentrations of compounds with non-cancer adverse health effects were used to calculate health hazard indexes (HI), which are the ratio of expected exposure to acceptable exposure. The SJVAPCD has set the level of significance for carcinogenic risk to twenty in one million, which is understood as the possibility of causing twenty additional cancer cases in a population of one million people. The level of significance for acute and chronic non-cancer risk is a hazard index of 1.0. The maximum predicted cancer risk among the modeled receptors is 19.66 in one million, which is below the significance level of twenty in one million. The maximum predicted acute and chronic non-cancer hazard indices among the modeled receptors are 0.744 and 0.340, respectively, which is below the significance level for chronic and acute

significance level. The HRA found that the cancer risk at all receptor locations were predicted to be below the SJVAPCD significance threshold, and the Chronic Hazard Index (HI) was well below the non-cancer thresholds at all locations. The Point of Maximum Impact (PMI), Maximally Exposed Individual Resident (MEIR), and Maximally Exposed Individual Worker (MEIW) were calculated for cancer risk and non-cancer chronic health index. As both acute and chronic non-cancer hazard indices and carcinogenic risk are below the SJVAPCD's level of significance, the potential health risk attributable to the proposed project is determined to be less than significant.

The Air District recommends that an AAQA be performed for all criteria pollutants when emissions of any criteria pollutant resulting from project construction or operational activities exceed the 100 pounds per-day screening level, after compliance with Rule 9510 requirements (which does not apply to this project) and implementation of all enforceable mitigation measures. An Ambient Air Quality Analysis (AAQA) was prepared by Trinity Consultants, dated May 2022. On-site mobile sources for this facility include a diesel-fueled feed loading tractor, a manure loading tractor, manure scraping tractor, a feed delivery tractor, a bedding delivery tractor, milk tankers, solids removal trucks and commodity delivery trucks. The increased herd size will require additional usage and trips for all trucks, the feed load tractor, the manure load tractor and the feed delivery tractor. Emissions for tractors were calculated using the EPA's Nonroad Compression-Ignition Engines - Exhaust Emission Standards for the appropriate engine horsepower (HP) and year and load factors for the appropriate engine horsepower from California Emissions Estimator Model (CalEEMod) Appendix D, Tables 3.3 and 3.4 (CAPCOA 2013). Diesel truck running emissions are based on EMFAC2021 emission factors specific to Stanislaus County for vehicle category "T7 Single Other Class 8." Diesel trucks were assumed to have 15 minutes of idling per visit. Diesel truck combustion emissions of PM2.5 were set equal to PM10 emissions. There will be no increases in one hour emissions from tractors because additional tractor usage will not occur in the same one hour period as the existing equipment. The proposed project's construction and operational activities will not exceed 100 pounds per-day of any criteria pollutant that has an ambient air quality standard. Further, the document found that project-related emissions are not anticipated to contribute significantly to any California Ambient Air Quality Standards (CAAQS) violations. Therefore, the proposed project is considered less than significant for ambient air quality impacts.

The SJVAPCD reviewed the HRA and AAQA and agreed with the document's findings that the health risks were less than significant. Impacts to air quality are anticipated to be less than significant.

Mitigation: None.

References: Application information; Referral response from the San Joaquin Valley Air Pollution Control District (SJVAPCD) dated July 21, 2021; Referral response to HRA from the SJVAPCD, dated June 23, 2022; Health Risk Assessment and Ambient Air Quality Analysis, prepared by Trinity Consultants, dated May 2022; San Joaquin Valley Air Pollution Control District - Regulation VIII Fugitive Dust/PM-10 Synopsis; www.valleyair.org; and the Stanislaus County General Plan and Support Documentation¹.

IV. BIOLOGICAL RESOURCES -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?			X	
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?			X	
c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?			X	

d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?			X	
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?			X	
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?			X	

Discussion: The project is located within the Hatch Quad of the California Natural Diversity Database (CNDDDB). There are five species of animals which are state or federally listed, threatened, or identified as species of special concern within the Hatch California Natural Diversity Database Quad. These species include the following: Swainson's hawk, tricolored blackbird, green sturgeon, steelhead, and western pond turtle. According to the CNDDDB, none of the species have been sited within the project area; however, there is one documented sighting of the tricolored blackbird, approximately 2.6 miles southwest and a Swainsons hawk sighting 2.6 miles east of the project site. The entire project site is developed or disturbed in conjunction with routine farming practices.

The project site is developed with an existing dairy and the area where the proposed construction will be located is already disturbed. There are no known Waters of the United States on-site. It does not appear that this project will result in impacts to endangered species or habitats, locally designated species, wildlife dispersal, or mitigation corridors as the site is disturbed and improved. The project is anticipated to have a less than significant impact to biological resources.

The project was referred to the California Department of Fish and Wildlife, and no comments have been received to date.

Mitigation: None.

References: Application information; California Department of Fish and Wildlife’s Natural Diversity Database Quad Species List; California Department of Fish and Wildlife’s Natural Diversity Database spatial data for element occurrences; Stanislaus County General Plan and Support Documentation¹.

V. CULTURAL RESOURCES -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Cause a substantial adverse change in the significance of a historical resource pursuant to in § 15064.5?			X	
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to § 15064.5?			X	
c) Disturb any human remains, including those interred outside of formal cemeteries?			X	

Discussion: As this project is not a General Plan Amendment it was not referred to the tribes listed with the Native American Heritage Commission (NAHC), in accordance with SB 18. Tribal notification of the project was not referred to any tribes in conjunction with AB 52 requirements, as Stanislaus County has not received any requests for consultation from the tribes listed with the NAHC. It does not appear that this project will result in significant impacts to any archaeological or cultural resources. The project site is already developed, and the proposed construction is within the area which has already been disturbed. However, standard conditions of approval regarding the discovery of cultural resources during the construction process will be added to the project.

Mitigation: None.

References: Application information; Stanislaus County General Plan and Support Documentation¹.

VI. ENERGY -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?			X	
b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?			X	

Discussion: The CEQA Guidelines Appendix F states that energy consuming equipment and processes, which will be used during construction or operation such as: energy requirements of the project by fuel type and end use, energy conservation equipment and design features, energy supplies that would serve the project, and total estimated daily vehicle trips to be generated by the project, and the additional energy consumed per trip by mode, which shall be taken into consideration when evaluating energy impacts. Additionally, the project’s compliance with applicable state or local energy legislation, policies, and standards must be considered.

This project requests to expand the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows). The existing dairy facility is developed with areas for feed storage, waste containment, milking facility infrastructure, and utilities. Due to the proposed increase in animal units, the applicant is also proposing to construct four shade barns within the existing dairy production area footprints on the two project parcels, totaling 146,650 square feet. The existing facility is currently improved with 306,674± square feet of dairy facilities and approximately 26± acres of corrals, storage ponds, and feed storage. All construction activities shall be in compliance with all the San Joaquin Valley Air Pollution Control District (SJVAPCD) regulations and with Title 24, Green Building Code, which includes energy efficiency requirements.

Energy consuming equipment and processes include equipment, trucks, and the employee and customer vehicles. These activities would not significantly increase Vehicle Miles Traveled (VMT), due to the number of vehicle trips not exceeding a total of 110 vehicle trips per-day. The dairy currently receives three visits for tallow and veterinary services every two weeks, and a combined total of four milk and feed truck trips per-day. The proposed request is expected to increase the number of feed truck trips from one to two per-day, and milk truck trips from three to six per-day for a new combined total of eight feed and milk truck trips per-day. Additionally, the trucks are the main consumers of energy associated with this project but shall be required to meet all Air District regulations, including rules and regulations that increase energy efficiency for heavy trucks. Consequently, emissions would be minimal. Therefore, consumption of energy resources would be less-than significant without mitigation for the proposed project.

A referral response was received from the SJVAPCD indicating that emissions resulting from construction and/or operation of the project may exceed the District’s thresholds of significance for carbon monoxide (CO), oxides of nitrogen (NOx), reactive organic gases (ROG), oxides of sulfur (SOx), (PM10), and particulate matter. The SJVAPCD recommended that a more detailed preliminary review of the project be conducted for the project’s construction and operational emissions.

Construction and operational emissions were analyzed with the California Emissions Estimator Model (CalEEMOD) as part of an Ambient Air Quality Analysis (AAQA), prepared by Trinity Consultants, dated May, 2022. The analysis evaluated construction and operational ROG, NOx, CO, SO2, PM10, PM2.5, CO2, CH4, and N2O emissions. CalEEMod default equipment listing for general heavy industrial usages were utilized. Default horse power, daily operating hours, and load factors were also used. Operational mobile sources include a diesel-fueled solids manure removal trucks, feed loading tractor, a bedding delivery tractor, and a feed delivery tractor. Other diesel-fueled sources that will not have an increase in usage as a result of the project are manure scraping tractors, milk tankers, and commodity delivery trucks. The actual total construction activities were estimated to be six months. The analysis found the average daily emissions for construction and operational activities associated with this project would not exceed 100 pounds per-day for any criteria pollutant that has an ambient air quality standard and therefore are below the Air District’s thresholds of significance.

Impacts to energy are considered to be less than significant.

Mitigation: None.

References: Application information; Referral response from the San Joaquin Valley Air Pollution Control District (SJVAPCD) dated July 21, 2021; Health Risk Assessment (HRA) and Ambient Air Quality Analysis (AAQA), prepared by Trinity Consultants, dated May 2022; San Joaquin Valley Air Pollution Control District - Regulation VIII Fugitive Dust/PM-10 Synopsi; www.valleyair.org; and the Stanislaus County General Plan and Support Documentation¹.

VII. GEOLOGY AND SOILS -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.			X	
ii) Strong seismic ground shaking?			X	
iii) Seismic-related ground failure, including liquefaction?			X	
iv) Landslides?			X	
b) Result in substantial soil erosion or the loss of topsoil?			X	
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?			X	
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial direct or indirect risks to life or property?			X	
e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?			X	
f) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?			X	

Discussion: The USDA Natural Resources Conservation Service’s Eastern Stanislaus County Soil Survey indicates that the 66%± of the project site’s soil is classified as being comprised Hilmar loamy sand, with 0 to 1 percent slopes which has a Storie Index Rating of 68 (Grade 2) and is rated Class 3w and 34%± Hilmar loamy sand slightly saline-alkali, with 0 to 1 percent slopes, which has a Storie Index Rating of 54 (Grade 3), and is rated Class 3w. As contained in Chapter 5 of the General Plan Support Documentation, the areas of the County subject to significant geologic hazard are located in the Diablo Range, west of Interstate 5; however, as per the California Building Code, all of Stanislaus County is located within a geologic hazard zone (Seismic Design Category D, E, or F) and a soils test may be required at building permit application. Results from the soils test will determine if unstable or expansive soils are present. If such soils are present, special engineering of the structure will be required to compensate for the soil deficiency. Any structures resulting from this project will be designed and built according to building standards appropriate to withstand shaking for the area in which they are constructed. An early consultation referral response received from the Department of Public Works indicated that a grading, drainage, and erosion/sediment control plan for the project will be required, subject to Public Works review and Standards and Specifications. The Department of Environmental Resources (DER) responded to the project requiring that any addition

or expansion of a septic tank or alternative waste water disposal system would require the approval of the DER through the building permit process, which also takes soil type into consideration within the specific design requirements.

The project site is not located near an active fault or within a high earthquake zone. Landslides are not likely due to the flat terrain of the area.

DER, Public Works, and the Building Permits Division review and approve any building or grading permit to ensure their standards are met. Conditions of approval regarding these standards will be applied to the project. Impacts associated with geology and soils are considered to be less than significant.

Mitigation: None.

References: Application information; Referral response from the Department of Environmental Resources (DER), dated August 11, 2021; Referral response from the Stanislaus County Department of Public Works dated July 27, 2021; Stanislaus County General Plan and Support Documentation¹.

VIII. GREENHOUSE GAS EMISSIONS -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?			X	
b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?			X	

Discussion: This project requests to expand the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows). The existing dairy facility is developed with areas for feed storage, waste containment, milking facility infrastructure, and utilities. Due to the proposed increase in animal units, the applicant is also proposing to construct four shade barns within the existing dairy production area footprints on the two project parcels, totaling 146,650 square-feet. The existing facility is currently improved with 306,674± square feet of dairy facilities and approximately 26± acres of corrals, storage ponds, and feed storage. The applicant anticipates increasing employees by one for a total of six employees on a maximum shift. The proposed request is expected to increase the number of feed truck trips from one to two per-day, and milk truck trips from three to six per-day for a new combined total of eight feed and milk truck trips per-day. However, the project is not expected to exceed a total of 110 vehicle trips per-day.

The principal Greenhouse Gasses (GHGs) are carbon dioxide (CO₂), methane (CH₄), nitrous oxide (N₂O), sulfur hexafluoride (SF₆), perfluorocarbons (PFCs), hydrofluorocarbons (HFCs), and water vapor (H₂O). CO₂ is the reference gas for climate change because it is the predominant greenhouse gas emitted. To account for the varying warming potential of different GHGs, GHG emissions are often quantified and reported as CO₂ equivalents (CO₂e). In 2006, California passed the California Global Warming Solutions Act of 2006 (Assembly Bill [AB] No. 32), which requires the California Air Resources Board (ARB) design and implement emission limits, regulations, and other measures, such that feasible and cost-effective statewide GHG emissions are reduced to 1990 levels by 2020. Two additional bills, SB350 and SB32, were passed in 2015 further amending the states Renewables Portfolio Standard (RPS) for electrical generation and amending the reduction targets to 40% of 1990 levels by 2030.

Under its mandate to provide local agencies with assistance in complying with CEQA in climate change matters, the SJVAPCD developed its Guidance for Valley Land-Use Agencies in Addressing GHG Emissions Impacts for New Projects under CEQA. As a general principal to be applied in determining whether a proposed project would be deemed to have a less-than significant impact on global climate change, a project must be in compliance with an approved GHG emission reduction plan that is supported by a CEQA-compliant environmental document or be determined to have reduced or mitigated GHG emissions by 29 percent relative to Business-As-Usual conditions, consistent with GHG emission reduction targets established in ARB’s Scoping Plan for AB 32 implementation. The SJVAPCD guidance is intended to streamline the process of determining if project specific GHG emissions would have a significant effect. The proposed approach relies on the use of performance-based standards and their associated pre-quantified GHG emission reduction effectiveness (Best Performance Standards, or BPS). Establishing BPS is intended to help project proponents, lead agencies, and the

public by proactively identifying effective, feasible mitigation measures. Emission reductions achieved through implementation of BPS would be pre-quantified, thus reducing the need for project specific quantification of GHG emissions.

A referral response was received from the SJVAPCD indicating that emissions resulting from construction and/or operation of the project may exceed the District’s thresholds of significance for carbon monoxide (CO), oxides of nitrogen (NOx), reactive organic gases (ROG), oxides of sulfur (SOx), (PM10), and particulate matter. The SJVAPCD recommended that a more detailed preliminary review of the project be conducted for the project’s construction and operational emissions.

Construction and operational emissions were analyzed with the California Emissions Estimator Model (CalEEMOD), by Trinity Consultants, dated May 2022. The analysis evaluated construction and operational ROG, NOx, CO, SO2, PM10, PM2.5, CO2, CH4, and N2O emissions. CalEEMod default equipment listing for general heavy industrial usages were utilized. Default horsepower, daily operating hours, and load factors were also used. Operational mobile sources include a diesel-fueled solids manure removal trucks, feed loading tractor, a bedding delivery tractor, and a feed delivery tractor. Other diesel-fueled sources that will not have an increase in usage as a result of the project are manure scraping tractors, milk tankers, and commodity delivery trucks. The actual total construction activities were estimated to be six months. The analysis found the average daily emissions for construction and operational activities associated with this project would not exceed 100 pounds per-day for any criteria pollutant that has an ambient air quality standard and therefore are below the Air District’s thresholds of significance.

The Air District response also indicated that the project is subject to District Rule 2010 (Permits Required) and Rule 2201 (New and Modified Stationary Source Review). The project may also be subject to the following rules: Regulation VIII, (Fugitive PM10 Prohibitions), Rule 4102 (Nuisance), Rule 4601 (Architectural Coatings), Rule 4641 (Cutback, Slow Cure, and Emulsified Asphalt, Paving and Maintenance Operations), Rule 4550 (Conservation Management Practices), and Rule 4570 (Confined Animal Facilities). In the event an existing building will be renovated, partially demolished or removed, the project may be subject to District Rule 4002 (National Emission Standards for Hazardous Air Pollutants). The project may be subject to other applicable District permits and rules, which must be met as part of the District’s Authority to Construct (ATC) permitting process.

The 2016 California Green Building Standards Code (CALGreen Code) went into effect on January 1, 2017, and includes mandatory provisions applicable to all new residential, commercial, and school buildings. The intent of the CALGreen Code is to establish minimum statewide standards to significantly reduce the greenhouse gas emissions from new construction. The Code includes provisions to reduce water use, wastewater generation, and solid waste generation. It is the intent of the CALGreen Code that buildings constructed pursuant to the Code achieve at least a 15 percent reduction in energy usage when compared to the state’s mandatory energy efficiency standards contained in Title 24. The Code also sets limits on VOCs (volatile organic compounds) and formaldehyde content of various building materials, architectural coatings, and adhesives. With the requirements of meeting the Title 24, Green Building Code energy impacts from the project are considered to be less-than significant. A development standard will be added to this project to address compliance with Title 24, Green Building Code, which includes energy efficiency requirements.

Impacts associated with greenhouse gas emissions are expected to have a less than significant impact.

Mitigation: None.

References: Application information; Referral response from the San Joaquin Valley Air Pollution Control District (SJVAPCD) dated July 21, 2021; Health Risk Assessment (HRA) and Ambient Air Quality Analysis (AAQA), prepared by Trinity Consultants, dated May 2022; San Joaquin Valley Air Pollution Control District - Regulation VIII Fugitive Dust/PM-10 Synopsis; www.valleyair.org; and the Stanislaus County General Plan and Support Documentation¹.

IX. HAZARDS AND HAZARDOUS MATERIALS -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?			X	

b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?			X	
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?			X	
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?			X	
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard or excessive noise for people residing or working in the project area?			X	
f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?			X	
g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury or death involving wildland fires?			X	

Discussion: The County Department of Environmental Resources (DER) is responsible for overseeing hazardous materials. According to the Waste Management Plan (WMP), the following chemicals are utilized during the milking process: 250 gallons of iodine/teat dip, 75 gallons of acid, and 150 gallons of CIP detergent per year. Chemicals and other contaminants handled at the facility will not be disposed of in any manure or process wastewater, storm water storage, or treatment system unless specifically designed to treat such chemicals and other contaminants. This project was referred to the Department of Environmental Resources – Hazardous Materials Division who responded that the applicant should contact DER for any appropriate permitting requirements for hazardous materials and/or wastes. This will be added as a condition of approval to the project. Pesticide exposure is a risk in areas located in the vicinity of agriculture. Sources of exposure include contaminated groundwater from drift from spray applications. Application of sprays is strictly controlled by the Agricultural Commissioner and can only be accomplished after first obtaining permits.

Animal waste resulting from daily operations will be managed through Waste and Nutrient Management Plans, which were reviewed by the Central Valley Regional Water Quality Control Board (CVRWQCB). The proposed use is otherwise not recognized as a generator and/or consumer of hazardous materials, therefore no significant impacts associated with hazards or hazardous materials are anticipated to occur as a result of the proposed project.

The project site is not listed on the EnviroStor database managed by the CA Department of Toxic Substances Control or within the vicinity of any airport. The site is located in a Local Responsibility Area (LRA) for fire protection, and is served by Mountain View Fire Protection District. The project was referred to the District, and no comments have been received to date. The project was referred to the Environmental Review Committee (ERC), which responded with no comments. The project site is not within the vicinity of any airstrip or wildlands. No significant impacts associated with hazards or hazardous materials are anticipated to occur as a result of the proposed project.

Mitigation: None.

References: Application information; Department of Toxic Substances Control's data management system (EnviroStar); Referral response from Stanislaus County Environmental Review Committee, dated July 16, 2021; Referral response from the Department of Environmental Resources Hazardous Materials Division, dated July 14, 2021; Stanislaus County General Plan and Support Documentation¹.

X. HYDROLOGY AND WATER QUALITY -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?		X		
b) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?			X	
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would:			X	
i) result in substantial erosion or siltation on- or off-site;			X	
ii) substantially increase the rate of amount of surface runoff in a manner which would result in flooding on- or off-site.			X	
iii) create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff; or			X	
iv) impede or redirect flood flows?			X	
d) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?			X	
e) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?			X	

Discussion: Dairies pose a number of potential risks to water quality, primarily related to the amount of manure and wastewater that they generate. Manure and wastewater from animal confinement facilities can contribute pollutants such as nutrients (nitrogen), ammonia, phosphorus, organic matter, sediments, pathogens, hormones, antibiotics, and total dissolved solids (salts). These pollutants, if uncontrolled, can cause several types of water quality impacts, including contamination of drinking water, interference with irrigation systems, and impairment of surface water and groundwater quality. Federal, state, and local regulations have been implemented to protect the quality of surface water and groundwater resources. The primary federal laws for protection of water quality are the Clean Water Act (CWA) and the Safe Drinking Water Act (SDWA). Federal and state regulations based on this underlying legislation range from establishing maximum contaminant levels to setting antidegradation policies.

The primary regulatory program for implementing water quality standards is the federal National Pollutant Discharge Elimination System (NPDES) Program. The United States Environmental Protection Agency (EPA) has delegated NPDES enforcement and administration to the State of California Regional Water Quality Control Board (RWQCB). The Central Valley RWQCB (CVRWQCB) administers the federal NPDES program for dairies within Stanislaus County. The CVRWQCB adopted the General Waste Discharge Requirements and General NPDES Permit for Existing Milk Cow Dairy Concentrated Animal Feeding Operations (CAFO) within the Central Valley Region, Revised Order No. R5-2011-0091, in December 2011. The CAFO Order serves as a NPDES permit. Under the CAFO Order, owners and operators (“dischargers”) of dairies are required to apply for and receive an NPDES permit if the dairy is an operation that stables or confines 700 or more mature dairy cows, whether milked or dry (a Large CAFO) and the operator discharges, or proposes to discharge, pollutants to the waters of the United States. This project requests to expand the number of combined milk and dry cows from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows); and to increase support stock numbers by 1,015, from 885 to 1,900 heifers. The proposed support stock will consist of 600 heifers, 15-24 months old; 600 heifers, 7-14 months; 350 calves, 4-6 months old; and 350 calves, 0-3 months. The total number of animal units is to increase by 2,120. The CAFO Order was written to follow the format of the 2007 General Order for Existing Milk Cow

Dairies and Individual Waste Discharge Requirements as closely as possible, while incorporating requirements of the Federal CAFO rule.

Large CAFOs are required to prepare and implement a Nutrient Management Plan (NMP) and Waste Management Plan (WMP) which describe the regulatory requirements for the facility, and together they serve as the primary tool to prevent groundwater contamination and to establish best management practices (BMP) for dairy waste management. The General Order establishes a schedule for dischargers to develop and implement their WMP and NMP, and requires them to make facility modifications as necessary to protect surface water, improve storage capacity, and improve the facility's nitrogen balance before all infrastructure changes are completed. In addition, BMPs intended to minimize surface water discharges and subsurface discharges at dairies are required.

The WMP and NMP were reviewed by CVRWQCB staff to determine if the amount of wastewater generated was in accordance with the standards outlined in the General Order and whether new individual WDRs are needed. The purpose of review of these plans and compliance with the General Order is to ensure that approved plans are designed and implemented to ensure that the impact of animal waste on surface and groundwater quality is minimized and poses a less than significant impact on water quality. According to the WMP, the total process wastewater generated daily will be 85,543 gallons per-day under normal precipitation. The existing and required storage capacities were calculated to be 10,588,324 and 10,415,722 gallons, respectively. CVRWQCB staff is responsible for determining that the aforementioned plans are compliant with the General Order and that the existing lagoons are adequately sized to handle any additional waste resulting from the reorganization. Initially, CVRWQCB provided correspondence dated July 23, 2021 stating the plans were adequate provided that the operator closely follows both plans considering the NMP relies heavily on exports and following specific cropping patterns, and the WMP requires that all lagoons on-site be lowered substantially prior to the 120-day storage period/wet winter months.

In May 2018, the CVRWQCB approved new Salt and Nitrate Control Programs. The Nitrate Control Program was developed to address widespread nitrate pollution in the Central Valley. The Board identified areas, referred to as Priority 1 and Priority 2 basins, where nitrates pose a high risk based on the presence of nitrates in groundwater that is being used for drinking water. The site is located within the Turlock Subbasin, which was included in one of these priority areas. Most nitrates in the Turlock Subbasin groundwater is from anthropogenic sources, such as nitrogen fertilizer, feedlot and dairy drainage, septic systems, or wastewater drainage. Nitrate concentrations are generally highest at shallow depths in the unconfined aquifer system, but can reach deeper portions of aquifers by downward vertical hydraulic gradients, which can be exacerbated by pumping, or by intra-borehole flow through wells screened at multiple aquifer depths. During Water Year (WY) 2021, nitrate concentrations ranged from ND to 159 mg/L. In total, 92 wells (28.9% of all wells) had baseline values that are greater than the 10 mg/L MT, and the maximum nitrate concentration was measured during WY 2021 for 52 of these wells. The average of all nitrate baseline values was 11.7 mg/L, and the median was 7.5 mg/L. Elevated nitrate concentrations are observed primarily in the Western Principal Aquifers and in the western portion of the Eastern Principal Aquifer. Of the 198 wells in the Western Principal Aquifers, 70 have baseline values greater than the MT. Of the 166 wells in the Eastern Principal Aquifer, 65 have a baseline value greater than the MT. Higher concentrations were reported in the Western Upper Principal Aquifer than the Western Lower Principal Aquifer.

An email provided by CVRWQCB dated February 18, 2022 stated the NMP is in agreement with the current Dairy General Order; however, data collected by the Central Valley Dairy Representative Monitoring Program (CVDRMP) have indicated that these nutrient management practices are not sufficient to prevent the pollution of groundwater from cropland. CVRWQCB is placing the review of all NMP & WMP on hold and operators are to proceed at their own discretion; therefore, the proposed project could result in degradation of groundwater resources. The CVRWQCB suggested the CAFO enrolls in the Central Valley Dairy Representative Monitoring Program (CVDRMP) to meet the requirements for groundwater monitoring. While the proposed dairy expansion is not anticipated to increase the potential for impacts to groundwater quality, because elevated nitrate levels have been observed from agricultural operations in general in the Central Valley, mitigation measures have been incorporated into the project requiring implementation of BMPs, compliance with their WMP and NMP, compliance with the permit requirements to protect surface waters and groundwater from salts in wastewater, in conformance with the Central Valley Regional Water Quality Control Board's (CVRWQCB) Resolution R5-2018-0034, enrollment in the Central Valley Dairy Representative Monitoring Program (CVDRMP) to meet the requirements for groundwater monitoring, and well monitoring. With mitigation in place impacts to hydrology and water quality are considered to be less than significant.

The project site utilizes two existing wells and a storage tank for domestic water and irrigation purposes and irrigates with water from TID. The project does not currently propose to add a new well for domestic water purposes. However, should the applicant need to install a well in the future for operational or domestic water supply purposes, then the future well would

need to be evaluated to determine if it meets Public Water Supply standards. The California Safe Drinking Water Act (CA Health and Safety Code Section 116275(h)) defines a Public Water System as a system for the provision of water for human consumption through pipes or other constructed conveyances that has 15 or more service connections or regularly serves at least 25 individuals daily at least 60 days out of the year. A public water system includes the following:

1. Any collection, treatment, storage, and distribution facilities under control of the operator of the system that are used primarily in connection with the system.
2. Any collection or pretreatment storage facilities not under the control of the operator that are used primarily in connection with the system.
3. Any water system that treats water on behalf of one or more public water systems for the purpose of rendering it safe for human consumption.

DER regulates the issuance of new well permits; State law and County standards regulate public water systems and require the site to bring the existing nonconforming water system into compliance with current standards. As part of the permitting process for a future well, the applicant will be required to submit an application and the associated technical report to DER for a public water supply permit. Groundwater extraction is subject to compliance with the West Turlock Sub-basin Groundwater Sustainability Agency's Groundwater Sustainability Management Plan when it is adopted in 2022.

Stanislaus County adopted a Groundwater Ordinance in November 2014 (Chapter 9.37 of the County Code, hereinafter, the "Ordinance") that codifies requirements, prohibitions, and exemptions intended to help promote sustainable groundwater extraction in unincorporated areas of the County. The Ordinance prohibits the unsustainable extraction of groundwater and makes issuing permits for new wells, which are not exempt from this prohibition, discretionary. For unincorporated areas covered in an adopted GSP pursuant to SGMA, the County can require holders of permits for wells it reasonably concludes are withdrawing groundwater unsustainably to provide substantial evidence that continued operation of such wells does not constitute unsustainable extraction and has the authority to regulate future groundwater extraction. The construction and operation of wells could potentially cause degradation of water quality due to cross connection of aquifers of varying quality or induced migration of groundwater with intended to address these eventualities

To implement the 2014 Stanislaus County Groundwater Ordinance (Chapter 9.37 of the Stanislaus County Code), the County has developed its' Discretionary Well Permitting and Management Program to prevent the unsustainable extraction from new wells subject to the Stanislaus County Groundwater Ordinance. If new wells are proposed to be constructed in the future, the applicant will need to obtain a drilling permit as required by State and County regulations, to be obtained prior to the construction of new wells if proposed in future. The West Turlock Groundwater Sustainability Agency covers the western portion of the Turlock Groundwater Sub- basin, and in conjunction with the East Turlock Groundwater Sustainability Agency, is tasked with ensuring compliance with the Sustainable Groundwater Management Act (SGMA) through a Groundwater Sustainability Plan to be adopted in 2022. The existing wells are not anticipated to have a significant effect on groundwater supplies.

The water quality of the existing well has yet to be determined. If the existing on-site wells do not meet public water system standards the applicant may find it necessary to drill a new well. If the new well is proposed in the future and it does not meet Public Water System standards the applicant may need to either drill an additional well or install a water treatment system for the existing or proposed wells. Goal Two, Policy Seven, of the Stanislaus County General Plan's Conservation/Open Space Element requires that new development that does not derive domestic water from pre- existing domestic and public water supply systems be required to have a documented water supply that does not adversely impact Stanislaus County water resources. This Policy is implemented by requiring proposals for development that will be served by new water supply systems be referred to appropriate water districts, irrigation districts, community services districts, the State Water Resources Board and any other appropriate agencies for review and comment. Additionally, all development requests shall be reviewed to ensure that sufficient evidence has been provided to document the existence of a water supply sufficient to meet the short and long-term water needs of the project without adversely impacting the quality and quantity of existing local water resources.

If a new well is proposed to be drilled the project may be required to provide additional information regarding sustainable groundwater extraction pursuant to the Groundwater Ordinance and CEQA determinations. If the applicant is required to install a water treatment system, it will be required to be approved by the Regional Water Quality Control Board and the Department of Environmental Resources. Regardless of which avenue the applicant takes to meet public water system standards, public water supply permits require on-going testing.

The Sustainable Groundwater Management Act (SGMA) was passed in 2014 with the goal of ensuring the long-term sustainable management of California's groundwater resources. SGMA requires agencies throughout California to meet certain requirements including forming Groundwater Sustainability Agencies (GSA), developing Groundwater Sustainability Plans (GSP), and achieving balanced groundwater levels within 20 years. The site is located in the West Turlock Subbasin covered by the West Turlock Subbasin GSA. The West Turlock Subbasin GSA (consisting of 12 public agencies) and the East Turlock Subbasin GSA (five agencies) are jointly developing a single GSP to manage groundwater sustainably through at least 2042. The West Turlock Subbasin Groundwater Sustainability Agency (GSA) and the East Turlock Subbasin GSA submitted the Groundwater Sustainability Plan (GSP) to California's Department of Water Resources (DWR) on January 28, 2022. DWR has posted the final GSP on its website and is in the process of adopting the final plan. The GSAs jointly prepared this first annual report for the Turlock Subbasin addressing groundwater and surface water conditions during Water Year (WY) 2021 and submitted the report to DWR. Total groundwater extractions in the Turlock Subbasin during WY 2021 were approximately 557,200 AFY. This total is based on both direct measurements by local water agencies and estimates. During WY 2021, agricultural groundwater extraction accounts for 92% (513,800 AFY) of the total pumping in the Turlock Subbasin, while urban groundwater extraction accounts for the remaining 8% (43,400 AFY). The proposed dairy expansion would be subject to the requirements of the GSP for the region, when adopted, which would further minimize impacts to groundwater supplies.

Areas subject to flooding have been identified in accordance with the Federal Emergency Management Act (FEMA). Run-off is not considered an issue because of several factors which limit the potential impact. These factors include a relative flat terrain of the subject site and relatively low rainfall intensities. Areas subject to flooding have been identified in accordance with the Federal Emergency Management Act (FEMA). The project site is located in FEMA Flood Zone X, which includes areas determined to be outside the 0.2% annual chance floodplains. As such, flooding is not considered to be an issue with respect to this project. Flood zone requirements will be addressed by the Building Permits Division during the building permit application process. The Stanislaus County Department of Public Works has reviewed the project and is requiring a grading, drainage, and erosion/sediment control plan for any on-site work that will alter the building footprint for the site. Consequently, run-off associated with the construction of any new structure will be reviewed as part of the overall building permit review process.

Impacts to hydrology and water quality are considered to be less-than significant with mitigation.

Mitigation:

1. The following Best Management Practices shall be implemented as applicable: Positive drainage shall be included in project design and construction to ensure that excessive ponding does not occur. The design shall comply with Title 3, Division 2, Chapter 1, Article 22, Section 646.1 of the Food and Agriculture Code for construction and maintenance of dairy or facility surroundings, corrals, and ramps, as described below. Dirt or unpaved corrals, or unpaved lanes, shall not be located closer than 25 feet from the milking barn or closer than 50 feet from the milk house. Corral drainage must be provided. A paved (concrete or equivalent) ramp or corral shall be provided to allow the animals to enter and leave the milking barn. This paved area shall be curbed (minimum of 6 inches high and 6 inches wide) and sloped to a drain. Cow washing areas shall be paved (concrete or equivalent) and sloped to a drain. The perimeter of the area shall be constructed in a manner that will retain the wash water to a paved drained area. Paved access shall be provided to permanent feed racks, mangers, and water troughs. Water troughs shall be provided with: (1) a drain to carry the water from the corrals; and (2) pavement (concrete or equivalent) which is at least 10 feet wide at the drinking area. The cow standing platform at permanent feed racks shall be paved with concrete or equivalent for at least 10 feet back of the stanchion line. As unpaved areas are cleaned, depressions tend to form, allowing ponding and increased infiltration. Regular maintenance shall include filling of depressions. Personnel shall be taught the correct use of manure collection machines (wheel loaders or elevating scrapers).
2. The applicant shall comply with requirements of the approved Nutrient Management Plan (NMP) and Waste Management Plan (WMP) and implement Central Valley Regional Water Quality Control Board (CVRWQCB) requirements included in the individual Waste Discharge Requirements (WDR) for the proposed expansion. The application rates of liquid and/or solid manure identified within the NMP shall not exceed agronomic rates. Compliance shall be verified by the collection of nutrient samples for nitrogen, potassium, phosphorus, and salts prior to and during application periods to confirm agronomic rates within all portions of cropped areas receiving manure, and to protect water supplies.

3. The applicant shall comply with the permit requirements to protect surface waters and groundwater from salts in wastewater, in conformance with the Central Valley Regional Water Quality Control Board’s (CVRWQCB) Resolution R5-2018-0034.
4. The applicant shall enroll in the Central Valley Dairy Representative Monitoring Program (CVDRMP) to meet the requirements for groundwater monitoring.
5. Groundwater monitoring of the on-site domestic and irrigation wells as required under the General Order and individual Waste Discharge Requirements (WDR) shall be completed by the dairy operator. Potential future groundwater monitoring wells may be sampled as required by the WDR or depending on the success of the regional representative monitoring program. A well monitoring schedule shall be incorporated into the WDR issued for the facility.
6. After project implementation and subsequent groundwater monitoring, if the dairy shows increased concentration in groundwater of constituents of concern, additional manure exportation, a reduction in herd size, or additional crop acres may be necessary to accommodate the proposed expansion. A new Report of Waste Discharge (ROWD) may be required by the Central Valley Regional Water Quality Control Board (CVRWQCB). The ROWD shall clearly demonstrate that the herd size will not constitute a threat to groundwater quality. If necessary, the CVRWQCB shall revise the WDR issued to the facility.

References: Application information; Referral response from the Department of Public Works, July 27, 2021; Referral response from the Department of Environmental Resources, dated August 11, 2021; Referral response from the Environmental Review Committee, dated July 16, 2021; Referral response from the Central Valley Regional Water Quality Control Board, dated July 23, 2021; West Turlock Subbasin and East Turlock Subbasin Groundwater Sustainability Agencies Turlock Subbasin Groundwater Sustainability Plan First Annual Report Water Year 2021; Email from the Central Valley Regional Water Quality Control Board, dated February 18, 2022; Valley Water Collaborative Interactive Ambient Nitrate Map; Stanislaus County General Plan and Support Documentation¹.

XI. LAND USE AND PLANNING -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Physically divide an established community?			X	
b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?			X	

Discussion: The project site is designated Agriculture in the Stanislaus County General Plan and is zoned General Agriculture (A-2-40). The project proposes to expand an existing dairy facility, operating on two parcels totaling 124± acres, in the General Agriculture (A-2-40) zoning district, by expanding the herd from 1,095 mature cows (880 milk and 215 dry cows) to 2,200 mature cows (1,900 milk and 300 dry cows); and to increase support stock numbers by 1,015, from 885 to 1,900 heifers. The proposed support stock will consist of 600 heifers, 15-24 months old; 600 heifers, 7-14 months; 350 calves, 4-6 months old; and 350 calves, 0-3 months. The total number of animal units is to increase by 2,120. Consequently, additional waste will be generated. The dairy’s existing Waste Management plan (WMP) and Nutrient Management Plan (NMP) were revised to account for the increase in waste and resulting storage and disposal needs associated with the increase in herd size. The updated WMP estimates that the expansion will increase the daily manure production by 3,135 cubic feet, for a total of 5,889 cubic feet of manure per day, which equates to approximately 10,588,324 gallons and 1,415,453 cubic feet of manure per year (pre-separation). The estimated wastewater storage needs will be accommodated by the existing capacity of the on-site lagoons.

The existing dairy facility is developed with areas for feed storage, waste containment, milking facility infrastructure, and utilities. Due to the proposed increase in animal units, the applicant is also proposing to construct four shade barns within the existing dairy production area footprints on the two project parcels, totaling 146,650 square-feet. The existing facility is currently improved with 306,674± square feet of dairy facilities and approximately 26± acres of corrals, storage ponds, and feed storage. Confined Animal Facilities (CAF), which include dairies, are considered to be permitted agricultural uses; however, the Regional Water Quality Control Board (RWQCB) has determined that the proposed project required amended Waste Discharge Requirements (WDR) which is subject to CEQA and, therefore, requires that the applicants obtain a Use

Permit in accordance with Section 21.20.030(F) of the Stanislaus County Zoning Ordinance. Agricultural uses requiring a Use Permit which do not fall under Tier One, Two, or Three uses may be allowed when the Planning Commission finds that the establishment, maintenance, and operation of the proposed use or buildings applied for are consistent with the General Plan and will not, under the circumstances of the particular case, be detrimental to the health, safety, and general welfare of persons residing or working in the neighborhood of the use, and that it will not be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County.

The site is served by an on-site domestic well and private septic system. The attached Waste Management Plan (WMP) and Nutrient Management Plan (NMP) provide details on managing the expanded dairy cow stock. The nutrients produced by the herd will be utilized to fertilize on-site and surrounding farmable acres of irrigated cropland.

Based on the specific features and design of this project, it does not appear this project will impact the long-term productive agricultural capability of surrounding contracted lands in the A-2 zoning district. There is no indication this project will result in the removal of adjacent contracted land from agricultural use. The project was referred to the Department of Conservation, and no response has been received to date. This request will not physically divide an established community, nor conflict with any habitat conservation plans. Impacts associated with land use and planning and considered to be less than significant.

Mitigation: None.

References: Application information; Stanislaus County General Plan and Support Documentation¹.

XII. MINERAL RESOURCES -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?			X	
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?			X	

Discussion: The location of all commercially viable mineral resources in Stanislaus County has been mapped by the State Division of Mines and Geology in Special Report 173. There are no known significant resources on the site, nor is the project site located in a geological area known to produce resources.

Mitigation: None.

References: Application information; Stanislaus County General Plan and Support Documentation¹.

XIII. NOISE -- Would the project result in:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?			X	
b) Generation of excessive groundborne vibration or groundborne noise levels?			X	

<p>c) For a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?</p>			<p>X</p>	
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Discussion: The Stanislaus County General Plan identifies noise levels up to 75 dB Ldn (or CNEL) as the normally acceptable level of noise for agricultural uses. The Stanislaus County General Plan identifies noise levels for residential or other noise-sensitive land uses of up to 55 hourly Leq, dBA and 75 Lmax, dBA from 7 a.m. to 10 p.m. and 45 hourly Leq, dBA and 65 Lmax, dBA from 10 p.m. to 7 a.m. Pure tone noises, such as music, shall be reduced by five dBA; however, when ambient noise levels exceed the standards, the standards shall be increased to the ambient noise levels. Noise impacts associated with on-site activities and traffic are not anticipated to exceed the normally acceptable level of noise. On-site grading and construction may result in a temporary increase in the area’s ambient noise levels; however, noise impacts associated with on-site activities and traffic are not anticipated to exceed the normally acceptable level of noise. Permanent increases may result as the number of animal units is increased on-site; however, Stanislaus County has adopted a Right-to-Farm Ordinance (§9.32.050) which states that inconveniences associated with agricultural operations, such as noise, odors, flies, dust, or fumes shall not be considered to be a nuisance if agricultural operations are consistent with accepted customs and standards. The site itself is impacted by noise generated by vehicular traffic on Elaine Road, Ehrlich Road and South Faith Home Road and neighboring dairy operations.

The site is not located within an airport land use plan. Impacts associated with noise are considered to be less than significant.

Mitigation: None.

References: Application information; Stanislaus County Noise Control Ordinance (Title 10); Stanislaus County General Plan and Support Documentation¹.

<p>XIV. POPULATION AND HOUSING -- Would the project:</p>	<p>Potentially Significant Impact</p>	<p>Less Than Significant With Mitigation Included</p>	<p>Less Than Significant Impact</p>	<p>No Impact</p>
<p>a) Induce substantial unplanned population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?</p>			<p>X</p>	
<p>b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?</p>			<p>X</p>	

Discussion: The site is not included in the vacant sites inventory for the 2016 Stanislaus County Housing Element, which covers the 5th cycle Regional Housing Needs Allocation (RHNA) for the county and will therefore not impact the County’s ability to meet their RHNA. No population growth will be induced, nor will any existing housing be displaced as a result of this project. The project site is adjacent to large scale agricultural operations, and the nature of the use is considered consistent with the General Agriculture (A-2) zoning district.

The Department of Environmental Resources addresses housing standards, who responded that the Facility is subjected to the California Employee Housing Act and an Employee Housing Permit will be required for all facilities providing living accommodations for 5 employees or more. Septic and water requirements shall be met prior to Employee Housing permit process, if applicable, pursuant to Health & Safety Code Section 17008. Should any new employee housing be proposed in the future, it will be evaluated to determine which permits are necessary or if environmental review is required. The provisions of the California Building Standards Code (Title 24) govern the construction of permanent buildings used for employee housing. Additionally, Title 25 of the California Code of Regulations includes specific requirements for the construction of housing, maintenance of grounds and buildings, minimum allowable sleeping space and facilities, sanitation,

and heating. These comments will be applied as conditions of approval. Impacts to population and housing are considered to be less than significant.

Mitigation: None.

References: Application information; Referral response from the Department of Environmental Resources, dated August 11, 2021; Stanislaus County General Plan and Support Documentation¹.

XV. PUBLIC SERVICES --	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Would the project result in the substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
Fire protection?			X	
Police protection?			X	
Schools?			X	
Parks?			X	
Other public facilities?			X	

Discussion: The project site is served by the Mountain View Fire District for fire protection services, the Stanislaus County Sherriff for police services, the Chatom Union and Turlock Unified School Districts for schools, by the Turlock Irrigation District (TID) for electrical services, and by Stanislaus County for other public services such as environmental health, roads, and parks services. The County has adopted Public Facilities Fees, as well as one for Fire Facility Fees on behalf of the appropriate fire district, to address impacts to public services. Such fees are required to be paid at the time of building permit issuance. The project was referred to the appropriate public service agencies, as well as the Stanislaus County Environmental Review Committee (ERC), which includes the Sheriff’s Department. This project was circulated to all applicable school, fire, police, irrigation, and public works departments and districts during the early consultation referral period and no concerns regarding impacts to County services were identified. The Turlock Irrigation District responded with no comments regarding irrigation or electrical facilities. A referral response received from the Department of Public Works indicated that a grading, drainage, and erosion/sediment control plan for the project shall be submitted prior to the herd increase or issuance of any grading or building permit, an encroachment permit shall be required for the unpaved driveways, and a Storm Water Pollution Prevention Plan (SWPPP) will be required for future construction. Public Works also requested road dedication be provided for the half-width of Elaine and Faith Home Roads. These comments will be applied as conditions of approval. Impacts to Public Services are considered to be less than significant.

Mitigation: None.

References: Application information; Referral response from the Department of Public Works, dated July 27, 2021; Referral response from the Turlock Irrigation District, dated July 21, 2022; Referral response from Stanislaus County Environmental Review Committee, dated July 16, 2021; Stanislaus County General Plan and Support Documentation¹.

XVI. RECREATION --	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?			X	
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?			X	

Discussion: The project site is served by Stanislaus County for parks services. This project will not increase demands for recreational facilities, as such impacts typically are associated with residential development. Non-residential development pays parks fees through the payment of public facilities fees, which are collected during the issuance of a building permit. This requirement will be incorporated into the project as a development standard.

Impacts to recreation are considered to be less than significant.

Mitigation: None.

References: Application information; Stanislaus County General Plan and Support Documentation¹.

XVII. TRANSPORTATION -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Conflict with a program plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?			X	
b) Would the project conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?			X	
c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?			X	
d) Result in inadequate emergency access?			X	

Discussion: The site takes access off County-maintained Elaine Road, a 60-foot-wide local, and off County-maintained South Faith Home Road, an 80-foot-wide major collector, via one driveway each.

Section 15064.3 of the CEQA Guidelines establishes specific considerations for evaluating a project's transportation impacts. The CEQA Guidelines identify vehicle miles traveled (VMT), which is the amount and distance of automobile travel attributable to a project, as the most appropriate measure of transportation impacts. A technical advisory on evaluating transportation impacts in CEQA published by the Governor's Office of Planning and Research (OPR) in December of 2018 clarified the definition of automobiles as referring to on-road passenger vehicles, specifically cars and light trucks. While heavy trucks are not considered in the definition of automobiles for which VMT is calculated for, heavy-duty truck VMT could be included for modeling convenience. According to the same technical advisory from OPR, projects that generate or attract fewer than 110 trips per-day generally may be assumed to cause a less-than significant transportation impact. The applicant does not anticipate any customers on-site. The dairy currently receives three visits for tallow and veterinary services every two weeks, and a combined total of four milk and feed truck trips per-day. The proposed request is expected to increase the number of feed truck trips from one to two per-day, and milk truck trips from three to six per-day for a new combined total of eight feed and milk truck trips per-day. The VMT increase associated with the proposed project is less-than significant as the number of vehicle trips will not exceed 110 per-day.

It is not anticipated that the project would substantially affect the level of service on Elaine Road or South Faith Home Road. The project was referred to the Stanislaus County Department of Public Works, which has requested conditions of approval to address driveway approaches installed according to Public Works’ Standards and Specifications, restrictions on loading, parking, unloading within the County right-of-way, the need for road reservations, and a grading, drainage, and sediment management plan.

Transportation impacts associated with the project are considered to be less than significant.

Mitigation: None.

References: Application information; Governor’s Office of Planning and Research Technical Advisory, December 2018; Referral response from the Department of Public Works, dated July 27, 2021; Stanislaus County General Plan and Support Documentation¹.

XVIII. TRIBAL CULTURAL RESOURCES -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California native American tribe, and that is:				
i) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k), or			X	
ii) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set for the in subdivision (c) of Public Resource Code section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.			X	

Discussion: It does not appear that this project will result in significant impacts to any archaeological or cultural resources. The project site is already improved with multiple buildings. In accordance with SB 18 and AB 52, this project was not referred to the tribes listed with the Native American Heritage Commission (NAHC) as the project is not a General Plan Amendment and no tribes have requested consultation or project referral noticing. While the site is already developed, if any resources are found during future construction, construction activities would halt until a qualified survey takes place and the appropriate authorities are notified.

Mitigation: None.

References: Application information; Stanislaus County General Plan and Support Documentation¹.

XIX. UTILITIES AND SERVICE SYSTEMS -- Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Require or result in the relocation or construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?			X	
b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry and multiple dry years?			X	
c) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?			X	
d) Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?			X	
e) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?			X	

Discussion: Limitations on providing services have not been identified. The project proposes to utilize an existing well and existing septic facilities. The project site is served by the Turlock Irrigation District (TID) for electrical services and Kamps Propane Service for natural gas. Any intensity of these utilities will be subject to any regulatory requirements during the building permitting phase. A referral response received from the Department of Public Works indicated that a grading, drainage, and erosion/sediment control plan for the project shall be submitted prior to the issuance any building permit. A Storm Water Pollution Prevention Plan (SWPPP) will be required for future construction prior to the approval of any grading. TID responded stating they had no comments. The project was also referred to PG&E and AT&T and no response has been received to date.

No new wells or septic systems are proposed for this expansion; The project was referred to DER, who responded that any new building permit or installation of any future wells or septic systems must be reviewed and approved by the Department of Environmental Resources (DER) and must adhere to current Local Agency Management Program (LAMP) standards. LAMP standards include minimum setbacks from wells to prevent negative impacts to groundwater quality. DER also commented that if a new well is proposed to be drilled it will be subject to review under the County's Groundwater Ordinance, 9.37 and, subject to review of such additional information, the project may be required to provide additional information regarding sustainable groundwater extraction pursuant to the Groundwater Ordinance and CEQA determinations. The California Safe Drinking Water Act (CA Health and Safety Code Section 116275(h)) defines a Public Water System as a system for the provision of water for human consumption through pipes or other constructed conveyances that has 15 or more service connections or regularly serves at least 25 individuals daily at least 60 days out of the year. A public water system includes the following:

- 1) Any collection, treatment, storage, and distribution facilities under control of the operator of the system that are used primarily in connection with the system.
- 2) Any collection or pretreatment storage facilities not under the control of the operator that are used primarily in connection with the system.
- 3) Any water system that treats water on behalf of one or more public water systems for the purpose of rendering it safe for human consumption.

No comments were received regarding wastewater. The project was also referred to the Environmental Review Committee who responded with no comment. The project site also utilizes an existing on-site basin for the capture of stormwater runoff.

Impacts to utilities and services are considered to be less than significant.

Mitigation: None.

References: Referral response from Public Works, dated July 27, 2021; Referral response from the Turlock Irrigation District, dated July 21, 2022; Referral response from DER, dated August 11, 2021 and e-mail correspondence dated July 8, 2021; Referral response from the Environmental Review Committee, dated July 16, 2021; Stanislaus County General Plan and Support Documentation¹.

XX. WILDFIRE – If located in or near state responsibility areas or lands classified as very high fire hazard severity zones, would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Substantially impair an adopted emergency response plan or emergency evacuation plan?			X	
b) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?			X	
c) Require the installation of maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?			X	
d) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?			X	

Discussion: The Stanislaus County Local Hazard Mitigation Plan identifies risks posed by disasters and identifies ways to minimize damage from those disasters. The terrain of the site is relatively flat, and the site has access to a City and County-maintained Road. The site is located in a Local Responsibility Area (LRA) for fire protection and is served by Mountain View Fire Protection District. The project was referred to the District, and no comments have been received to date. California Building and Fire Code establishes minimum standards for the protection of life and property by increasing the ability of a building to resist intrusion of flame and burning embers. The building permits for the construction of four shade barns within the existing dairy production area footprints on the two project parcels, totaling 146,650 square feet will be reviewed by the County’s Building Permits Division and Fire Prevention Bureau to ensure all State of California Building and Fire Code requirements are met prior to construction. Wildfire risk and risks associated with postfire land changes are considered to be less-than significant.

Mitigation: None.

References: Application Material; California Fire Code Title 24, Part 9; California Building Code Title 24, Part 2, Chapter 7; Stanislaus County Local Hazard Mitigation Plan; Stanislaus County General Plan and Support Documentation¹.

XXI. MANDATORY FINDINGS OF SIGNIFICANCE --	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Does the project have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?			X	
b) Does the project have impacts that are individually limited, but cumulatively considerable? (“Cumulatively considerable” means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.)			X	
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?			X	

Discussion: The proposed use is considered to be a permitted agricultural use. Discretionary approval is required for the expansion of the dairy to allow for amendments to the operation’s Waste Discharge Requirements. The site is surrounded by A-2-40 zoned parcels improved with agricultural uses, including confined animal facilities, irrigated cropland, and scattered single-family dwellings in all directions. The City of Turlock is located approximately 3 miles northeast of the project site and the County of Merced is located directly to the south of the project site. Development of the surrounding area is subject to the permitted uses and uses allowed when a use permit is obtained as permitted by the A-2 zoning district. Additionally, the majority of the surrounding parcels are restricted by Williamson Act Contracts and are limited to the uses found to be compatible with the Williamson Act. Any uses beyond those uses permitted in the A-2 zoning district would require a General Plan Amendment and rezoning of the property which would be evaluated through additional environmental review which would take into consideration impacts from the loss of farmland and the potential for farmland conversion and cumulative impacts to the surrounding area. Review of this project has not indicated any features which might significantly impact the environmental quality of the site and/or the surrounding area.

Mitigation: None.

References: Application information; Initial Study; Stanislaus County General Plan and Support Documentation¹.

¹Stanislaus County General Plan and Support Documentation adopted in August 23, 2016, as amended. **Housing Element** adopted on April 5, 2016.

DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

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Stanislaus County

Planning and Community Development

Mitigation Monitoring and Reporting Program

Adapted from CEQA Guidelines APPENDIX G Environmental Checklist Form, Final Text, January 1, 2020

August 05, 2022

- 1. Project title and location: Use Permit Application No. PLN2021-0030-Silva's Holsteins Dairy
6706 Elaine Road and 6612 South Faith Home Road, between Ehrlich Road and the Merced County border, in the Turlock area. (APNs: 057-013-019, 057-022-012).
- 2. Project Applicant name and address: Adrian Silva and Manuel Silva
6706 Elaine Road
Turlock, CA 95380
- 3. Person Responsible for Implementing Mitigation Program (Applicant Representative): Adrian Silva, Silva's Holsteins Dairy
- 4. Contact person at County: Avleen K. Aujla, Assistant Planner, (209) 525-6330

MITIGATION MEASURES AND MONITORING PROGRAM:

List all Mitigation Measures by topic as identified in the Mitigated Negative Declaration and complete the form for each measure.

X. HYDROLOGY AND WATER QUALITY

No.1 Mitigation Measure: The following Best Management Practices shall be implemented as applicable: Positive drainage shall be included in project design and construction to ensure that excessive ponding does not occur. The design shall comply with Title Three, Division Two, Chapter One, Article 22, Section 646.1 of the Food and Agriculture Code for construction and maintenance of dairy or facility surroundings, corrals, and ramps, as described below. Dirt or unpaved corrals, or unpaved lanes, shall not be located closer than 25 feet from the milking barn or closer than 50 feet from the milk house. Corral drainage must be provided. A paved (concrete or equivalent) ramp or corral shall be provided to allow the animals to enter and leave the milking barn. This paved area shall be curbed (minimum of 6 inches high and 6 inches wide) and sloped to a drain. Cow washing areas shall be paved (concrete or equivalent) and sloped to a drain. The perimeter of the area shall be constructed in a manner that will retain the wash water to a paved drained area. Paved access shall be provided to permanent feed racks, mangers, and water troughs. Water troughs shall be provided with: (1) a drain to carry the water from the corrals; and (2) pavement (concrete or equivalent) which is at least 10 feet wide at the drinking area. The cow standing platform at permanent feed racks shall be paved with concrete or equivalent for at least 10 feet back of the stanchion line. As unpaved areas are cleaned, depressions tend to form, allowing

ponding and increased infiltration. Regular maintenance shall include filling of depressions. Personnel shall be taught the correct use of manure collection machines (wheel loaders or elevating scrapers).

Who Implements the Measure: Applicant/Property Owner
When should the measure be implemented: Prior to issuance of a grading or building permit
When should it be completed: Prior to final inspection of a building permit
Who verifies compliance: Stanislaus County Department of Planning and Community Development
Other Responsible Agencies: None

No.2 Mitigation Measure: The applicant shall comply with requirements of the approved Nutrient Management Plan (NMP) and Waste Management Plan (WMP) and implement Central Valley Regional Water Quality Control Board (CVRWQCB) requirements included in the individual Waste Discharge Requirements (WDR) for the proposed expansion. The application rates of liquid and/or solid manure identified within the NMP shall not exceed agronomic rates. Compliance shall be verified by the collection of nutrient samples for nitrogen, potassium, phosphorus, and salts prior to and during application periods to confirm agronomic rates within all portions of cropped areas receiving manure, and to protect water supplies.

Who Implements the Measure: Applicant/Property Owner
When should the measure be implemented: Prior to issuance of a grading or building permit
When should it be completed: Ongoing
Who verifies compliance: Stanislaus County Department of Planning and Community Development
Other Responsible Agencies: Central Valley Regional Water Quality Control Board

No.3 Mitigation Measure: The applicant shall comply with the permit requirements to protect surface waters and groundwater from salts in wastewater, in conformance with the Central Valley Regional Water Quality Control Board’s (CVRWQCB) Resolution R5-2018-0034.

Who Implements the Measure: Applicant/Property Owner
When should the measure be implemented: Prior to issuance of a grading or building permit
When should it be completed: Ongoing
Who verifies compliance: Stanislaus County Department of Planning and Community Development
Other Responsible Agencies: Central Valley Regional Water Quality Control Board; Stanislaus County Department of

Environmental Resources (DER)

No.4 Mitigation Measure: The applicant shall enroll in the Central Valley Dairy Representative Monitoring Program (CVDRMP) to meet the requirements for groundwater monitoring.

Who Implements the Measure: Applicant/Property Owner

When should the measure be implemented: Prior to issuance of a grading or building permit

When should it be completed: Prior to onset of any ground disturbing activities

Who verifies compliance: Stanislaus County Department of Planning and Community Development

Other Responsible Agencies: Central Valley Dairy Representative Monitoring Program

No.5 Mitigation Measure: Groundwater monitoring of the on-site domestic and irrigation wells as required under the General Order and individual Waste Discharge Requirements (WDR) shall be completed by the dairy operator. Potential future groundwater monitoring wells may be sampled as required by the WDR or depending on the success of the regional representative monitoring program. A well monitoring schedule shall be incorporated into the WDR issued for the facility.

Who Implements the Measure: Applicant/Property Owner

When should the measure be implemented: After issuance of the WDR, if required

When should it be completed: Ongoing

Who verifies compliance: Stanislaus County Department of Planning and Community Development

Other Responsible Agencies: Central Valley Regional Water Quality Control Board; Stanislaus County Department of Environmental Resources (DER)

No.6 Mitigation Measure: After project implementation and subsequent groundwater monitoring, if the dairy shows increased concentration in groundwater of constituents of concern, additional manure exportation, a reduction in herd size, or additional crop acres may be necessary to accommodate the proposed expansion. A new Report of Waste Discharge (ROWD) may be required by the Central Valley Regional Water Quality Control Board (CVRWQCB). The ROWD shall clearly demonstrate that the herd size will not constitute a threat to groundwater quality. If necessary, the CVRWQCB shall revise the WDR issued to the facility.

Who Implements the Measure: Applicant/Property Owner

When should the measure be implemented: In the event groundwater monitoring shows increased concentration in groundwater of constituents of concern

Stanislaus County Mitigation Monitoring and Reporting Program

JP PLN2021-0030 – Silva’s Holsteins Dairy

August 05, 2022

Who verifies compliance:

Stanislaus County Department of Planning and
Community Development

Other Responsible Agencies:

Central Valley Regional Water Quality Control
Board; Stanislaus County Department of
Environmental Resources (DER)

I, the undersigned, do hereby certify that I understand and agree to be responsible for implementing the Mitigation Program for the above listed project.

Signature on file

Person Responsible for Implementing
Mitigation Program

August 5, 2022

Date

Waste Management Plan
For
Silva's Holsteins Dairy
Stanislaus County, CA

Prepared For:
Silva's Holsteins Dairy
6706 Elaine Road
Turlock, CA 95380





**WASTE MANAGEMENT PLAN
FOR
SILVA'S HOLSTEINS DAIRY
STANISLAUS COUNTY, CA**

TABLE OF CONTENTS

- 1. NARRATIVE**
 - a. Introduction
 - b. Compliance Criteria
 - c. Results and Conclusions
- 2. EXHIBITS**
 - a. Sheet 1 – Vicinity Map
 - b. Sheet 2 – Site Map – Land Application Areas
 - c. Sheet 3 – Site Map – Land Application Areas
 - d. Sheet 4 – Site Map – Production Area
 - e. Sheet 5 – Production Area Hydrologic Map
 - f. Sheet 6 – FEMA Panel No. 06099C0800E
- 3. DESIGN, CONSTRUCTION, OPERATION, AND MAINTENANCE DOCUMENTATION**
 - a. Waste Management Plan Report / Process Wastewater Calculations
 - b. Vector Control Plan

1. NARRATIVE

INTRODUCTION

This Waste Management Plan (WMP) has been prepared at the request of the subject dairy's owner and/or operator in order to comply with Section H.1.b., *Waste Management Plan*, of Order No. R5-2013-0122, *Reissued Waste Discharge Requirements General Order for Existing Milk Cow Dairies*, (Order) adopted by the California Regional Water Quality Control Board (CRWQCB) Central Valley Region. Per the requirements set forth by the aforementioned Order it is the intent of this plan to provide an evaluation of the existing milk cow facility's design, construction, operation, and maintenance for flood protection and waste containment and to determine whether the facility complies with Prohibition A.14, General Specifications B.1 through B.3, Pond Specifications C.1 through C.3, and Production Area Specifications D.1, D.4, and D.5. Should the evaluation provided by this plan determine that the existing facility does not comply with the requirements of the Order, then modifications will be proposed for the facility that will bring it into compliance and those modifications shall be made a part of this plan.

COMPLIANCE CRITERIA

As required by the Order this plan must evaluate the existing facility's compliance with Prohibition A.14, General Specifications B.1 through B.3, Pond Specifications C.1 through C.3, and Production Area Specifications D.1, D.4, and D.5. The criteria set forth by this Prohibition and General Specifications are as follows:

Prohibition A.14: *“The direct discharge of wastewater into groundwater via backflow through water supply or irrigation supply wells is prohibited.”*

The water, irrigation, and wastewater systems of this facility have been examined by a Registered Civil Engineer licensed in the State of California. It has been determined and hereby documented that there are no existing conditions on the project site that would allow for direct discharge of wastewater into groundwater via backflow through water supply or irrigation supply wells.

General Specification B.1: *“The existing milk cow dairy shall have facilities that are designed, constructed, operated, and maintained to retain all facility process wastewater generated during the storage period (maximum period of time anticipated between land application of process wastewater), together with all precipitation on and drainage through manured areas, up to and including during a 25-year, 24-hour storm (see item II of Attachment B, which is attached to and made part of this Order).”*

Section 3.a. of this plan contains calculations that demonstrate the facility's ability to retain all process wastewater and precipitation generated by the 25-year, 24-hour storm. The tributary areas for storm drain runoff were determined by utilizing field measurements and aerial photography. The existing Wastewater Basins (WW) were field measured.

General Specification B.2: *“In the Sacramento and San Joaquin River Basins, ponds and manured areas at existing milk cow dairies in operation on or before 27 November 1984 shall be protected from inundation or washout by overflow from any stream channel during 20-year peak stream flows. Existing milk cow dairies that were in operation on or before 27 November 1984 and that are protected against 100-year peak stream flows must continue to provide such protection. Existing milk cow dairies built or expanded after 27 November 1984 shall be protected against 100-year peak stream flows (Title 27 Section 22562(c)).”*

The facility is in the San Joaquin River Basin and was constructed before 27 November 1984. However, the facility has been expanded since 27 November 1984 and thus must have protection against the 100-year storm event.

The relevant Flood Zone Map published by the Federal Emergency Management Agency (FEMA) is Panel No. 06099C0800E. This map indicates that the existing dairy facility is in Zone X and is thus outside of the 1% annual chance, or 100-year, floodplain.

General Specification B.3: *“In the Tulare Lake Basin, existing milk cow dairies that existed as of 25 July 1975 shall be protected from inundation or washout from overflow from any stream channel during 20-year peak stream flows and existing milk cow dairies constructed after 25 July 1975 shall be protected from 100-year peak stream flows. Existing milk cow dairies expanded after 8 December 1984 shall be protected from 100-year peak stream flows.”*

As the facility is in the San Joaquin River Basin this specification is not applicable.

Pond Specification C.1: *“The level of waste in the process wastewater retention ponds shall be kept a minimum of two (2) feet from the top of each aboveground embankment and a minimum of one (1) foot from the ground surface of each belowground pond. Less freeboard may be approved by the Executive Officer when a Civil Engineer who is registered pursuant to California law, or other person as may be permitted under the provisions of the California Business and Professions Code to assume responsible charge of such work, demonstrates that the structural integrity of the pond will be maintained with the proposed freeboard.*

2' of freeboard has been assigned to the wastewater retention ponds WWS1, WWS2, and WWS3 as all have been constructed above grade.

Pond Specification C.2: *“Ponds shall be managed and maintained to prevent breeding of mosquitoes and other vectors. In particular,*

- a. Small coves and irregularities shall not be allowed around the perimeter of the water surface;*
- b. Weeds shall be minimized through control of water depth, harvesting, or other appropriate method;*
- c. Dead algae, vegetation, and debris shall not accumulate on the water surface; and*
- d. Management shall be in accordance with the requirements of the Mosquito Abatement District.”*

An Operations and Maintenance Plan addressing these items has been included in Section 3.a. and is hereby made a part of this plan.

Pond Specification C.3: *“Ponds designated to contain the 25-year, 24-hour storm event runoff must have a depth marker that clearly indicates the minimum capacity necessary to contain the runoff and direct precipitation from a 25-year, 24-hour storm event.”*

A marker meeting this specification will be installed in all the facility's ponds by the compliance date.

Production Area Specification D.1: *“All dirt or unpaved corrals shall be graded to promote drainage. Cow washing areas shall be paved (concrete or equivalent) and sloped to a drain. Water troughs, permanent feed racks, and mangers shall have paved access, and water troughs shall have a drain to carry water away from the corrals. (Cal Code Regs., title 3, § 646.1.)”*

Dirt or unpaved areas are graded to promote drainage. Any areas requiring improvement are noted on Exhibit Sheets 3 and 4 and in Section 3.b.

All cow washing areas are paved with Portland Cement Concrete (PCC) and sloped to a drain which conveys wastewater to the retention ponds.

Water troughs, feed racks, and mangers have access paved with PCC. Water troughs have drains which convey wastewater to the retention ponds.

Production Area Specification D.4: *“All roofs, buildings, and non-manured areas located in the production area of the existing milk cow dairy shall be constructed or otherwise designed so that clean rainwater is diverted away from manured areas and waste containment facilities, unless such drainage is fully contained in the wastewater retention ponds. (Title 27, § 22562(b).)”*

The production area is designed such that rainwater that is not diverted away from manured areas and waste containment facilities is collected and conveyed to the wastewater retention ponds.

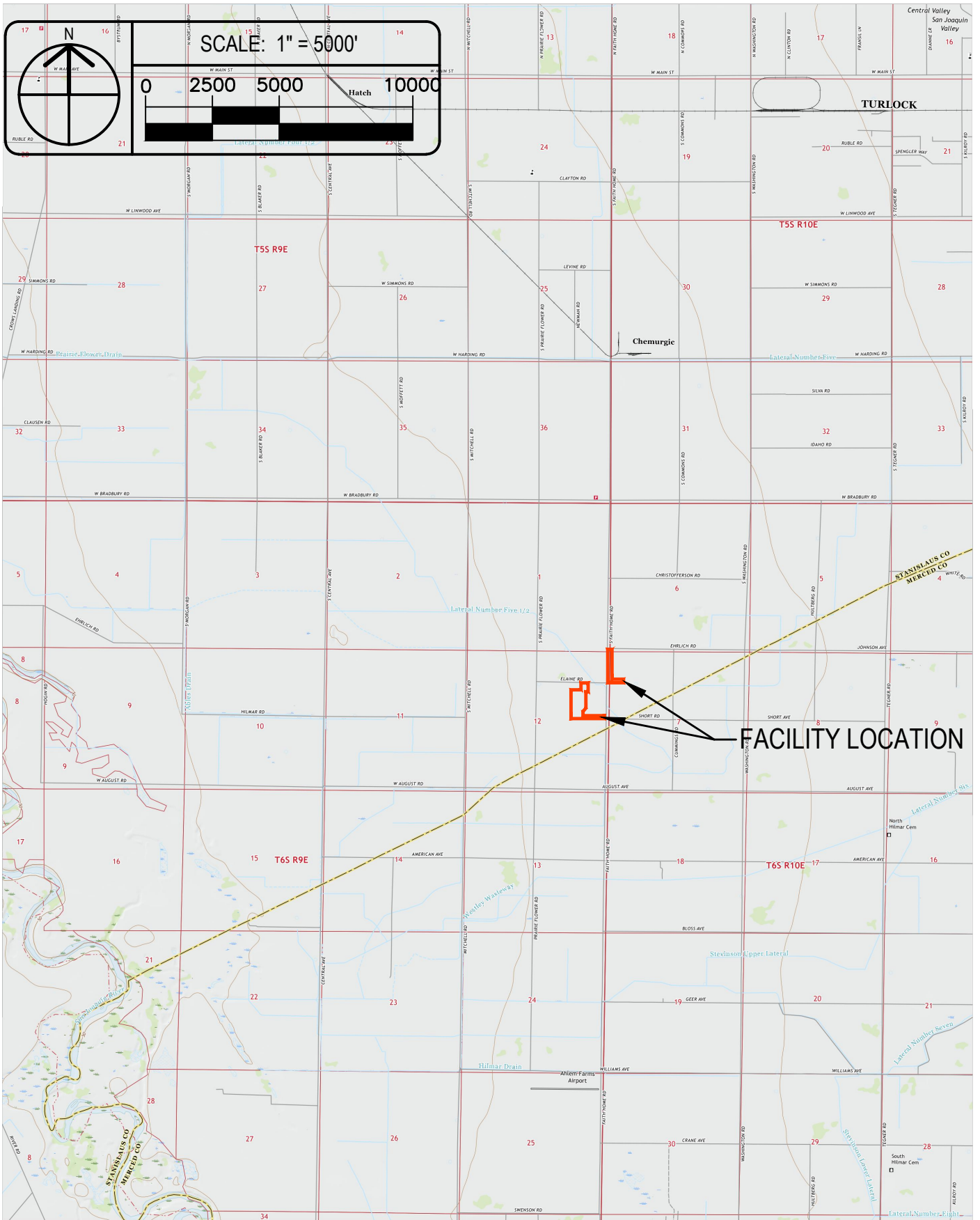
Production Area Specification D.5: *“Roof drainage from barns, milk houses, or shelters shall not drain into the corrals unless the corrals are properly graded and drained. (Cal Code Regs., title 3, § 661).”*

Most roof drainage is collected by gutters, downspouts, and drains and is conveyed to the wastewater retention ponds or to adjacent fields. Roofs without gutters drain directly to adjacent fields or to flush lanes which convey the runoff to the wastewater retention ponds.

RESULTS AND CONCLUSIONS

After conducting a visual inspection of the site, obtaining herd and facility information from the operator, performing the required measurements of facility improvements, and performing the calculations included in Section 3.a. it has been determined that the design, construction, operation, and waste containment of this facility are in compliance with Prohibition A.14 and General Specifications B.1 through B.3 and B.10 through B.16 of Order No. R5-2013-0122, *Reissued Waste Discharge Requirements General Order for Existing Milk Cow Dairies*.

2. EXHIBITS



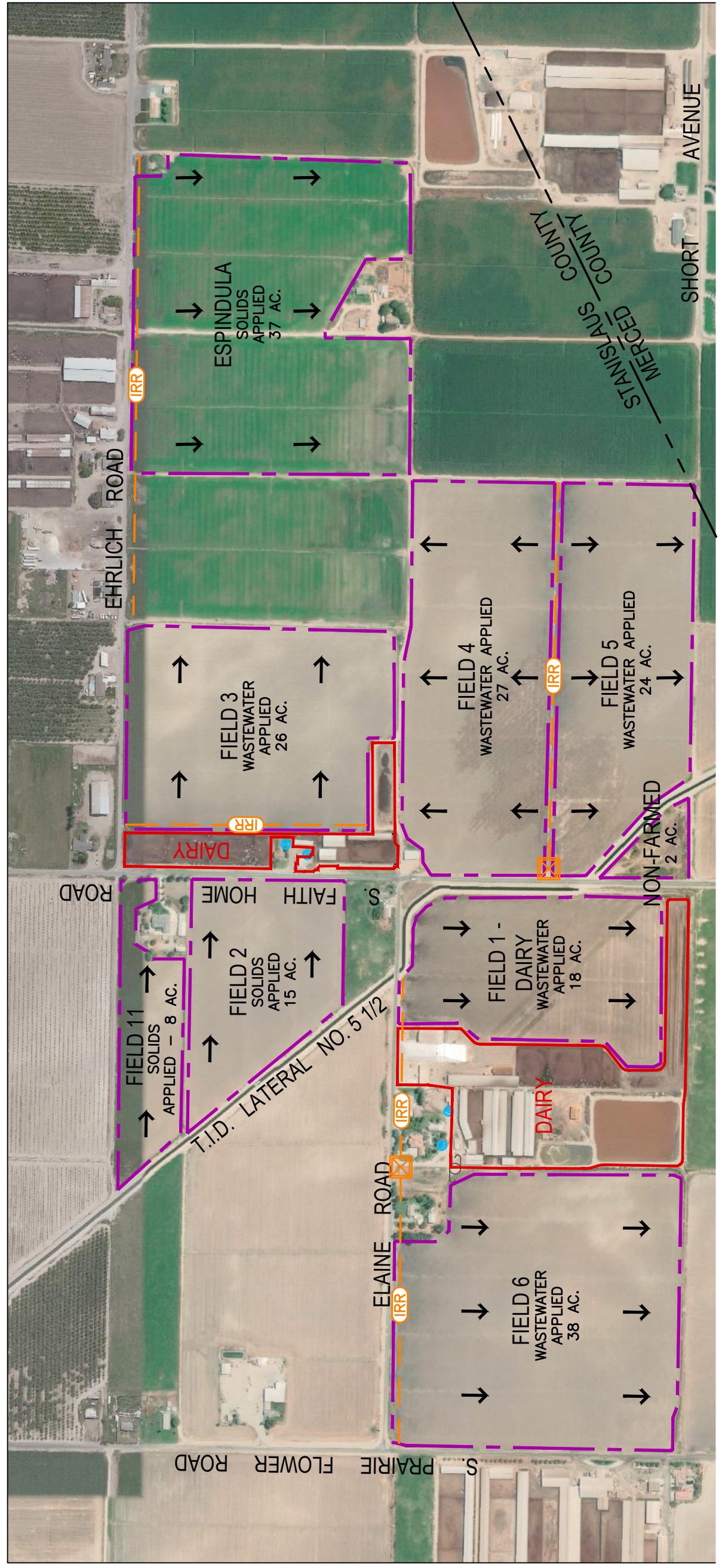
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AGRICULTURE

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 OAKDALE, CA 95361

PH: (209)238-3151
 WWW.SOUSAENG.COM

VICINITY MAP
 SILVA'S HOLSTEINS DAIRY

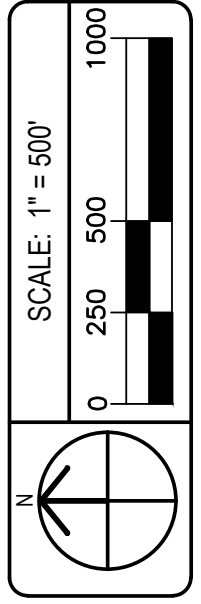
STANISLAUS COUNTY, CA



DISCHARGE POINTS		
LAND APP. AREA	LATITUDE	LONGITUDE
NON-FARMED	N37° 25' 36.96"	W120° 55' 17.77"
FIELD 1-DAIRY	N37° 25' 42.05"	W120° 55' 25.25"
FIELD 2	N37° 25' 55.03"	W120° 55' 25.62"
FIELD 3	N37° 25' 54.82"	W120° 55' 11.21"
FIELD 4	N37° 25' 45.20"	W120° 55' 08.26"
FIELD 5	N37° 25' 38.54"	W120° 55' 08.46"
FIELD 6	N37° 25' 42.68"	W120° 55' 45.26"
FIELD 11	N37° 26' 00.43"	W120° 55' 29.68"
ESPINDULA	N37° 25' 55.83"	W120° 54' 48.41"

LEGEND

- LAND APPLICATION AREA
- IRRIGATION LINE
- IRRIGATION CONTROL BOX
- IRRIGATION WELL
- DOMESTIC WELL
- GENERAL SLOPE AND DIRECTION OF FLOW



DATE: 3/8/2021	DRAWN BY: MS
FILE: 03_100.dwg	
JOB NO.: 2021-003	
REVISIONS	
DESCRIPTION	
SYMBOL	

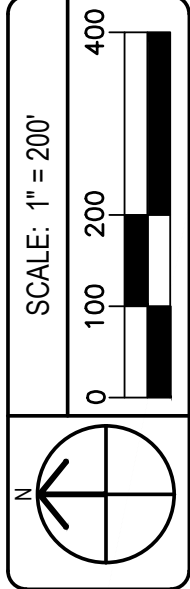
SITE MAP
LAND APPLICATION AREAS
SILVAS HOLSTEINS DAIRY
STANISLAUS COUNTY,
CA

PO BOX 1613
OAKDALE, CA 95361



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6
OF
3
SHEET



LEGEND
[Purple dashed line symbol] LAND APPLICATION AREA

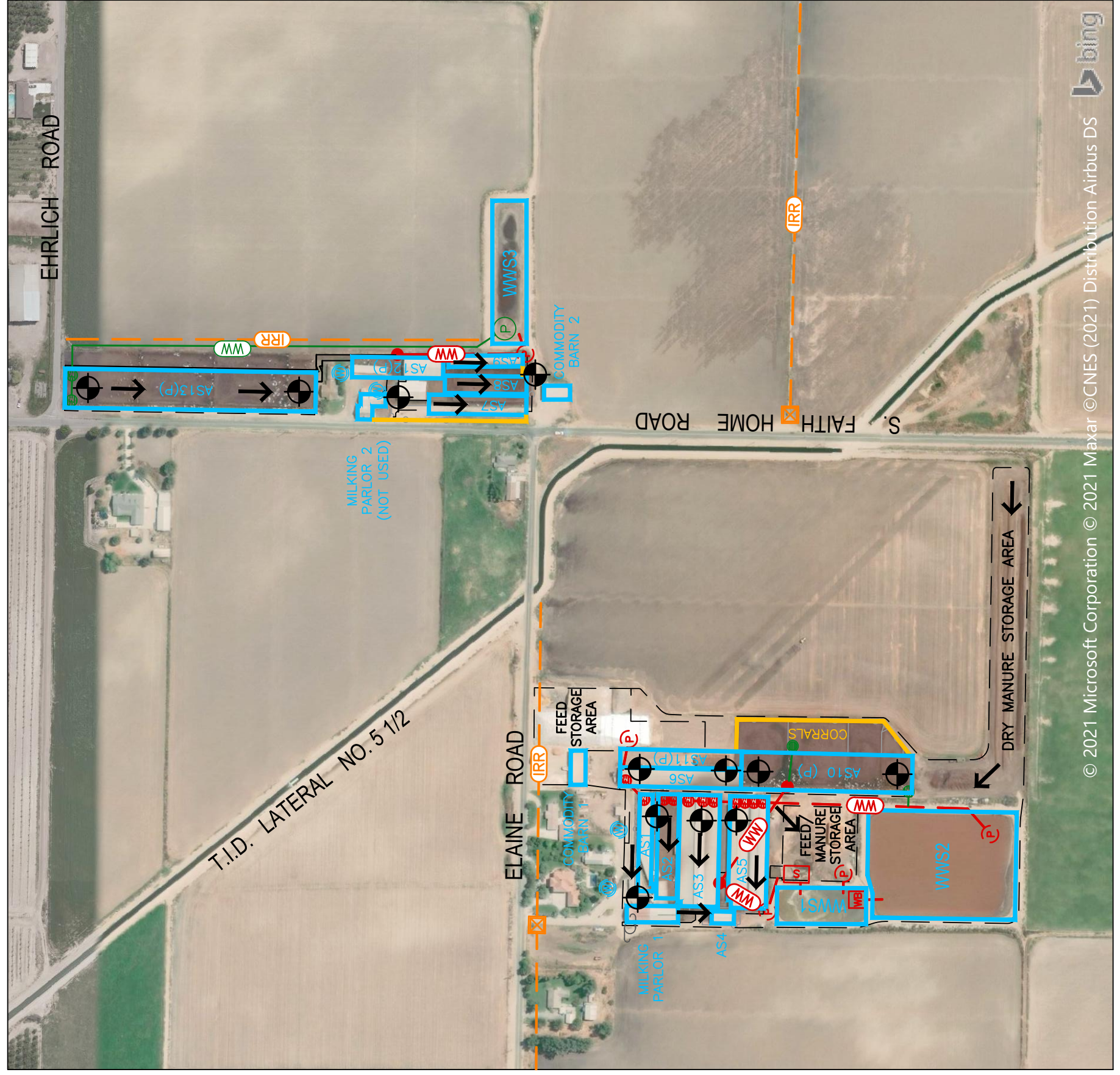
DISCHARGE POINTS		
LAND APP. AREA	LATITUDE	LONGITUDE
FIELD 9	N37° 27' 29.31"	W120° 53' 36.46"
FIELD 10	N37° 27' 29.18"	W120° 53' 44.40"

SYMBOL	DESCRIPTION	APPD.
REVISIONS		
JOB NO.: 2021-003		
FILE: 04_dpd.dwg		
DATE: 3/8/2021		
DRAWN BY: MS		

LEGEND

- ROOF AREA
- ROOF AREA (PROPOSED)
- CORRAL AREA
- IRRIGATION LINE
- WASTEWATER LINE
- WASTEWATER LINE (PROPOSED)
- WASTEWATER SUMP WITH PUMP
- FLUSH SYSTEM DRAIN INLET
- FLUSH SYSTEM DRAIN INLET (PROPOSED)
- FLUSH SYSTEM DISCHARGE VALVE
- FLUSH SYSTEM DISCHARGE VALVE (PROPOSED)
- WELL
- GENERAL SLOPE AND DIRECTION OF FLOW
- INSPECTION POINT FOR MONITORING ANIMAL HOUSING AND FLUSH WATER CONVEYANCE SYSTEM

SCALE: 1" = 300'



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SYMBOL	DESCRIPTION

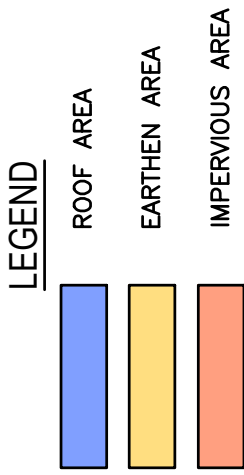
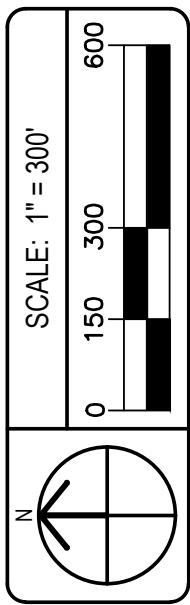
PRODUCTION AREA
HYDROLOGIC MAP
SILVAS HOLSTEINS DAIRY
STANISLAUS COUNTY,
CA

PO BOX 1613
OAKDALE, CA 95361



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SHEET
5
OF
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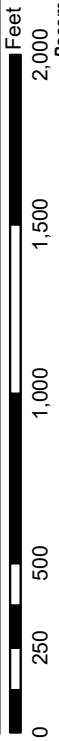
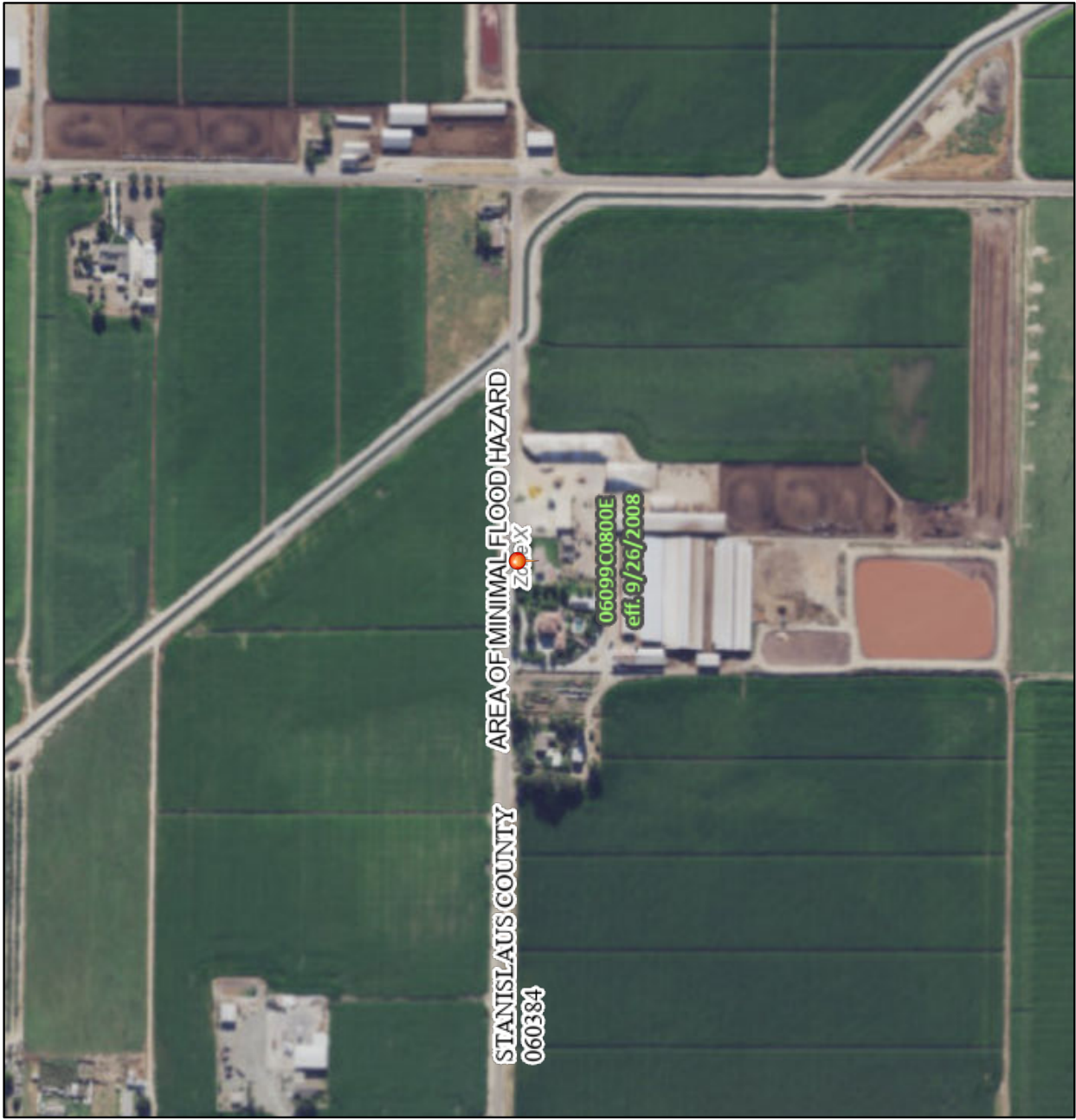


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National Flood Hazard Layer FIRMette



120°55'51"W, 37°26'3"N



Basemap: USGS National Map: Orthoimagery: Data refreshed October, 2020

120°55'14"W 37°25'34"N

Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

<p>SPECIAL FLOOD HAZARD AREAS</p> <ul style="list-style-type: none"> Without Base Flood Elevation (BFE) Zone A, V, ASS With BFE or Depth Zone AE, AO, AH, VE, AR Regulatory Floodway 	<p>OTHER AREAS OF FLOOD HAZARD</p> <ul style="list-style-type: none"> 0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X Future Conditions 1% Annual Chance Flood Hazard Zone X Area with Reduced Flood Risk due to Levee. See Notes. Zone X Area with Flood Risk due to Levee Zone D 	<p>OTHER AREAS</p> <ul style="list-style-type: none"> NO SCREEN Area of Minimal Flood Hazard Zone X Effective LOMRs Area of Undetermined Flood Hazard Zone D 	<p>GENERAL STRUCTURES</p> <ul style="list-style-type: none"> Channel, Culvert, or Storm Sewer Levee, Dike, or Floodwall 	<p>OTHER FEATURES</p> <ul style="list-style-type: none"> 20.2 Cross Sections with 1% Annual Chance Water Surface Elevation 17.5 Coastal Transect 8 Base Flood Elevation Line (BFE) Limit of Study Jurisdiction Boundary Coastal Transect Baseline Profile Baseline Hydrographic Feature 	<p>MAP PANELS</p> <ul style="list-style-type: none"> Digital Data Available No Digital Data Available Unmapped
--	---	--	--	--	--

The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 2/13/2021 at 5:53 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

3. DESIGN, CONSTRUCTION, OPERATION, AND MAINTENANCE DOCUMENTATION

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

DAIRY FACILITY INFORMATION

A. NAME OF DAIRY OR BUSINESS OPERATING THE DAIRY: Silva's Holsteins Dairy

Physical address of dairy:

6706 Elaine RD	Turlock	Stanislaus	95380
Number and Street	City	County	Zip Code

Street and nearest cross street (if no address): _____

TRS Data and Coordinates:

6S	9E	12	Mt. Diablo	37° 25' 46.10" N	120° 55' 35.90" W
Township (T_)	Range (R_)	Section (S_)	Baseline meridian	Latitude (N)	Longitude (W)

Date facility was originally placed in operation: 01/01/1970

Regional Water Quality Control Board Basin Plan designation: San Joaquin River Basin

County Assessor Parcel Number(s) for dairy facility:

0057-0013-0019-0000 0057-0022-0012-0000
--

B. OPERATOR NAME: Silva, Adrian J Telephone no.: (209) 632-1223 (209) 595-1846

Landline Cellular

6706 Elaine RD	Turlock	CA	95380
Mailing Address Number and Street	City	State	Zip Code

Operator should receive Regional Board correspondence (check): Yes No

C. LEGAL OWNER NAME: Silva, Manuel M Telephone no.: (209) 632-1223 (209) 595-1846

Landline Cellular

6706 Elaine RD	Turlock	CA	95380
Mailing Address Number and Street	City	State	Zip Code

Owner should receive Regional Board correspondence (check): Yes No

D. CONTACT NAME: Sousa, Manny Telephone no.: (209) 238-3151

Landline Cellular

Title: Civil Engineer

P.O. Box 1613	Oakdale	CA	95361
Mailing Address Number and Street	City	State	Zip Code

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

HERD AND MILKING EQUIPMENT

A. HERD AND MILKING

The milk cow dairy is currently regulated under individual Waste Discharge Requirements.

Total number of milk and dry cows combined as a baseline value in response to the Report of Waste Discharge (ROWD) request of October, 2005:

2,200 milk and dry cows combined (regulatory review is required for any expansion)

Type of Animal	Present Count	Maximum Count	Daily Flush Hours	Avg Live Weight (lbs)
Milk Cows	1,900	1,900	20	1,400
Dry Cows	300	300	20	1,450
Bred Heifers (15-24 mo.)	600	600	18	900
Heifers (7-14 mo.)	600	600	18	600
Calves (4-6 mo.)	350	350	0	
Calves (0-3 mo.)	350	350	0	

Predominant milk cow breed: Holstein

Average milk production: 70 pounds per cow per day

Average number of milk cows per string sent to the milkbarn: 190 milk cows per string

Number of milkings per day: 2.0 milkings per day

Number of times milk tank is emptied/filled each day: 2.0 per day

Number of hours spent milking each day: 18.0 hours per day

B. MILKBARN EQUIPMENT AND FLOOR WASH

Bulk tank wash and sanitizing: 3.0 run cycles/wash

Bulk tank wash vat volume: 40 gallons/cycle

Bulk tank wash wastewater: 240.0 gallons/day

Pipeline wash and sanitizing: 3.0 run cycles/wash

Pipeline wash vat volume: 50 gallons/cycle

Pipeline wash wastewater: 300.0 gallons/day

Reused / recycled water is the source of parlor floor wash water: Yes No

Milkbarn / parlor floor wash volume: 2,000 gallons/day

Plate coolers type: Well Water Cooled (Water Reused/Recycled)

Plate coolers volume: 30,930 gallons/day

Vacuum pumps / air compressors / chillers type: Mechanically/Air Cooled

Vacuum pumps / air compressors / chillers volume: 0 gallons/day

Milkbarn and equipment wastewater volume generated daily: 31,470 gallons/day

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

C. OTHER WATER USES

Reused/recycled water is the source of herd drinking water: Yes No

	Milk Cows	Dry Cows	Bred Heifers (15-24 mo.)	Bred Heifers (7-14 mo.)	Calves (4-6 mo.)	Calves (0-3 mo.)
<i>Number of cows drinking from reusable water:</i>	0	0	0	0	0	0
	<i>of 1,900</i>	<i>of 300</i>	<i>of 600</i>	<i>of 600</i>	<i>of 350</i>	<i>of 350</i>
<i>Gallons per head per day:</i>	0	0	0	0	0	0

Total reusable water consumed by herd: _____ 0 gallons/day

Reused/recycled water is the source of sprinkler pen water: Yes No

Number of sprinklers in the holding pen: _____ 0 sprinklers

Duration of each sprinkler cycle: _____ 0.1 minutes

Number of sprinkler pen runs/milking: _____ 1 cycles/milking

Flow rate for each sprinkler head: _____ 0.1 gallons/minute

Total sprinkler pen wastewater volume: _____ 0 gallons/day

Total fresh water used in manure flush lane system(s): _____ 0 gallons/day

D. MISCELLANEOUS EQUIPMENT

No miscellaneous equipment entered.

E. MILKBARN AND EQUIPMENT SUMMARY

Number of days in storage period: _____ 120 days

Water available for reuse/recycle: _____ 30,930 gallons/day

Recycled water reused: _____ 2,000 gallons/day

Recycled water leaving system: _____ 0 gallons/day

Reusable water balance: _____ 28,930 gallons/day

Volume of milkbarn and equipment wastewater generated for storage period: _____ 3,776,400 gallons/storage period

MANURE AND BEDDING SOLIDS

A. IMPORTED AND FACILITY GENERATED BEDDING

Bedding Type	Imported or Generated (tons)	Density (lbs/cu. ft.)	Applied Separation Efficiency (default)	Solids to Pond (cu. ft./period)
Facility generated bedding	150	40.0	50%	3,750
			Total:	3,750

B. SOLIDS SEPARATION PROCESS

Combined manure solids separation efficiency (weight basis): _____ 40 %

Description of all solids separation equipment used in flushed lane manure management systems:

Processing pit and mechanical separator

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

C. MANURE AND BEDDING SOLIDS SUMMARY

	cubic feet		gallons	
	day	storage period	day	storage period
Manure generated by the herd (pre-separation):	5,889.31	706,718	44,055.13	5,286,615
Manure generated by the herd sent to pond(s):	4,015.49	481,859	30,037.94	3,604,553
Manure generated by the herd sent to dry lot(s):	1,242.47	149,096	9,294.29	1,115,314
Manure solids (herd) removed by separation:	305.64	36,677	2,286.34	274,361
Liquid component in separated solids not send to pond(s):	325.72	39,087	2,436.56	292,388
Imported and facility generated bedding sent to pond(s):	31.25	3,750	233.77	28,052
Total manure and bedding sent to pond(s):	4,046.74	485,609	30,271.71	3,632,605
Residual manure solids and bedding sent to pond(s) w/factor:	244.85	29,383	1,831.64	219,796
	cubic feet per year		gallons per year	
Residual manure solids and bedding sent to pond(s) w/factor:	89,372		668,548	

RAINFALL AND RUNOFF

A. RAINFALL ESTIMATES

Rainfall station nearest the facility: Turlock

25 year/24 hour storm event (default NOAA Atlas 2, 1973): 2.50 inches/storage period

25 year/24 hour storm event (user-override): _____ inches/storage period

Storage period rainfall (default DWR climate data): 8.56 inches/storage period

Storage period rainfall (user-override): _____ inches/storage period

Flood zone: Zone X

B. IMPERVIOUS AREAS

Name	Surface Area (sq. ft.)	Quantity	25yr/24hr Storm Runoff Coefficient	Storage Period Runoff Coefficient	Runoff Destination
Feed Storage Area	68,200	1	0.95	0.50	Drains into pond(s).
Feed Storage Area / Separator Pad	41,000	1	0.95	0.50	Drains into pond(s).
Impervious Area 1 - IA1	31,050	1	0.95	0.50	Drains into pond(s).
Impervious Area 2 - IA2	8,500	1	0.95	0.50	Drains into pond(s).
Impervious Area 3 - IA3	5,400	1	0.95	0.50	Drains into pond(s).
Impervious Area 4 - IA4	7,200	1	0.95	0.50	Drains into pond(s).
Impervious Area 5 - IA5	2,200	1	0.95	0.50	Drains into pond(s).

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

Surface area that does not run off into pond(s): 0 sq. ft.
 Surface area that runs off into pond(s): 163,550 sq. ft.
 Total surface area: 163,550 sq. ft.
 Runoff from normal storage period rainfall: 436,360 gallons/storage period
 Runoff from normal storage period rainfall with 1.5 factor: 654,540 gallons/storage period
 25 year/24 hour storm event runoff: 242,139 gallons/storage period
 Total surface area runoff: 678,499 gallons/storage period
 Total surface area runoff with 1.5 factor: 896,679 gallons/storage period

C. ROOF AREAS

Name	Surface Area (sq. ft.)	Quantity	Runoff Destination
Animal Shelter 1 - AS1	9,240	1	Wastewater pond
Animal Shelter 10 - AS10	46,000	1	Field 1 - Dairy
Animal Shelter 11 - AS11	16,300	1	Field 1 - Dairy
Animal Shelter 12 - AS12	13,475	1	Field 3
Animal Shelter 13 - AS13	70,875	1	Field 3
Animal Shelter 2 - AS2	15,680	1	Wastewater pond
Animal Shelter 3 - AS3	32,400	1	Field 6
Animal Shelter 4 - AS4	1,920	1	Wastewater pond
Animal Shelter 5 - AS5	30,600	1	Field 6
Animal Shelter 6 - AS6	16,300	1	Wastewater pond
Animal Shelter 7 - AS7	13,362	1	Wastewater pond
Animal Shelter 8 - AS8	10,340	1	Wastewater pond
Animal Shelter 9 - AS9	6,000	1	Wastewater pond
Commodity Barn 1	3,680	1	Wastewater pond
Commodity Barn 2	2,590	1	Adjacent field
Milking Parlor 1	6,072	1	Field 6
Milking Parlor 2 (not used)	3,590	1	Wastewater pond

Surface area that does not run off into pond(s): 218,312 sq. ft.
 Surface area that runs off into pond(s): 80,112 sq. ft.
 Total surface area: 298,424 sq. ft.
 Runoff from normal storage period rainfall: 427,486 gallons/storage period
 Runoff from normal storage period rainfall with 1.5 factor: 641,229 gallons/storage period
 25 year/24 hour storm event runoff: 124,850 gallons/storage period
 Total surface area runoff: 552,336 gallons/storage period
 Total surface area runoff with 1.5 factor: 766,079 gallons/storage period

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

D. EARTHEN AREAS

Name	Surface Area (sq. ft.)	Quantity	25yr/24 Storm Coefficient	Storage Period Coefficient	Runoff Destination
Earthen Area 1 - EA1	244,600	1	0.35	0.20	Drains into pond(s).
Earthen Area 2 - EA2	9,175	1	0.35	0.20	Drains into pond(s).
Earthen Area 3 - EA3	13,500	1	0.35	0.20	Drains into pond(s).
Earthen Area 4 - EA4	7,100	1	0.35	0.20	Drains into pond(s).

Surface area that does not run off into pond(s): 0 sq. ft.
 Surface area that runs off into pond(s): 274,375 sq. ft.
 Total surface area: 274,375 sq. ft.
 Runoff from normal storage period rainfall: 292,819 gallons/storage period
 Runoff from normal storage period rainfall with 1.5 factor: 439,228 gallons/storage period
 25 year/24 hour storm event runoff: 149,659 gallons/storage period
 Total surface area runoff: 442,478 gallons/storage period
 Total surface area runoff with 1.5 factor: 588,887 gallons/storage period

E. TAILWATER MANAGEMENT

No fields with tailwater entered.

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

LIQUID STORAGE

A. POND OR BASIN DESCRIPTION: WWS1

Pond is rectangular in shape: Yes No

Dimensions			
Earthen Length (EL):	<u>240</u> ft.	Earthen Depth (ED):	<u>12</u> ft.
Earthen Width (EW):	<u>97</u> ft.	Side Slope (S):	<u>1.0</u> ft. (h:1v)
Free Board (FB):	<u>2</u> ft.	Dead Storage Loss (DS):	<u>0.0</u> ft.

Calculations			
Liquid Length (LL):	<u>236</u> ft.	Storage Volume Adjusted for Dead Storage Loss:	<u>187,913</u> cu. ft.
Liquid Width (LW):	<u>93</u> ft.		
Pond Surface Area:	<u>23,280</u> sq. ft.	Pond Marker Elevation:	<u>9.3</u> ft.
Storage Volume:	<u>187,913</u> cu. ft.	Evaporation Volume:	<u>116,862</u> gals/period
		Adjusted Surface Area:	<u>21,735</u> sq. ft.

POND OR BASIN DESCRIPTION: WWS2

Pond is rectangular in shape: Yes No

Dimensions			
Earthen Length (EL):	<u>396</u> ft.	Earthen Depth (ED):	<u>12</u> ft.
Earthen Width (EW):	<u>285</u> ft.	Side Slope (S):	<u>1.0</u> ft. (h:1v)
Free Board (FB):	<u>2</u> ft.	Dead Storage Loss (DS):	<u>1.0</u> ft.

Calculations			
Liquid Length (LL):	<u>392</u> ft.	Storage Volume Adjusted for Dead Storage Loss:	<u>937,827</u> cu. ft.
Liquid Width (LW):	<u>281</u> ft.		
Pond Surface Area:	<u>112,860</u> sq. ft.	Pond Marker Elevation:	<u>9.4</u> ft.
Storage Volume:	<u>1,035,553</u> cu. ft.	Evaporation Volume:	<u>589,983</u> gals/period
		Adjusted Surface Area:	<u>109,731</u> sq. ft.

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

POND OR BASIN DESCRIPTION: WWS3

Pond is rectangular in shape: Yes No

Dimensions			
Earthen Length (EL):	<u>385</u> ft.	Earthen Depth (ED):	<u>12</u> ft.
Earthen Width (EW):	<u>92</u> ft.	Side Slope (S):	<u>1.0</u> ft. (h:1v)
Free Board (FB):	<u>2</u> ft.	Dead Storage Loss (DS):	<u>0.0</u> ft.
Calculations			
Liquid Length (LL):	<u>381</u> ft.	Storage Volume Adjusted for Dead Storage Loss:	<u>289,713</u> cu. ft.
Liquid Width (LW):	<u>88</u> ft.		
Pond Surface Area:	<u>35,420</u> sq. ft.	Pond Marker Elevation:	<u>9.3</u> ft.
Storage Volume:	<u>289,713</u> cu. ft.	Evaporation Volume:	<u>178,642</u> gals/period
		Adjusted Surface Area:	<u>33,226</u> sq. ft.

Potential storage losses (due to dead storage): 97,726.0 cubic feet - or - 731,041.2 gallons

Liquid storage surface area: 165,628 sq. ft.

Rainfall onto retention pond(s): 915,462 gallons/storage period

Rainfall runoff into retention pond(s): 1,156,665 gallons/storage period

Normal rainfall onto retention pond(s) with 1.5 factor: 1,373,193 gallons/storage period

Normal rainfall runoff into retention pond(s) with 1.5 factor: 1,734,997 gallons/storage period

Storage period evaporation (default): 11.50 inches/storage period

Storage period evaporation (user-override): _____ inches/storage period

Storage period evaporation volume: 885,487 gallons/storage period

Manure and bedding sent to pond(s): 3,632,605 gallons/storage period

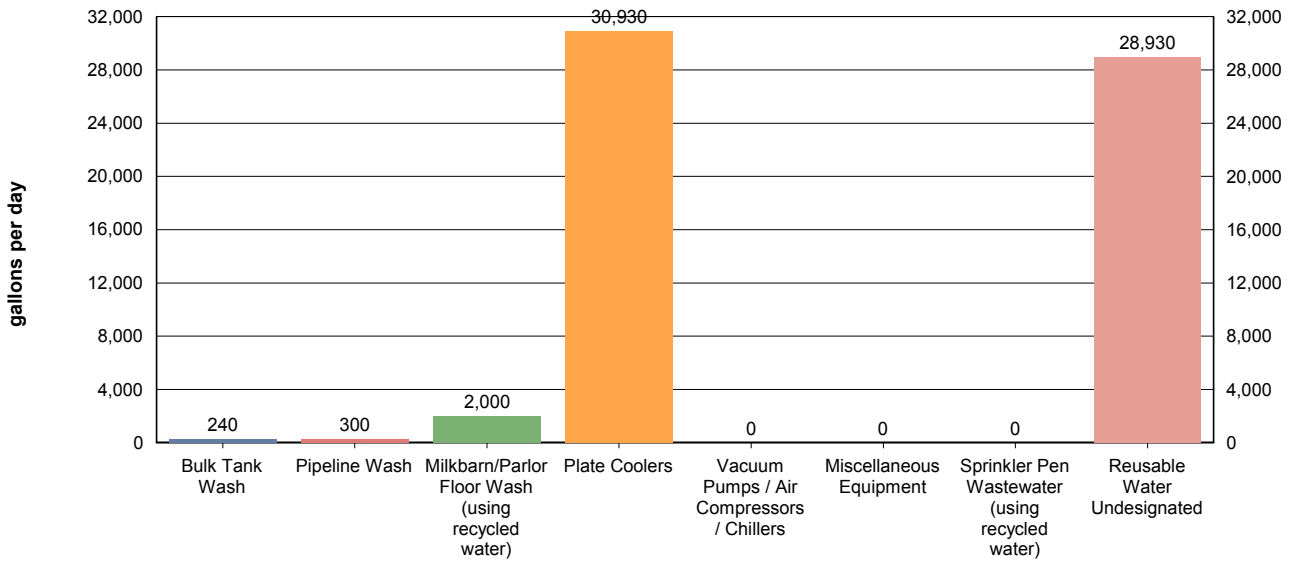
Milkbarn water sent to pond(s): 3,776,400 gallons/storage period

Fresh flush water for storage period: 0 gallons/storage period

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

CHARTS

A. MILKBARN WASTEWATER SENT TO POND(S)

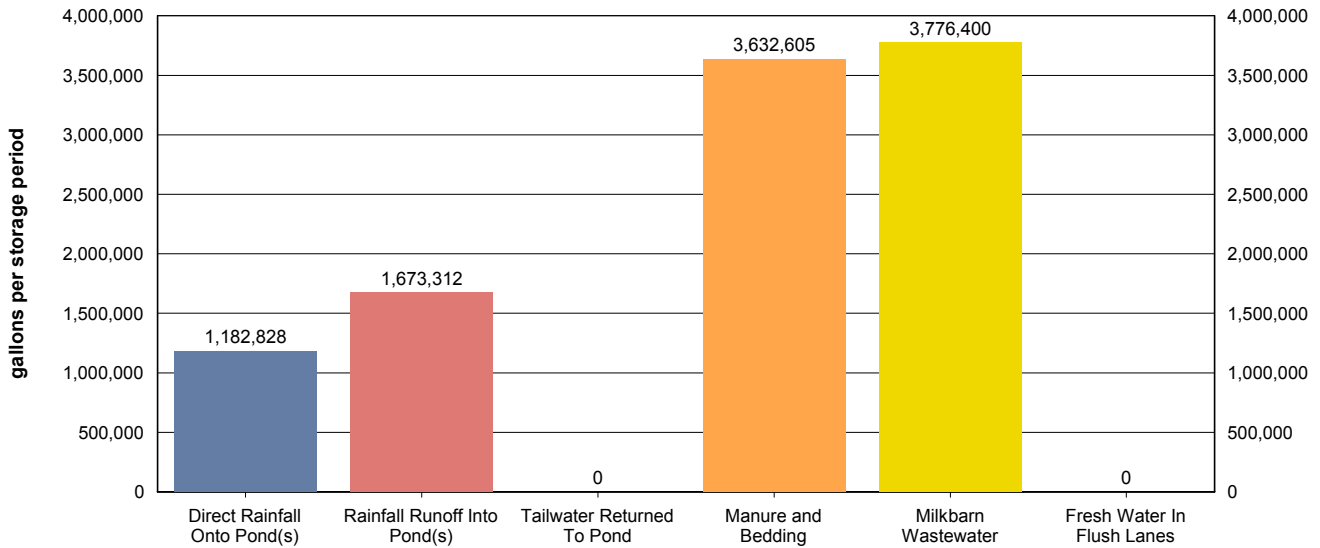


Values shown in chart are approximate values per day.

Total milkbarn wastewater generated daily: 31,470 gallons/day
 Total milkbarn wastewater generated per period: 3,776,400 gallons/storage period

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

B. PROCESS WASTEWATER (NORMAL PRECIPITATION)



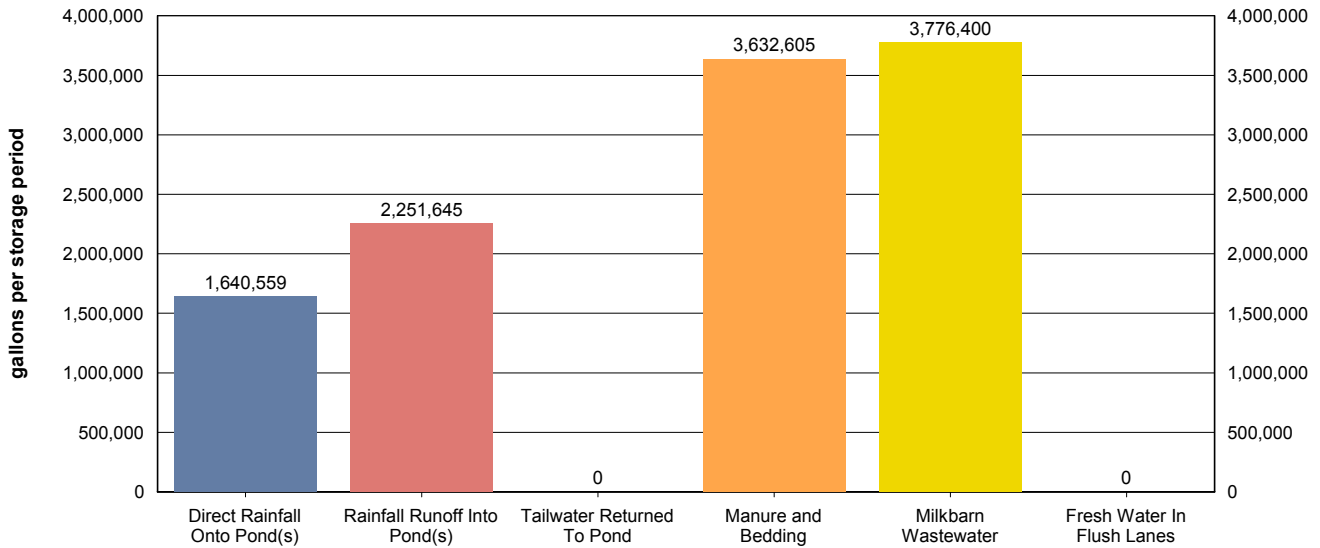
Values shown in chart are approximate values for storage period.

Storage period:	<u>120</u> days
Total process wastewater generated daily:	<u>85,543</u> gallons/day
Total process wastewater generated per period:	<u>10,265,145</u> gallons/storage period
Total process wastewater removed due to evaporation:	<u>885,487</u> gallons/storage period
Total storage capacity required:	<u>9,379,658</u> gallons
	<u>1,253,878</u> cu. ft.
Existing storage capacity (adjusted for dead storage loss):	<u>10,588,324</u> gallons
	<u>1,415,453</u> cu. ft.

Considering normal precipitation, existing capacity meets estimated storage needs: Yes No

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

C. PROCESS WASTEWATER (NORMAL PRECIPITATION WITH 1.5 FACTOR)



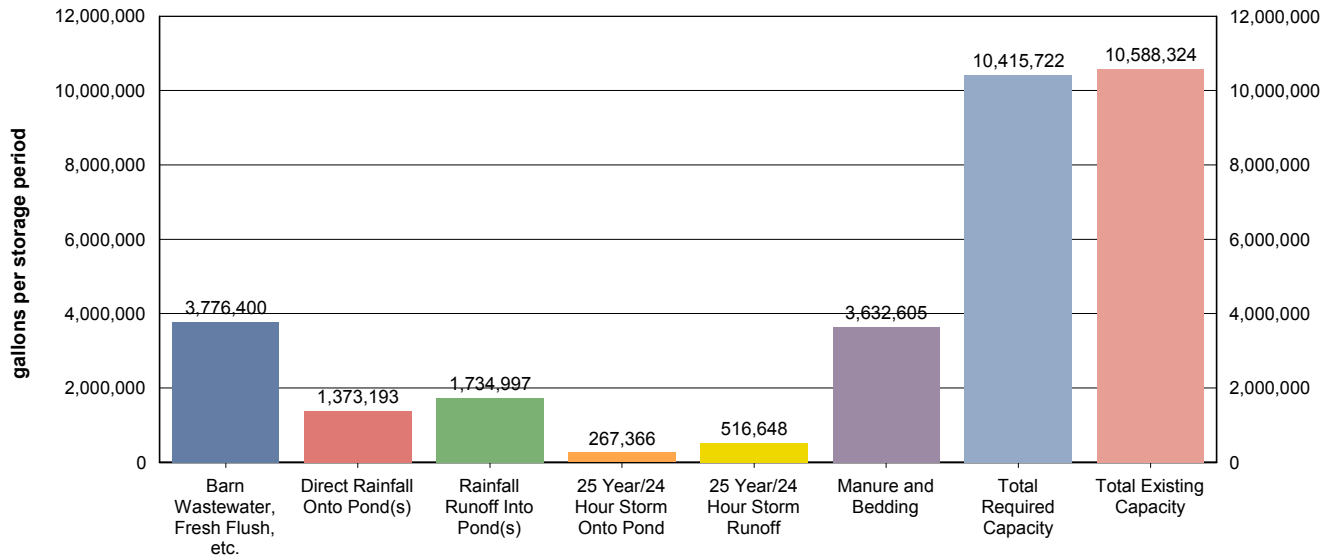
Values shown in chart are approximate values for storage period.

Storage period:	<u>120 days</u>
Total process wastewater generated daily:	<u>94,177 gallons/day</u>
Total process wastewater generated per period:	<u>11,301,209 gallons/storage period</u>
Total process wastewater removed due to evaporation:	<u>885,487 gallons/storage period</u>
Total storage capacity required:	<u>10,415,722 gallons</u> <u>1,392,379 cu. ft.</u>
Existing storage capacity (adjusted for dead storage loss):	<u>10,588,324 gallons</u> <u>1,415,453 cu. ft.</u>

Considering factored precipitation, existing capacity meets estimated storage needs: Yes No

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

D. STORAGE VOLUME ASSESSMENT (NORMAL PRECIPITATION WITH 1.5 FACTOR)



Values shown in chart are approximate values for storage period.

Storage period:	<u>120</u> days
Barn wastewater, fresh flush water, and tailwater:	<u>3,776,400</u> gallons/storage period
Manure and bedding sent to pond:	<u>3,632,605</u> gallons/storage period
Precipitation onto pond:	<u>1,373,193</u> gallons/storage period
Precipitation runoff:	<u>1,734,997</u> gallons/storage period
25 year/24 hour storm onto pond:	<u>267,366</u> gallons/storage period
25 year/24 hour storm runoff:	<u>516,648</u> gallons/storage period
Residual solids after liquids have been removed (liquid equivalent):	<u>219,796</u> gallons/storage period
Total process wastewater removed due to evaporation:	<u>885,487</u> gallons/storage period
Total required capacity:	<u>10,415,722</u> gallons/storage period
Total existing capacity:	<u>10,588,324</u> gallons/storage period
Existing capacity meets estimated storage needs:	<input checked="" type="checkbox"/> Yes [] No

Waste Management Plan Report
General Order No. R5-2007-0035, Attachment B
July 1, 2010 deadline

OPERATION AND MAINTENANCE PLAN

The goal of the Operation and Maintenance Plan is to eliminate discharges of waste or storm water to surface waters from the production area and the protection of underlying soils and ground water.

A. POND MAINTENANCE

i. FREEBOARD MONITORING

1. Freeboard will be monitored monthly from June 1 through September 1 (dry season) and weekly from October 1 through May 31 (wet season). The results will be recorded on a Dairy Production Area Visual Inspection Form.
2. Freeboard will be monitored during and after each significant storm event and the results recorded on a Production Area Significant Storm Event Inspection Form.
3. Ponds will be photographed on the first day of each month. Pond photos will be labeled and maintained with the dairy's monitoring records.

ii. PREPARATION FOR MAINTAINING WINTER STORAGE CAPACITY

1. The retention pond(s) will begin to be lowered to the minimum operating level on or before a designated date each year.
2. The minimum operating level will include the necessary storage volume as identified in Section II .A in Attachment B of the General Order.

iii. OTHER POND MONITORING

1. At the time of each monitoring for freeboard, the pond(s) will be inspected for evidence of excessive odors, mosquito breeding, algae, or equipment damage; and issues with berm integrity, including cracking, slumping, erosion, excess vegetation, animal burrows, and seepage. Any issues identified and corrective actions performed will be recorded on a Dairy Production Area Visual Inspection Form - Other Pond Monitoring.
2. At the time of each monitoring during and after each significant storm event, the ponds will be inspected for evidence of any discharge and issues with berm integrity, including cracking, slumping, erosion, excess vegetation, animal burrows, and seepage. Any issues identified and corrective actions performed will be recorded on a Production Area Significant Storm Event Inspection Form.

iv. SOLIDS REMOVAL PROCEDURES

1. The average thickness of the solids accumulated on the bottom of the pond (s) will be measured on the designated interval using the owner, operator, and/or designer specified procedure.
2. Once solids/sludge on the bottom of the pond(s) reach the owner, operator, and/or designer specified critical thickness, solids/sludge will be removed so that adequate capacity is maintained.
3. When necessary, solids/sludge will be removed using the owner, operator, and/or designer specified methods for protecting any pond liner.

OPERATIONS AND MAINTENANCE PLAN FOR POND: WWS3

Dry season freeboard monitoring will occur on the 1st of each month.

Wet season freeboard monitoring will occur every Monday of each week.

Process wastewater pond contents will be lowered to the minimum operating level (elevation) of 0.0 feet above the pond invert beginning in August of each year.

Sludge accumulation will be measured annually.

The following method will be used to measure solids/sludge accumulation:

Solids will be measured manually after lowering of the liquid pond level.

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

When solids/sludge accumulate to a thickness of 1.0 feet, the following method will be used to maintain adequate storage capacity while protecting any pond liner:

Solids will be removed with an excavator.

OPERATIONS AND MAINTENANCE PLAN FOR POND: WWS1

Dry season freeboard monitoring will occur on the 1st of each month.

Wet season freeboard monitoring will occur every Monday of each week.

Process wastewater pond contents will be lowered to the minimum operating level (elevation) of 0.0 feet above the pond invert beginning in August of each year.

Sludge accumulation will be measured annually.

The following method will be used to measure solids/sludge accumulation:

Solids will be measured manually after lowering of the liquid pond level.

When solids/sludge accumulate to a thickness of 1.0 feet, the following method will be used to maintain adequate storage capacity while protecting any pond liner:

Solids will be removed with an excavator.

OPERATIONS AND MAINTENANCE PLAN FOR POND: WWS2

Dry season freeboard monitoring will occur on the 1st of each month.

Wet season freeboard monitoring will occur every Monday of each week.

Process wastewater pond contents will be lowered to the minimum operating level (elevation) of 1.0 feet above the pond invert beginning in August of each year.

Sludge accumulation will be measured annually.

The following method will be used to measure solids/sludge accumulation:

Solids will be measured manually after lowering of the liquid pond level.

When solids/sludge accumulate to a thickness of 1.0 feet, the following method will be used to maintain adequate storage capacity while protecting any pond liner:

Solids will be removed with an excavator.

B. RAINFALL COLLECTION SYSTEM MAINTENANCE

i. Annually, rainfall collection systems will be assessed to ensure:

1. Conveyances are free of debris and operating within designer/manufacturer specifications.
2. Components are properly fastened according to designer/manufacturer specifications.
3. All downspouts and related infrastructure are connected to conveyances that divert water away from manured areas.
4. Water from the rainfall collection system(s) is diverted to an appropriate destination.

<i>Buildings with rooftop rainfall collection systems</i>	Quantity	Surface Area (sq. ft.)
Animal Shelter 1 - AS1	1	9,240
Animal Shelter 10 - AS10	1	46,000
Animal Shelter 11 - AS11	1	16,300
Animal Shelter 12 - AS12	1	13,475

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

Animal Shelter 13 - AS13	1	70,875
Animal Shelter 2 - AS2	1	15,680
Animal Shelter 3 - AS3	1	32,400
Animal Shelter 4 - AS4	1	1,920
Animal Shelter 5 - AS5	1	30,600
Animal Shelter 6 - AS6	1	16,300
Animal Shelter 7 - AS7	1	13,362
Commodity Barn 1	1	3,680
Commodity Barn 2	1	2,590
Milking Parlor 1	1	6,072
Milking Parlor 2 (not used)	1	3,590
<i>Buildings without rooftop rainfall collection systems</i>	Quantity	Surface Area (sq. ft.)
Animal Shelter 8 - AS8	1	10,340
Animal Shelter 9 - AS9	1	6,000

Assessment for buildings with rooftop rainfall collection systems will occur on or before: 1st of October

Assessment for other rainfall collections systems will occur on or before: 1st of October

Description of how rainfall collection systems will be assessed:

Gutters, downspouts, inlets, and drainage piping will be inspected for proper operation. Repairs will be made as needed prior to the rain season.

C. CORRAL MAINTENANCE

- i. Monthly from June 1st through September 30th (dry season) and weekly from October 1st through May 31st (wet season), the perimeter of the corrals and pens will be assessed to ensure that runoff controls such as berms are functioning correctly, and that all water that contacts waste is collected and diverted into the wastewater retention pond(s). Any issues identified and corrective actions performed will be recorded on a Dairy Production Area Visual Inspection Form - Corrals.
- ii. The corrals will be assessed by the designated date to determine:
 1. Whether manure needs to be removed from the corrals based on the owner, operator, and/or designer specified conditions.
 2. Whether there are depressions within the corrals that should be filled/groomed to prevent ponding.
- iii. Removal of manure and/or regrading, when necessary, will be completed on or before the designated month/day of each year.

Day of the month dry season assessment will occur: 1st of each month

Day of the week wet season assessment will occur: Monday

Solid manure removal and regrading assessment will occur on or before: 1st of October

Conditions requiring manure removal and/or regrading:

Solids will be removed with scrapers and/or loaders. Regrading will be performed as necessary after solids removal to ensure proper drainage.

Solid manure removal and/or regrading will occur on or before: 1st of November

Waste Management Plan Report
General Order No. R5-2007-0035, Attachment B
July 1, 2010 deadline

D. FEED STORAGE AREA MAINTENANCE

- i. During the dry season and prior to the wet season, the perimeter of storage areas will be assessed to ensure all runoff and runoff controls such as berms are functioning correctly and runoff and leachate from the areas are collected and diverted into the wastewater pond(s). Any issues identified and corrective actions performed will be recorded on a Dairy Production Area Visual Inspection Form - Manure and Feed Storage Areas.
- ii. During the wet season, feed storage area(s) will be assessed to determine if there are depressions within any feed storage area that should be filled or repaired to prevent ponding.
- iii. Any necessary regrading/resurfacing and berm/conveyance maintenance will be completed on an annual basis.

Day of the month dry season assessment will occur: 1st of each month

Day of the week wet season assessment will occur: Monday

Regrading/resurfacing and berm maintenance assessment will occur on or before: 1st of October

Regrading/resurfacing and berm maintenance completion will occur on or before: 1st of November

E. SOLID MANURE STORAGE AREA MAINTENANCE

- i. During the dry season and prior to the wet season, the perimeter of manure storage areas will be assessed to ensure all runoff and runoff controls such as berms are functioning correctly and runoff and leachate from the areas are collected and diverted into the wastewater pond(s). Any issues identified and corrective actions performed will be recorded on a Dairy Production Area Visual Inspection Form - Manure and Feed Storage Areas.
- ii. During the wet season, manure storage area(s) will be assessed to determine if there are depressions within any manure storage area that should be filled to prevent ponding.
- iii. Any necessary regrading/resurfacing and berm/conveyance maintenance will be completed on an annual basis.

Day of the month dry season assessment will occur: 1st of each month

Day of the month wet season assessment will occur: Monday

Regrading/resurfacing and berm maintenance assessment will occur on or before: 1st of October

Regrading/resurfacing and berm maintenance completion will occur on or before: 1st of November

F. ANIMAL HOUSING AND FLUSH WATER CONVEYANCE SYSTEM MAINTENANCE

- i. A map will be attached that identifies critical points for monitoring the animal housing and flush water conveyance system to verify that water is being managed as identified in this Waste Management Plan. These points will be maintained at owner, operator, and/or designer specified intervals.

Animal housing area assessment will occur on or before: 1st of October

Animal housing drainage system maintenance will occur on or before: 1st of October

Animal housing area drainage system assessment and maintenance methods:

Animal housing drainage systems will be inspected for proper operation. Repairs will be made as soon as possible after identification of damaged facilities.

G. MORTALITY MANAGEMENT

- i. Dead animals will be stored, removed, and disposed of properly.

Rendering company or landfill name: Darling International

Rendering company or landfill telephone number: (559) 268-5325

Waste Management Plan Report
 General Order No. R5-2007-0035, Attachment B
 July 1, 2010 deadline

H. ANIMALS AND SURFACE WATER MANAGEMENT

- i. A system will be in place, monitored, and maintained to prevent animals from entering any surface waters when a stream or other surface water crosses or adjoins the corral(s).

Does a stream or any other surface water cross or adjoin the corrals? [] Yes [X] No

I. MONITORING SALT IN ANIMAL RATIONS

- i. The combined quantity of minerals as salt in animal drinking water and feed rations will be reviewed by a qualified nutritionist on a routine basis to verify that minerals are limited to the amount required to maintain animal health and optimum production . As feed rations change, mineral content may change.

Assessment interval: Annually

J. CHEMICAL MANAGEMENT

- i. Chemicals and other contaminants handled at the facility will not be disposed of in any manure or process wastewater, storm water storage or treatment system unless specifically designed to treat such chemicals and other contaminants.

Chemical Name	Quantity	Units	Frequency	Usage Area	Destination (Used Chemical / Container)	Disposal Company		Collection Frequency
						Name	Phone	
Acid	360	gallons	year	Milking Parlor	Picked up by distributor			
Chlorine	360	gallons	year	Milking Parlor	Picked up by distributor			
CIP Detergent	360	gallons	year	Milking Parlor	Picked up by distributor			
Iodine	5,000	gallons	year	Milking Parlor	Picked up by distributor			

Waste Management Plan Report
General Order No. R5-2007-0035, Attachment B
July 1, 2010 deadline

REQUIRED ATTACHMENTS

The following list, based upon user selections and data entries, describes the minimum required attachments that must be submitted with the Waste Management Plan for the reporting schedule of 'July 1, 2010'.

A. SITE MAP(S)

Provide a site map (or maps) of appropriate scale to show property boundaries and the location of the features of the production area including the following in sufficient detail: structures used for animal housing, milk parlor, and other buildings; corrals and ponds; solids separation facilities (settling basins or mechanical separators); other areas where animal wastes are deposited or stored; feed storage areas; drainage flow directions and nearby surface waters; all water supply wells (domestic, irrigation, and barn wells) and groundwater monitoring wells.

Production area map reference number: Exhibit Sheet 4

Provide a site map (or maps) of appropriate scale to show property boundaries and the location of the features of all land application areas (land under the Discharger's control, whether it is owned, rented, or leased, to which manure or process wastewater from the production area is or may be applied for nutrient recycling) including the following in sufficient detail: a field identification system (Assessor's Parcel Number; field by name or number; total acreage of each field; crops grown; indication if each field is owned, leased, or used pursuant to a formal agreement); indication of what type of waste is applied (solid manure only, wastewater only, or both solid manure and wastewater); drainage flow direction in each field, nearby surface waters, and storm water discharge points; tailwater and storm water drainage controls; subsurface (tile) drainage systems (including discharge points and lateral extent); irrigation supply wells and groundwater monitoring wells; sampling locations for discharges of storm water and tailwater to surface water from the field.

Application area map reference number: Exhibit Sheets 2 & 3

Provide a site map (or maps) of appropriate scale to show property boundaries and the location of all cropland (land that is part of the dairy but not used for dairy waste application) including the following in sufficient detail: Assessor's Parcel Number, total acreage, crops grown, and information on who owns or leases the field. The Waste Management Plan shall indicate if such cropland is covered under the Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands (Order No. R5-2006-0053 for Coalition Group or Order No. R5-2006-0054 for Individual Discharger, or updates thereto).

Non-application area map reference number: n/a

Provide a site map (or maps) of appropriate scale to show property boundaries and the location of all off-property domestic wells within 600 feet of the production area or land application area(s) associated with the dairy and the location of all municipal supply wells within 1,500 feet of the production area or land application area(s) associated with the dairy.

Well area map reference number: Exhibit Sheets 2,3,4

Provide a site map (or maps) of appropriate scale to show property boundaries and a vicinity map, north arrow and the date the map was prepared. The map shall be drawn on a published base map (e.g., a topographic map or aerial photo) using an appropriate scale that shows sufficient details of all facilities.

Vicinity map reference number: Exhibit Sheet 1

B. PROCESS WASTEWATER MAP(S)

Provide a site map (or maps) of appropriate scale to show property boundaries and the location of the features of the production area including the following in sufficient detail: process wastewater conveyance structures, discharge points, and discharge /mixing points with irrigation water supplies; pumping facilities and flow meter locations; upstream diversion structures, drainage ditches and canals, culverts, drainage controls (berms/levees, etc.), and drainage easements; and any additional components of the waste handling and storage system.

Production infrastructure system area map reference number: Exhibit Sheet 4

Waste Management Plan Report
General Order No. R5-2007-0035, Attachment B
July 1, 2010 deadline

Provide a site map (or maps) of appropriate scale to show property boundaries and the location of the features of all land application areas (land under the Discharger's control, whether it is owned, rented, or leased, to which manure or process wastewater from the production area is or may be applied for nutrient recycling) including the following in sufficient detail: process wastewater conveyance structures, discharge points and discharge mixing points with irrigation water supplies; pumping facilities; flow meter locations; drainage ditches and canals, culverts, drainage controls (berms, levees, etc.), and drainage easements.

Land application infrastructure system area map reference number: Exhibit Sheets 2 & 3

C. EXCESS PRECIPITATION CONTINGENCY REPORT

There were no attachment references entered or required for this attachment section.

D. OPERATION AND MAINTENANCE PLAN

Attach a map that identifies critical points for monitoring the system to verify that water is being managed as identified in this Waste Management Plan (see Attachment B, Pg B-7 V.F, V.G, and V.H for additional requirements).

Animal housing assessment map reference number: Exhibit Sheet 4

E. FLOOD PROTECTION / INUNDATION REPORT

Provide a published flood zone map that shows the facility is outside the relevant flood zones.

Flood zone map and/or document reference number: Exhibit Sheet 6

F. BACKFLOW PROTECTION

Attach documentation from a trained professional (i.e. a person certified by the American Backflow Prevention Association, an inspector from a state or local governmental agency who has experience and/or training in backflow prevention, or a consultant with such experience and/or training), as specified in Required Reports and Notices H.1 of Waste Discharge Requirements General Order No. R5-2007-0035, that there are no cross-connections that would allow the backflow of wastewater into a water supply well, irrigation well, or surface water as identified on the Site Map.

Backflow documentation reference number: WMP Section 1.b.

Waste Management Plan Report
General Order No. R5-2007-0035, Attachment B
July 1, 2010 deadline

CERTIFICATION

A. DAIRY FACILITY INFORMATION

Name of dairy or business operating the dairy: Silva's Holsteins Dairy

Physical address of dairy:

<u>6706 Elaine RD</u>	<u>Turlock</u>	<u>Stanislaus</u>	<u>95380</u>
Number and Street	City	County	Zip Code

Street and nearest cross street (if no address): _____

B. DOCUMENTATION OF QUALIFICATIONS AND PLAN DEVELOPMENT

I have reviewed the portion of the waste management plan that is related to storage capacity facility and design specifications in accordance with Item II, Attachment B of the Waste Discharge Requirements General Order for Existing Milk Cow Dairies - Order No. R5-2007-0035 and certify that this plan was prepared by, or under the responsible charge of, and certified by a civil engineer who is registered pursuant to California law or other person as may be permitted under the provisions of the California Business and Professions Code to assume responsible charge of such work.

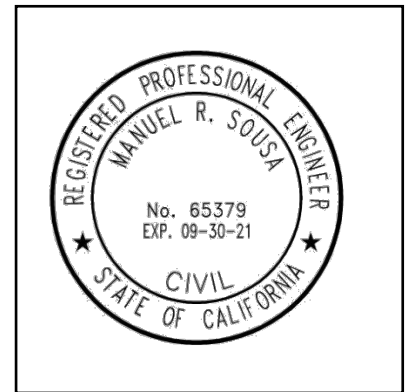
Storage capacity is:

Insufficient

- Retrofitting Plan/Schedule/Design Criteria attached in accordance with Attachment B, II.B. 1-5 and Attachment B, II. C.

Sufficient

- Certification 1 - Certified in accordance with Attachment B, II. A. 1-8. (no contingency plan)
- Certification 2 - Certified in accordance with Attachment B, II. A. 1-8, II. C. (with contingency plan attached)



3/17/2021

SIGNATURE OF CIVIL ENGINEER

DATE

Manny Sousa

PRINT OR TYPE NAME

P.O. Box 1613; Oakdale, CA 95361

MAILING ADDRESS



(209) 238-3151

PHONE NUMBER

Waste Management Plan Report
General Order No. R5-2007-0035, Attachment B
July 1, 2010 deadline

C. OWNER AND/OR OPERATOR CERTIFICATION

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

	
SIGNATURE OF OWNER	SIGNATURE OF OPERATOR
Manuel M Silva	Adrian J Silva
PRINT OR TYPE NAME	PRINT OR TYPE NAME
3/16/2021	3/16/2021
DATE	DATE



Sousa
ENGINEERING
INFRASTRUCTURE-DEVELOPMENT-
AGRICULTURE

PO BOX 1613
OAKDALE, CA 95361
PHONE: (209)238-3151
www.sousaeng.com

**VECTOR CONTROL PLAN
FOR
SILVA'S HOLSTEINS DAIRY
STANISLAUS COUNTY, CA**

TABLE OF CONTENTS

- 1. INTRODUCTION**
- 2. BEST MANAGEMENT PRACTICES**
 - a. Land Application Areas
 - b. Dairy Production Area (DPA)
- 3. CONTACT INFORMATION**

1. INTRODUCTION

Vector control is an important aspect of disease prevention and public health. Without proper management, agricultural production facilities can create or enhance opportunities for vectors to develop and proliferate. Certain land management practices can reduce vector populations thereby reducing long-term vector treatment costs, reducing the amount of pesticides used in vector control operations, helping to protect public health, and contributing to an integrated pest management (IPM) approach to vector control.

Integrated Pest Management is an approach that focuses on site-specific, scientifically sound decisions to manage pest populations by matching a wide variety of techniques with the conditions found on site. These techniques are commonly grouped into four categories:

1. Source reduction or physical control—environmental manipulation that results in a reduction of vector development sites.
2. Biological Control—use of biological agents to limit vector populations
3. Chemical Control—larvicides (materials that kill immature larval vectors and mosquitoes) and adulticides (materials that kill adult vectors and mosquitoes)
4. Cultural Control—change the behavior of people so that their actions prevent the development of vectors or the transmission of vector-borne disease.

Through the adoption of these policies and procedures, this Plan will provide an outline to effectively control vectors by physical, cultural, and biological means.

The Vector Reduction Best Management Practices (BMPs) referred to in this document are the recommended land management practices that can provide a reduction in vector populations by various means including: reducing or eliminating breeding areas, increasing the efficacy of biological controls, increasing the efficacy of chemical controls, and improving access for control operations.

While it is generally accepted that vector production from all sources may be reduced through the widespread implementation of vector Reduction BMPs, these policies specifically target the most severe vector problems with the greatest likelihood of responding through the use of BMPs.

2. BEST MANAGEMENT PRACTICES (BMPs)

- a. **Land Application Areas:** for Land Application Areas, the following are areas of concern and recommended BMPs for vector control:

Common Vector Development Areas

- Vegetated ditches
- Seepage or flooding of fallow fields
- Irrigation tail water return sumps
- Blocked ditches or culverts
- Leaky water control structures
- Irrigated pastures
- Low areas caused by improper grading
- Broken or leaky irrigation pipes or valves

Special Concerns

Agricultural practices vary among growers, locations, and conventional or organic production methods. Pesticide regulations can affect the ability to use chemical control. The Best Management Practices below are offered as tools to balance the economic and agronomic requirements of the growers and land owners with the need for effective vector control.

General Vector Reduction Principles

1. Prevent or eliminate unnecessary standing water that stands for more than 72 –96 hours during mosquito season which can start as early as March and extend through October depending on weather.
2. Maintain access for Abatement District staff to monitor and treat mosquito breeding sources.
3. Minimize emergent vegetation and surface debris on the water.
4. Contact the County Department of Environmental Health or Mosquito Abatement District for technical guidance or assistance in implementing vector reduction BMPs.

Vector Reduction BMPs for Land Application Areas

Ditches and Drains

- DD-1** Construct or improve ditches with at least 2:1 slopes and a minimum 4-foot bottom. Consider a 3:1 slope or greater to discourage burrowing animal damage, potential seepage problems, and prevent unwanted vegetation growth. Other designs may be approved by the MVCD based on special circumstances.
- DD-2** Keep ditches clean and well-maintained. Periodically remove accumulated sediment and vegetation. Maintain ditch grade to prevent areas of standing water.

DD-3 Design irrigation systems to use water efficiently and drain completely to avoid standing water.

Irrigated Pastures

IP-1 Grade field to achieve efficient use of irrigation water. Use NRCS guidelines for irrigated pastures. Initial laser leveling and periodic maintenance to repair damaged areas are needed to maintain efficient water flow.

IP-2 Irrigate only as frequently as is needed to maintain proper soil moisture. Check soil moisture regularly until you know how your pasture behaves

IP-3 Do not over fertilize. Excess fertilizers can leach into irrigation tail water, making mosquito production more likely in ditches or further downstream

IP-4 Apply only enough water to wet the soil to the depth of rooting.

IP-5 Drain excess water from the pasture within 24 hours following each irrigation. This prevents scalding and reduces the number of weeds in the pasture. good check slopes are needed to achieve drainage. A drainage ditch may be used to remove water from the lower end of the field.

IP-6 Inspect fields for drainage and broken checks to see whether re-leveling or reconstruction of levees is needed. Small low areas that hold water can be filled and replanted by hand. Broken checks create cross-leakage that provide habitat for vectors.

IP-7 Keep animals off the pasture while the soil is soft. An ideal mosquito habitat is created in irrigated pastures when water collects in hoof prints of livestock that were run on wet fields or left in the field during irrigation. Keeping animals off wet fields until soils stiffen also protects the roots of the forage crop and prevents soil compaction that interferes with plant growth.

IP-8 Break up pastures into smaller fields so that the animals can be rotated from one field to another. This allows fields to dry between irrigations and provides a sufficient growth period between grazings. It also prevents hoof damage (pugging), increases production from irrigated pastures, and helps improve water penetration into the soil by promoting a better root system.

b. Dairy Production Area (DPA): for the Dairy Production Area, the following are areas of concern and recommended BMPs for vector control:

Common Vector Development Areas

- Wastewater lagoons
- Animal washing areas

- Drain ditches
- Sumps/ponds
- Watering troughs

Special Concerns

Dairy and associated agricultural practices vary; however, these practices need to consider mosquito and vector control issues. The Best Management Practices for Vector Reduction below offer options to balance the requirements of the dairy operators with the need for effective vector control.

General Vector Control Principles

1. Prevent or eliminate unnecessary standing water that remains for more than 72 –96 hours during mosquito season which can start as early as March and extend through October depending on weather.
2. Maintain access for Abatement District staff to monitor and treat mosquito breeding sources.
3. Minimize emergent vegetation and surface debris on the water.
4. Contact the County Department of Environmental Health or Mosquito Abatement District for technical guidance or assistance in implementing vector reduction BMPs.

Vector Reduction BMPs for Dairy Production Area

- DA-1 All holding ponds should be surrounded by lanes of adequate width to allow safe passage of vector control equipment. This includes keeping the lanes clear of any materials or equipment (e.g. trees, calf pens, hay stacks, silage, tires, equipment, etc.).
- DA-2 If fencing is used around the holding ponds, it should be placed on the outside of the lanes with gates provided for vehicle access.
- DA-3 It is recommended that all interior banks of the holding ponds should have a grade of at least 2:1.
- DA-4 An effective solids separation system should be utilized such as a mechanical separator or two or more solids separator ponds. If ponds are used, they should not exceed sixty feet in surface width.
- DA-5 Drainage lines should not by-pass the separator ponds whenever possible, except those that provide for normal corral run-off and do not contain solids. All drain inlets must be sufficiently graded to prevent solids accumulation.
- DA-6 Floating debris should be minimized in all ponds; mechanical agitators may be used to break up crusts.

- DA-7 Vegetation should be controlled regularly to prevent emergent vegetation and barriers to access. This includes access lanes, interior pond embankments and any weed growth that might become established within the pond surface.
- DA-8 Dairy wastewater discharged for irrigation purposes should be managed so that it does not stand for more than three days.
- DA-9 All structures and water management practices should meet current California Regional Water Quality Control Board requirements.
- DA-10 Tire sidewalls or other objects that will not hold water should be used to hold down tarps (e.g. on silage piles). Whole tires or other water-holding objects should be replaced.

3. **CONTACT INFORMATION**

- a. Stanislaus County Department of Environmental Health
3800 Cornucopia Way, Suite C
Modesto, CA 95358
Phone: (209)525-6700

- b. Turlock Mosquito Abatement District
4412 N. Washington Road
Turlock, CA 95380
Phone: (209) 634-1234

NUTRIENT MANAGEMENT PLAN-PROPOSED

MARCH 2021

PREPARED FOR:

SILVA HOLSTEINS DAIRY

6706 ELAINE RD

TURLOCK CA 95380

NOTES:

Prepared to reflect proposed conditions

PREPARED BY:



MARIANN PEDROSO
PO BOX 906
NEWMAN CA 95360

ATTACHMENT II

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

DAIRY FACILITY INFORMATION

A. NAME OF DAIRY OR BUSINESS OPERATING THE DAIRY: Silvas Holsteins Dairy

Physical address of dairy:

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>Stanislaus</u>	<u>95380</u>
Number and Street	City	County	Zip Code

Street and nearest cross street (if no address): _____

Date facility was originally placed in operation: 01/01/1970

Regional Water Quality Control Board Basin Plan designation: San Joaquin River Basin

County Assessor Parcel Number(s) for dairy facility:

0057-0013-0019-0000 0057-0022-0012-0000

B. OPERATOR NAME: Silva, Adrian J Telephone no.: (209) 632-1223 (209) 595-1846
 Landline Cellular

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>CA</u>	<u>95380</u>
Mailing Address Number and Street	City	State	Zip Code

Operator should receive Regional Board correspondence (check): Yes No

C. LEGAL OWNER NAME: Silva, Manuel M Telephone no.: (209) 632-1223 (209) 595-1846
 Landline Cellular

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>CA</u>	<u>95380</u>
Mailing Address Number and Street	City	State	Zip Code

Owner should receive Regional Board correspondence (check): Yes No

D. CONTACT NAME: Pedroso, Mariann Telephone no.: (209) 862-4291 (209) 277-2817
 Landline Cellular

Title: Technical Service Provider

<u>P.O. Box 906</u>	<u>Newman</u>	<u>CA</u>	<u>95360</u>
Mailing Address Number and Street	City	State	Zip Code

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

AVAILABLE NUTRIENTS

A. HERD INFORMATION

The milk cow dairy is currently regulated under individual Waste Discharge Requirements.

Total number of milk and dry cows combined as a baseline value in response to the Report of Waste Discharge (ROWD) request of October, 2005:

2,200 milk and dry cows combined (regulatory review is required for any expansion)

	Milk Cows	Dry Cows	Bred Heifers (15-24 mo.)	Heifers (7-14 mo. to breeding)	Calves (4-6 mo.)	Calves (0-3 mo.)
Present count	1,900	300	600	600	350	350
Maximum count	1,900	300	600	600	350	350
Avg live weight (lbs)	1,400	1,450	900	600		
Daily hours on flush	20	20	18	18	0	0

Predominant milk cow breed: Holstein

Average milk production: 70 pounds per cow per day

B. IRRIGATION SOURCES

Irrigation Source Name	Type	Nitrogen (mg/L)	Phosphorus (mg/L)	Potassium (mg/L)	Discharge Rate
TID Canal	Surface water (canal, river)	0.90	0.00	0.00	15 cfs

C. NUTRIENT IMPORTS

No nutrient imports entered.

D. NUTRIENT EXPORTS

Nutrient Type/Name	Quantity	Moisture	Nitrogen	Phosphorus (as P2O5)	Potassium (as K2O)
Corral solids	9,000.00 ton	40.0%	1.820%	0.470%	1.260%
Separator solids	9,000.00 ton	69.0%	2.450%	1.950%	1.650%
Separator solids	9,000.00 ton	69.0%	2.450%	1.950%	1.650%

Total nitrogen exported: 469,980.00 lbs

Total phosphorus exported: 117,282.06 lbs

Total potassium exported: 265,782.60 lbs

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline

E. STORAGE PERIOD

Storage period is the maximum period of time anticipated between land application of process wastewater (from storage ponds/lagoons) to croplands. A qualified agronomist and civil engineer should collaborate and collectively consider predominant soil types, soil infiltration rates, maximum depth, available water, field capacity, permanent wilting point, allowable depletion, crop water use, evapotranspiration, precipitation, irrigation system capacity, water delivery constraints, crop nutrient requirements, soil nutrient adsorption/desorption, rooting depth, nutrient accumulation/availability for current and future crop needs, facility wide process wastewater storage capacity and other factors as deemed necessary across all croplands where process wastewater is applied in selecting a storage period. In many cases conflicts will arise between crop water demands, crop nutrient demands and insufficient process wastewater storage capacity. Process wastewater may not be the best choice as a source of either water and/or nutrients to meet crop demands throughout the year. Groundwater and surface water vulnerability has been considered.

The storage period selected in this Nutrient Management Plan is consistent with the storage period selected in the Waste Management Plan.

Storage period: 120 days

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

APPLICATION AREA

A. ASSESSOR PARCEL NUMBER: 0044-0041-0008-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0044-0041-0009-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0057-0013-0009-0000

Legal owner of parcel: <u>Barreiro, Jonine</u>	Telephone no.:		<u>(209) 556-7185</u>
		Landline	Cellular
<u>6419 Faith Home Ave</u>	<u>Turlock</u>	<u>CA</u>	<u>95380</u>
Mailing Address Number and Street	City	State	Zip Code

ASSESSOR PARCEL NUMBER: 0057-0013-0010-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0057-0013-0014-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0057-0013-0019-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0057-0022-0001-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0057-0022-0012-0000

Legal owner of parcel: Owned by Dairy

ASSESSOR PARCEL NUMBER: 0057-0022-0013-0000

Legal owner of parcel: <u>Espindula, George</u>	Telephone no.:		<u>(209) 678-0558</u>
		Landline	Cellular
<u>5542 Ehrlich Rd</u>	<u>Turlock</u>	<u>CA</u>	<u>95380</u>
Mailing Address Number and Street	City	State	Zip Code

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

B. FIELD NAME: 10

Cropable acres: 19

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [] Yes [X] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Almond, in shell	Middle January	Early October	19

FIELD NAME: 11

Cropable acres: 8

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [] Yes [X] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	8
Corn, silage	Late May	Late September	8

FIELD NAME: 1-Dairy

Cropable acres: 18

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [X] Yes [] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	18
Corn, silage	Late May	Late September	18

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

FIELD NAME: 2

Cropable acres: 15

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [] Yes [X] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	15
Corn, silage	Late May	Late September	15

FIELD NAME: 3

Cropable acres: 26

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [X] Yes [] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	26
Corn, silage	Late May	Late September	26

FIELD NAME: 4

Cropable acres: 27

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [X] Yes [] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	27
Corn, silage	Late May	Late September	27

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

FIELD NAME: 5

Cropable acres: 24

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [X] Yes [] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	24
Corn, silage	Late May	Late September	24

FIELD NAME: 6

Cropable acres: 38

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [X] Yes [] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	38
Corn, silage	Late May	Late September	38

FIELD NAME: 9

Cropable acres: 13

Predominant soil type: Sandy loam

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [] Yes [X] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Almond, in shell	Middle January	Early October	13

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

FIELD NAME: Espindula

Cropable acres: 37

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [] Yes [X] No

Tailwater management method: Bermed

Crops grown and rotation:

Crop Type	Plant Date	Harvest Date	Acres Planted
Wheat, silage, soft dough	Middle October	Late April	37
Corn, silage	Late May	Late September	37

FIELD NAME: Non Application Area

Cropable acres: 2

Predominant soil type: Loamy sand

Do irrigation system head-to-head flow conditions exist on the field? [] Yes [X] No

Can fresh water for irrigation purposes be delivered to the field year round? [] Yes [X] No

Can process wastewater be delivered to the field at agronomic rates and times? [] Yes [X] No

Tailwater management method: Non farmed

No crop entered for this field.

C. LAND APPLICATION AREA FIELDS AND PARCELS

Field name	Cropable acres	Total harvests	Parcel number
10	19	1	0044-0041-00090000
11	8	2	0057-0013-00090000
1-Dairy	18	2	0057-0013-00190000
2	15	2	0057-0013-00100000
3	26	2	0057-0022-00120000
4	27	2	0057-0022-00120000
5	24	2	0057-0022-00120000
6	38	2	0057-0013-00140000
9	13	1	0044-0041-00080000
Espindula	37	2	0057-0022-00130000
Non Application Area	2	0	0057-0022-00010000
Land application area totals	227	18	

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT BUDGET

A. NUTRIENT BUDGET FOR CROP: 10 / Almond, in shell

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	250.0 50%	42.0 80%	207.0 80%	250.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	18	0.0 0%	0.0 0%	0.0 0%	8.6
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.5	0.0	0.0	3.0
		0.5	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	8.6	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	250.0	42.0	207.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	14.0		
Nutrients applied	272.6	42.0	207.0
Potential crop nutrient removal	195.0	30.0	148.5
Nutrient balance	77.6	12.0	58.5
Applied to removal ratio	1.40	1.40	1.39

Fresh water applied: 3.52 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 11 / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	268.0 50%	42.0 80%	209.0 80%	268.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	3	0.0 0%	0.0 0%	0.0 0%	2.3
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.8	0.0	0.0	2.0
		0.8	0.0	0.0	

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.3	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	268.0	42.0	209.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	277.3	42.0	209.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	79.3	11.4	59.6
Applied to removal ratio	1.40	1.37	1.40

Fresh water applied: 0.93 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 11 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	320.0 50%	63.0 80%	277.0 80%	320.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	9	0.0 0%	0.0 0%	0.0 0%	8.5
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.9	0.0	0.0	2.5
		0.9	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	8.5	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	320.0	63.0	277.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	335.5	63.0	277.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Potential crop nutrient removal	240.0	45.0	198.0
Nutrient balance	95.5	18.0	79.0
Applied to removal ratio	1.40	1.40	1.40

Fresh water applied: 3.49 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 1-Dairy / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)															
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	3	89.0 50%	14.0 80%	69.0 80%	269.0															
<table border="1"> <thead> <tr> <th>Irrigation Source</th> <th>N (lbs/acre)</th> <th>P (lbs/acre)</th> <th>K (lbs/acre)</th> <th>Runtime (hrs)</th> </tr> </thead> <tbody> <tr> <td>TID Canal</td> <td>0.7</td> <td>0.0</td> <td>0.0</td> <td>4.0</td> </tr> <tr> <td></td> <td>0.7</td> <td>0.0</td> <td>0.0</td> <td></td> </tr> </tbody> </table>						Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)	TID Canal	0.7	0.0	0.0	4.0		0.7	0.0	0.0	
Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)																
TID Canal	0.7	0.0	0.0	4.0																
	0.7	0.0	0.0																	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.0	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	267.0	42.0	207.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	276.0	42.0	207.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	78.0	11.4	57.6
Applied to removal ratio	1.39	1.37	1.39

Fresh water applied: 0.83 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 1-Dairy / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)															
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	5	0.0 0%	0.0 0%	0.0 0%	5.1															
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Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)																
TID Canal	1.0	0.0	0.0	6.0																
	1.0	0.0	0.0																	

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT BUDGET FOR CROP (CONTINUED): 1-Dairy / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	4	80.0 50%	15.0 80%	69.0 80%	324.0
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	6.0
		1.0	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.1	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	320.0	60.0	276.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.1	60.0	276.0
Potential crop nutrient removal	240.0	45.0	198.0
Nutrient balance	96.1	15.0	78.0
Applied to removal ratio	1.40	1.33	1.39

Fresh water applied: 3.72 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 2 / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	268.0 50%	42.0 80%	209.0 80%	268.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	3	0.0 0%	0.0 0%	0.0 0%	2.1
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.7	0.0	0.0	3.5
		0.7	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.1	0.0	0.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	268.0	42.0	209.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	277.1	42.0	209.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	79.1	11.4	59.6
Applied to removal ratio	1.40	1.37	1.40

Fresh water applied: 0.87 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 2 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	320.0 50%	63.0 80%	277.0 80%	320.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	9	0.0 0%	0.0 0%	0.0 0%	9.1
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	5.0
		1.0	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.1	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	320.0	63.0	277.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.1	63.0	277.0
Potential crop nutrient removal	240.0	45.0	198.0
Nutrient balance	96.1	18.0	79.0
Applied to removal ratio	1.40	1.40	1.40

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Fresh water applied: 3.72 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 3 / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	3	89.0 50%	14.0 80%	69.0 80%	269.1
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.7	0.0	0.0	6.0
		0.7	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.1	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	267.0	42.0	207.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	276.1	42.0	207.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	78.1	11.4	57.6
Applied to removal ratio	1.39	1.37	1.39

Fresh water applied: 0.86 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 3 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	5	0.0 0%	0.0 0%	0.0 0%	5.3
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.1	0.0	0.0	9.0
		1.1	0.0	0.0	

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT BUDGET FOR CROP (CONTINUED): 3 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (with fertilizer)	4	80.0	15.0	69.0	324.2
<i>Nutrient source:</i> Retention pond (lagoon)		50%	80%	80%	
<i>Application method:</i> Pipeline					
Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)	
TID Canal	1.1	0.0	0.0	9.0	
	1.1	0.0	0.0		

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.5	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	320.0	60.0	276.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.5	60.0	276.0
Potential crop nutrient removal	240.0	45.0	198.0
Nutrient balance	96.5	15.0	78.0
Applied to removal ratio	1.40	1.33	1.39

Fresh water applied: 3.86 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 4 / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (with fertilizer)	3	89.0	14.0	69.0	269.0
<i>Nutrient source:</i> Retention pond (lagoon)		50%	80%	80%	
<i>Application method:</i> Pipeline					
Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)	
TID Canal	0.7	0.0	0.0	6.0	
	0.7	0.0	0.0		

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.0	0.0	0.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	267.0	42.0	207.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	276.0	42.0	207.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	78.0	11.4	57.6
Applied to removal ratio	1.39	1.37	1.39

Fresh water applied: 0.83 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 4 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	5	0.0 0%	0.0 0%	0.0 0%	5.1
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	9.0
		1.0	0.0	0.0	
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	4	80.0 50%	15.0 80%	69.0 80%	324.0
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	9.0
		1.0	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.1	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	320.0	60.0	276.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.1	60.0	276.0
Potential crop nutrient removal	240.0	45.0	198.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Nutrient balance	96.1	15.0	78.0
Applied to removal ratio	1.40	1.33	1.39

Fresh water applied: 3.72 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 5 / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)															
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	3	89.0 50%	14.0 80%	69.0 80%	269.1															
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Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)																
TID Canal	0.7	0.0	0.0	5.5																
	0.7	0.0	0.0																	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.1	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	267.0	42.0	207.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	276.1	42.0	207.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	78.1	11.4	57.6
Applied to removal ratio	1.39	1.37	1.39

Fresh water applied: 0.85 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 5 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)															
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	5	0.0 0%	0.0 0%	0.0 0%	5.1															
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Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)																
TID Canal	1.0	0.0	0.0	8.0																
	1.0	0.0	0.0																	

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT BUDGET FOR CROP (CONTINUED): 5 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)															
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	4	80.0 50%	15.0 80%	69.0 80%	324.0															
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Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)																
TID Canal	1.0	0.0	0.0	8.0																
	1.0	0.0	0.0																	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.1	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	320.0	60.0	276.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.1	60.0	276.0
Potential crop nutrient removal	240.0	45.0	198.0
Nutrient balance	96.1	15.0	78.0
Applied to removal ratio	1.40	1.33	1.39

Fresh water applied: 3.72 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 6 / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)															
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	3	89.0 50%	14.0 80%	69.0 80%	269.2															
<table border="1"> <thead> <tr> <th>Irrigation Source</th> <th>N (lbs/acre)</th> <th>P (lbs/acre)</th> <th>K (lbs/acre)</th> <th>Runtime (hrs)</th> </tr> </thead> <tbody> <tr> <td>TID Canal</td> <td align="center">0.7</td> <td align="center">0.0</td> <td align="center">0.0</td> <td align="center">9.0</td> </tr> <tr> <td></td> <td align="center">0.7</td> <td align="center">0.0</td> <td align="center">0.0</td> <td></td> </tr> </tbody> </table>						Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)	TID Canal	0.7	0.0	0.0	9.0		0.7	0.0	0.0	
Irrigation Source	N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)																
TID Canal	0.7	0.0	0.0	9.0																
	0.7	0.0	0.0																	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.2	0.0	0.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	267.0	42.0	207.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	276.2	42.0	207.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	78.2	11.4	57.6
Applied to removal ratio	1.39	1.37	1.39

Fresh water applied: 0.88 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 6 / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	5	0.0 0%	0.0 0%	0.0 0%	5.2
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	13.0
		1.0	0.0	0.0	
In season irrigation (with fertilizer) <i>Nutrient source:</i> Retention pond (lagoon) <i>Application method:</i> Pipeline	4	80.0 50%	15.0 80%	69.0 80%	324.2
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	13.0
		1.0	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.3	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	0.0	0.0	0.0
Liquid manure	320.0	60.0	276.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.3	60.0	276.0
Potential crop nutrient removal	240.0	45.0	198.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

Nutrient balance	96.3	15.0	78.0
Applied to removal ratio	1.40	1.33	1.39

Fresh water applied: 3.82 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: 9 / Almond, in shell

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	250.0 50%	42.0 80%	207.0 80%	250.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	18	0.0 0%	0.0 0%	0.0 0%	8.4
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.5	0.0	0.0	2.0
		0.5	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	8.4	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	250.0	42.0	207.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	14.0		
Nutrients applied	272.4	42.0	207.0
Potential crop nutrient removal	195.0	30.0	148.5
Nutrient balance	77.4	12.0	58.5
Applied to removal ratio	1.40	1.40	1.39

Fresh water applied: 3.43 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: Espindula / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	268.0 50%	42.0 80%	209.0 80%	268.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT BUDGET FOR CROP (CONTINUED): Espindula / Wheat, silage, soft dough

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	3	0.0 0%	0.0 0%	0.0 0%	2.2
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		0.7	0.0	0.0	9.0
		0.7	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	2.2	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	268.0	42.0	209.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	277.2	42.0	209.0
Potential crop nutrient removal	198.0	30.6	149.4
Nutrient balance	79.2	11.4	59.6
Applied to removal ratio	1.40	1.37	1.40

Fresh water applied: 0.90 feet Total harvests: 1

NUTRIENT BUDGET FOR CROP: Espindula / Corn, silage

Activity / Event	# of Events	N (lbs/acre) % avail.	P (lbs/acre) % avail.	K (lbs/acre) % avail.	Total N (lbs/acre)
Dry manure <i>Nutrient source:</i> From dairy <i>Application method:</i> Broadcast/incorporate	1	320.0 50%	63.0 80%	277.0 80%	320.0
In season irrigation (no fertilizer) <i>Nutrient source:</i> Water only <i>Application method:</i> Surface	9	0.0 0%	0.0 0%	0.0 0%	9.2
Irrigation Source		N (lbs/acre)	P (lbs/acre)	K (lbs/acre)	Runtime (hrs)
TID Canal		1.0	0.0	0.0	12.5
		1.0	0.0	0.0	

	Total N (lbs/acre)	Total P (lbs/acre)	Total K (lbs/acre)
Irrigation sources	9.2	0.0	0.0

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

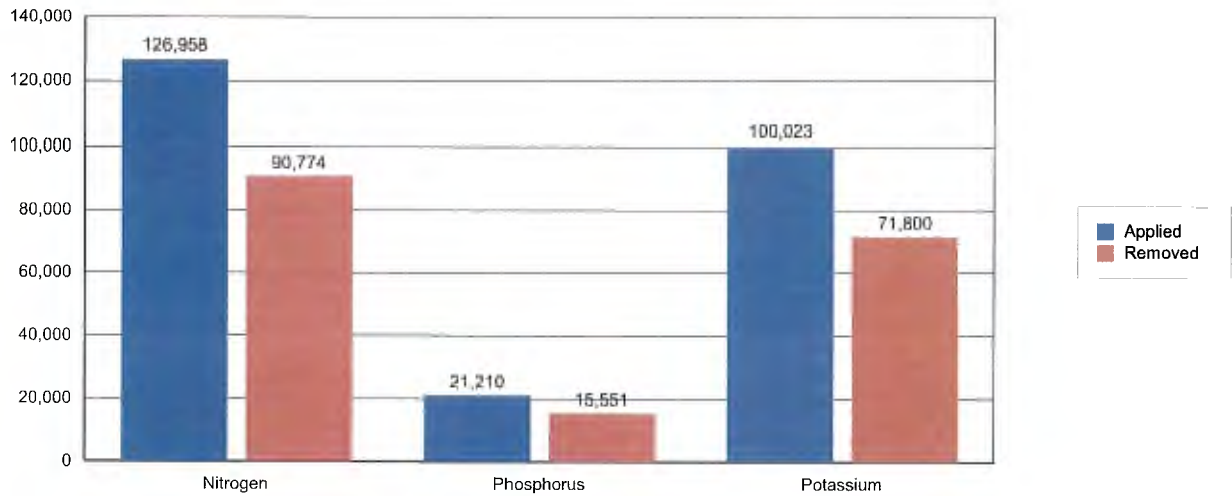
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	320.0	63.0	277.0
Liquid manure	0.0	0.0	0.0
Other	0.0	0.0	0.0
Atmospheric deposition	7.0		
Nutrients applied	336.2	63.0	277.0
Potential crop nutrient removal	240.0	45.0	198.0
Nutrient balance	96.2	18.0	79.0
Applied to removal ratio	1.40	1.40	1.40

Fresh water applied: 3.77 feet Total harvests: 1

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT APPLICATIONS, POTENTIAL REMOVAL, AND BALANCE

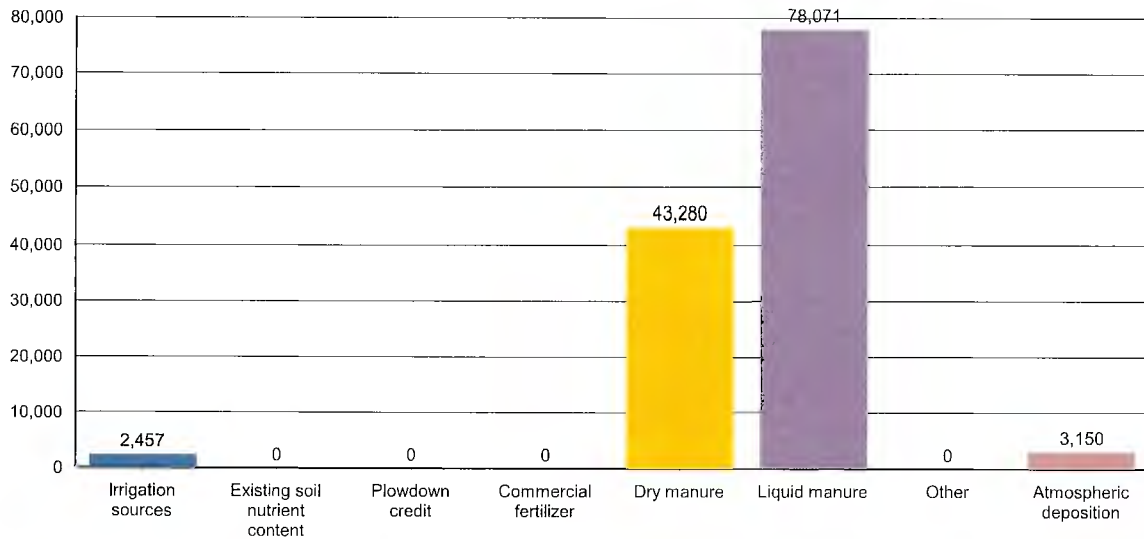
A. POUNDS OF NUTRIENT APPLIED VS. CROP REMOVAL POTENTIAL



	Total N (lbs)	Total P (lbs)	Total K (lbs)
Irrigation sources	2,457.4	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	43,280.0	7,644.0	35,784.0
Liquid manure	78,071.0	13,566.0	64,239.0
Other	0.0	0.0	0.0
Atmospheric deposition	3,150.0		
Nutrients applied to all crops	126,958.4	21,210.0	100,023.0
Potential crop nutrient removal	90,774.0	15,550.8	71,800.2
Nutrient balance	36,184.4	5,659.2	28,222.8
Applied to removal ratio	1.40	1.36	1.39

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

B. POUNDS OF NITROGEN APPLIED BY NUTRIENT SOURCE



	Total N (lbs)	Total P (lbs)	Total K (lbs)
Irrigation sources	2,457.4	0.0	0.0
Existing soil nutrient content	0.0	0.0	0.0
Plowdown credit	0.0	0.0	0.0
Commercial fertilizer	0.0	0.0	0.0
Dry manure	43,280.0	7,644.0	35,784.0
Liquid manure	78,071.0	13,566.0	64,239.0
Other	0.0	0.0	0.0
Atmospheric deposition	3,150.0		
Nutrients applied to all crops	126,958.4	21,210.0	100,023.0
Potential crop nutrient removal	90,774.0	15,550.8	71,800.2
Nutrient balance	36,184.4	5,659.2	28,222.8
Applied to removal ratio	1.40	1.36	1.39

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

NUTRIENT BALANCE

A. WHOLE FARM BALANCE

	Total N (lbs)	Total P (lbs)	Total K (lbs)
Nutrients in storage from herd*			
Daily gross	2,305.8	375.1	996.9
Annual gross	841,622.2	136,906.3	363,867.5
Net to pond storage after ammonia losses (30% loss applied)	463,437.4	110,374.7	303,222.9
Net to drylot storage after ammonia losses (30% loss applied)	125,698.1	26,531.6	60,644.6
Net in storage (30% loss applied)	589,135.5	136,906.3	363,867.5
Irrigation sources	2,457.4	0.0	0.0
Atmospheric deposition	3,150.0		
Imports	0.0	0.0	0.0
Exports	469,980.0	117,282.1	265,782.6
Potential crop nutrient removal	90,774.0	15,550.8	71,800.2
Nutrient balance	33,989.0	4,073.5	26,284.7
Nutrient balance ratio	1.37	1.26	1.37

* Potassium excretion from milk cows and dry cows only.

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline

SAMPLING AND ANALYSIS PLAN

A. SAMPLING AND ANALYSIS PLAN

No sampling and analysis plan entered. An alternative sampling and analysis plan must be attached to the Nutrient Management Plan.

NUTRIENT MANAGEMENT PLAN REVIEW

A. NUTRIENT MANAGEMENT PLAN REVIEW

Person who created the NMP: Pedroso, Mariann *See above for contact information.*
Date the NMP was drafted: 03/01/2021
Person who approved the final NMP: Pedroso, Mariann *See above for contact information.*
Date of NMP implementation: 11/01/2022

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline

ATTACHED MAP AND DOCUMENTATION REFERENCES

The following list, based upon user selections and data entries, describes the minimum required attachments that must be submitted with the Nutrient Management Plan for the reporting schedule of 'July 1, 2009'.

A. PRELIMINARY DAIRY FACILITY ASSESSMENT

The NMP will include the initial Preliminary Dairy Facility Assessment (Attachment A) and the annual updates as required by Monitoring and Reporting Program No. R5-2007-0035. Copies of these assessments shall be maintained for 10 years.

B. LAND AREA MAP(S)

Identify each land application area (under the Discharger's control, whether it is owned, rented, or leased, to which manure or process wastewater from the production area is or may be applied for nutrient recycling) on a single published base map

1. A field identification system (Assessor's Parcel Number; land application area; crops grown); indication if each land application is owned, rented, or leased by the Discharger; indication of what type of waste is applied (solid manure only, wastewater only, or both solid manure and wastewater); drainage flow direction in each field, nearby surface waters, and storm water discharge points; tailwater and storm water drainage controls; subsurface (tile) drainage systems (including discharge points and lateral extent); irrigation supply wells and groundwater monitoring wells; sampling locations for discharges of storm water and tailwater to surface water from the field.
2. Process wastewater conveyance structures, discharge points and discharge mixing points with irrigation water supplies; pumping facilities; flow meter locations; drainage ditches and canals, culverts, draining controls (berms, levees, etc.), and drainage easements.

Application area map reference number: Land Application Map

Identify each field under control of the Discharger and within five miles of the dairy where neither process wastewater nor manure is applied. Each field shall be identified on a single published base map at an appropriate scale by the following:

1. Assessor's Parcel Number.
2. Total acreage.
3. Information on who owns or leases the field

Non-application area map reference number: Land Application Map

Setbacks, Buffers, and Other Alternatives to Protect Surface Water (see Technical Standard VII):

1. Identify all potential surface waters or conduits to surface water that are within 100 feet of any land application area.
2. For each land application area that is within 100 feet of a surface water or a conduit to surface water, identify the setback, vegetated buffer, or other alternative practice that will be implemented to protect surface water (Technical Standard VII).

Setbacks and buffers map reference number: Land Application Map

C. PROCESS WASTEWATER WRITTEN AGREEMENTS

Provide copies of written agreements with third parties that receive process wastewater for their own use from the Discharger's dairy (Technical Standards V.A.1 and V.A.3).

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline

SAMPLING AND ANALYSIS PLAN CERTIFICATION

A. DAIRY FACILITY INFORMATION

Name of dairy or business operating the dairy: Silvas Holsteins Dairy

Physical address of dairy:

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>Stanislaus</u>	<u>95380</u>
Physical Address Number and Street	City	County	Zip Code

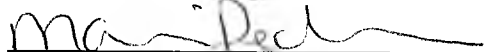
Street and nearest cross street (if no address): _____

B. DOCUMENTATION OF QUALIFICATIONS AND PLAN DEVELOPMENT

I certify that I meet the requirements as a certified specialist in developing nutrient management plans as described in Attachment C of Waste Discharge Requirements General Order No. R5-2007-0035 and that I prepared the Sampling and Analysis plan.

Technical Service Provider

TITLE/QUALIFICATIONS OF CERTIFIED NUTRIENT MANAGEMENT SPECIALIST



SIGNATURE OF TRAINED PROFESSIONAL

3/15/2021

DATE

Mariann Pedrosa

PRINT OR TYPE NAME

P.O. Box 906; Newman, CA 95360

MAILING ADDRESS

(209) 862-4291

PHONE NUMBER

C. OWNER AND/OR OPERATOR CERTIFICATION

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.



SIGNATURE OF OWNER OF FACILITY



SIGNATURE OF OPERATOR OF FACILITY

Manuel M Silva

PRINT OR TYPE NAME

Adrian J Silva

PRINT OR TYPE NAME

DATE

DATE

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline


NUTRIENT BUDGET CERTIFICATION

A. DAIRY FACILITY INFORMATION

Name of dairy or business operating the dairy: Silvas Holsteins Dairy
Physical address of dairy:
6706 Elaine Rd Turlock Stanislaus 95380
Number and Street City County Zip Code
Street and nearest cross street (if no address): _____

B. DOCUMENTATION OF QUALIFICATIONS AND PLAN DEVELOPMENT



I certify that I meet the requirements as a certified specialist in developing nutrient management plans as described in Attachment C of Waste Discharge Requirements General Order No. R5-2007-0035 and that I prepared the Nutrient Budget plan.

Technical Service Provider
TITLE/QUALIFICATIONS OF CERTIFIED NUTRIENT MANAGEMENT SPECIALIST
 3/15/2021
SIGNATURE OF TRAINED PROFESSIONAL DATE

Mariann Pedrosa
PRINT OR TYPE NAME
P.O. Box 906; Newman, CA 95360
MAILING ADDRESS
(209) 862-4291
PHONE NUMBER

C. OWNER AND/OR OPERATOR CERTIFICATION

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

<u></u> SIGNATURE OF OWNER OF FACILITY	<u></u> SIGNATURE OF OPERATOR OF FACILITY
<u>Manuel M Silva</u> PRINT OR TYPE NAME	<u>Adrian J Silva</u> PRINT OR TYPE NAME
_____ DATE	_____ DATE

Nutrient Management Plan Report
 General Order No. R5-2007-0035, Attachment C
 July 1, 2009 deadline

STATEMENTS OF COMPLETION

Waste Discharge Requirements General Order No. R5-2007-0035 for Existing Milk Cow Dairies (General Order) requires owners and operators of existing milk cow dairies (Dischargers) to develop and implement a Nutrient Management Plan for their land application areas (land under control of the Discharger, whether it is owned, rented, or leased, to which manure or process wastewater from the production area is or may be applied for nutrient cycling). The Discharger is required to maintain the NMP at the dairy, make the NMP available to Central Valley Water Board staff during their inspections, and submit the NMP to the Executive Officer upon request.

The General Order requires the Discharger to submit two Statements of Completion during development of the NMP. The Discharger may use this form to comply with the General Order requirement to submit one or both of these Statements of Completion. Parts A and E must be completed for each Statement of Completion. Parts B, C and D are to be completed for the Statements of Completion due by 1 July 2008, 31 December 2008 and 1 July 2009, respectively. Both the owner and the operator of the dairy must sign this form in Part E below.

A. DAIRY FACILITY INFORMATION

Name of dairy or business operating the dairy: Silvas Holsteins Dairy

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>Stanislaus</u>	<u>95380</u>
Number and Street	City	County	Zip Code

Street and nearest cross street (if no address): _____

Operator name: <u>Silva, Adrian J</u>	Telephone no.: <u>(209) 632-1223</u>	<u>(209) 595-1846</u>
	Landline	Cellular

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>CA</u>	<u>95380</u>
Mailing Address Number and Street	City	State	Zip Code

Legal owner name: <u>Silva, Manuel M</u>	Telephone no.: <u>(209) 632-1223</u>	<u>(209) 595-1846</u>
	Landline	Cellular

<u>6706 Elaine Rd</u>	<u>Turlock</u>	<u>CA</u>	<u>95380</u>
Mailing Address Number and Street	City	State	Zip Code

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline

B. STATEMENT OF COMPLETION DUE 1 JULY 2008

I have completed the following items of the Nutrient Management Plan (check the boxes of completed sections), which are due 1 July 2008:

- Item I.A.1 Land Application Information**
Identification of land used for manure application and needed information on a facility map.
- Item I.B Land Application Information**
Information list for information provided on map above.
- Item I.C Land Application Information**
Copies of written third-party process wastewater agreements.
- Item I.D Land Application Information**
Identification of fields under control of the discharger within five miles of the dairy where neither process wastewater nor manure is applied.
- Item II Sampling and Analysis Plan**
- Item IV Setbacks, Buffers, and Other Alternatives to Protect Surface Water**
Identification of all potential surface waters or conduits to surface waters within 100 feet of land application areas and appropriate protection.
- Item VI Record-Keeping Requirements**
Identification of monitoring records that will be maintained as required in the production and land application areas.

Has Item II (Sampling and Analysis Plan) of the Nutrient Management Plan been certified by a Certified Nutrient Management Specialist as required in the General Order?

- Yes No

C. STATEMENT OF COMPLETION DUE 31 DECEMBER 2008

I have completed the following items of the Nutrient Management Plan (check the boxes of completed sections), which are due 31 December 2008:

- Item V Field Risk Assessment**
Evaluation of the effectiveness of management practices used to control the discharge of waste constituents from land application areas by assessing the water quality monitoring results of discharges of manure, process wastewater, tailwater, subsurface (tile) drainage, or storm water from the land application areas.

D. STATEMENT OF COMPLETION DUE 1 JULY 2009

I have completed the following items of the Nutrient Management Plan (check the boxes of completed sections), which are due 1 July 2009:

- Item I.A.2 Land Application Area Information**
Identification of process wastewater conveyance, mixing and drainage information for each land application area on a facility map.
- Item III Nutrient Budget**
Established planned rates of nutrient applications by crop based on nutrient monitoring results for each land application area.

Has Item III (Nutrient Budget) of the Nutrient Management Plan been certified by a Certified Nutrient Management Specialist as required in the General Order?

- Yes No

Nutrient Management Plan Report
General Order No. R5-2007-0035, Attachment C
July 1, 2009 deadline

E. CERTIFICATION STATEMENT

I certify under penalty of law that I have completed the items of the Nutrient Management Plan that are checked in Parts B, C and/or D above for the dairy identified in Part A above and that the appropriate certified nutrient management specialist has certified the items requiring such certification as noted in part B and/or D above and that I have personally examined and am familiar with the information submitted in Parts A, B, C and D of this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.



SIGNATURE OF OWNER OF FACILITY

Manuel M Silva

PRINT OR TYPE NAME

DATE



SIGNATURE OF OPERATOR OF FACILITY

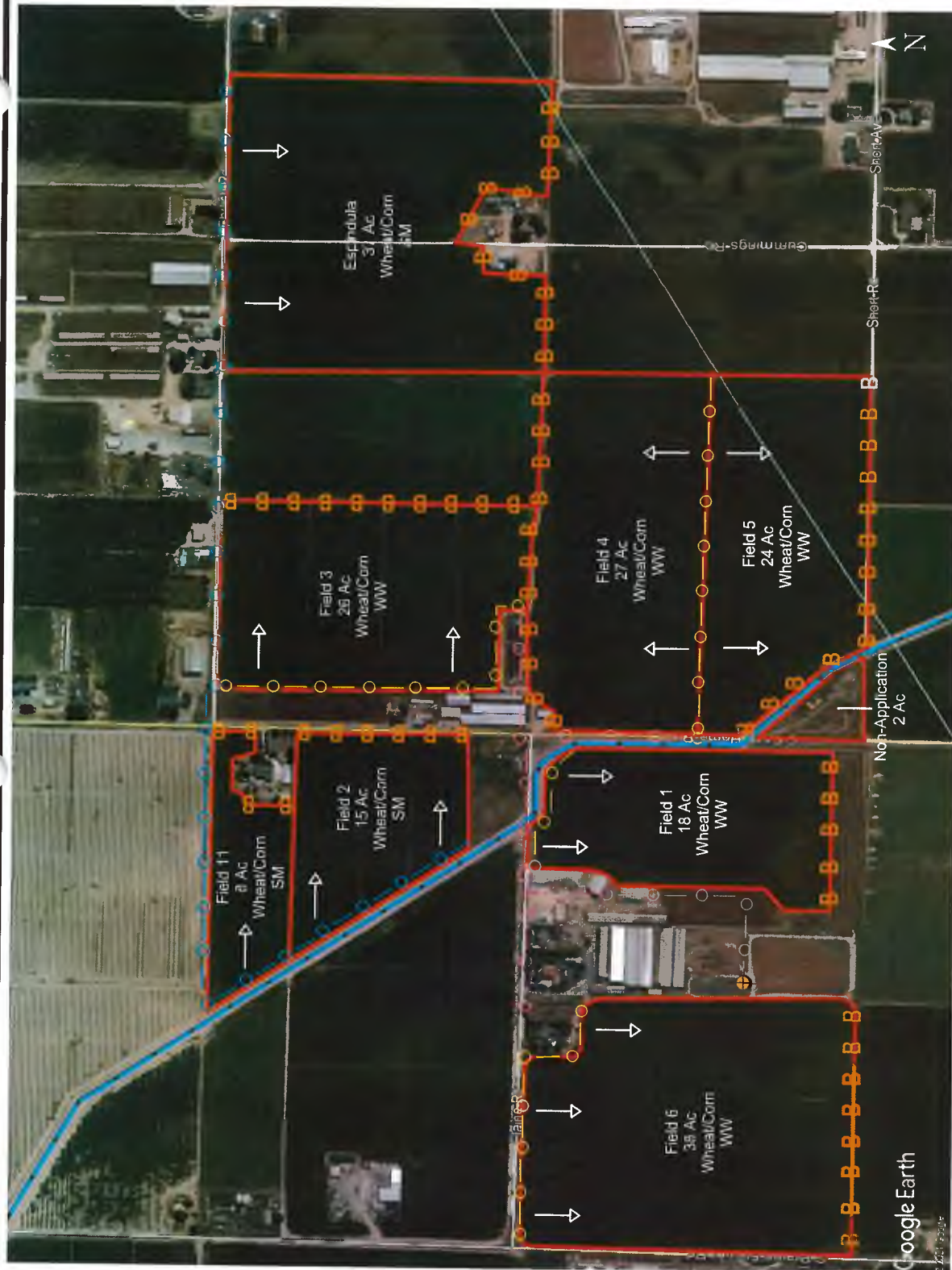
Adrian J Silva

PRINT OR TYPE NAME

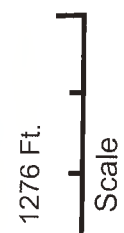
DATE

Legend:

- Field Boundary
- Flow Direction
- Wastewater Pipeline
- Freshwater Pipeline
- Irrigation Pipeline
- Canal
- B Berms
- ⊙ Pump



Project No.



Silva Holsteins Dairy
 6706 Elaine Road
 Turlock CA 95380

Field Map #1

Date:
02/05/2020

Drawn By:
MD

App By:
MP

Legend:

— Field Boundary



CARDOSO AG SERVICES

Project No.

Silva Holsteins Dairy
6706 Elaine Road
Turlock CA 95380

Date: 02/05/2020
Drawn By: MD
App By: MP

Field Map #2

Health Risk Assessment Silva's Holsteins Dairy Facility

6706 Elaine Road
Turlock, CA 95380
Stanislaus County

Prepared By:

Matt Daniel – Senior Consultant

TRINITY CONSULTANTS
4900 California Avenue, Suite 420A
Bakersfield, CA 93309
661-282-2200

May 2022

Project 210505.0199

TABLE OF CONTENTS

1. EXECUTIVE SUMMARY	1-1
2. INTRODUCTION	2-1
2.1. Project Description	2-2
3. AMBIENT AIR QUALITY ANALYSIS	ERROR! BOOKMARK NOT DEFINED.
4. RISK ASSESSMENT METHODOLOGY	3-1
4.1. Hazard Identification	3-1
4.2. Exposure Assessment.....	3-3
4.2.1. Source Emissions and Characterization	3-3
4.2.2. Dispersion Modeling	3-4
4.2.3. HARP Post-Processing.....	3-4
4.3. Risk Characterization.....	3-5
5. CONCLUSIONS	4-1
6. REFERENCES	5-2
APPENDIX A: EMISSION ESTIMATION WORKSHEETS	A-1
APPENDIX B: AERMOD AND HARP2 ELECTRONIC FILES	B-1

LIST OF FIGURES

Figure 2-1. Location Map.....	2-1
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LIST OF TABLES

Table 2-1. Herd Configuration – Existing and Proposed.....	2-2
Table 3-1. Average Daily Criteria Pollutant Emissions.....	Error! Bookmark not defined.
Table 4-1. Sources of Potential Emissions	3-1
Table 4-2. Chemicals of Potential Concern	3-2
Table 4-3. Risk Predicted By HARP	3-6
Table 4-4. Risk by Pollutant – Maximum Cancer Risk at Receptor #11	3-7
Table 4-5. Risk by Pollutant – Maximum Acute Noncancer Risk at Receptor #122	3-8
Table 4-6. Risk by Pollutant – Maximum Chronic Noncancer Risk at Receptor #16.....	3-9

1. EXECUTIVE SUMMARY

This document contains the health risk assessment (HRA) performed on behalf of Sousa Engineering for the Silva's Holsteins Dairy facility operation in Stanislaus County, California. As part of the development requirements for the project, an assessment is required of the potential risk to the population attributable to emissions of hazardous air pollutants from the proposed dairy expansion.

Emissions of hazardous air pollutants attributable to proposed construction activities, animal movement, manure management and on-site mobile sources were calculated using generally accepted emission factors and the California Emissions Estimator Model version 2020.4.0 (CalEEMod). Ambient air concentrations were predicted with dispersion modeling to arrive at a conservative estimate of increased individual carcinogenic risk that might occur as a result of continuous exposure over a 70-year lifetime. Similarly, concentrations of compounds with non-cancer adverse health effects were used to calculate hazard indices (HIs), which are the ratio of expected exposure to acceptable exposure.

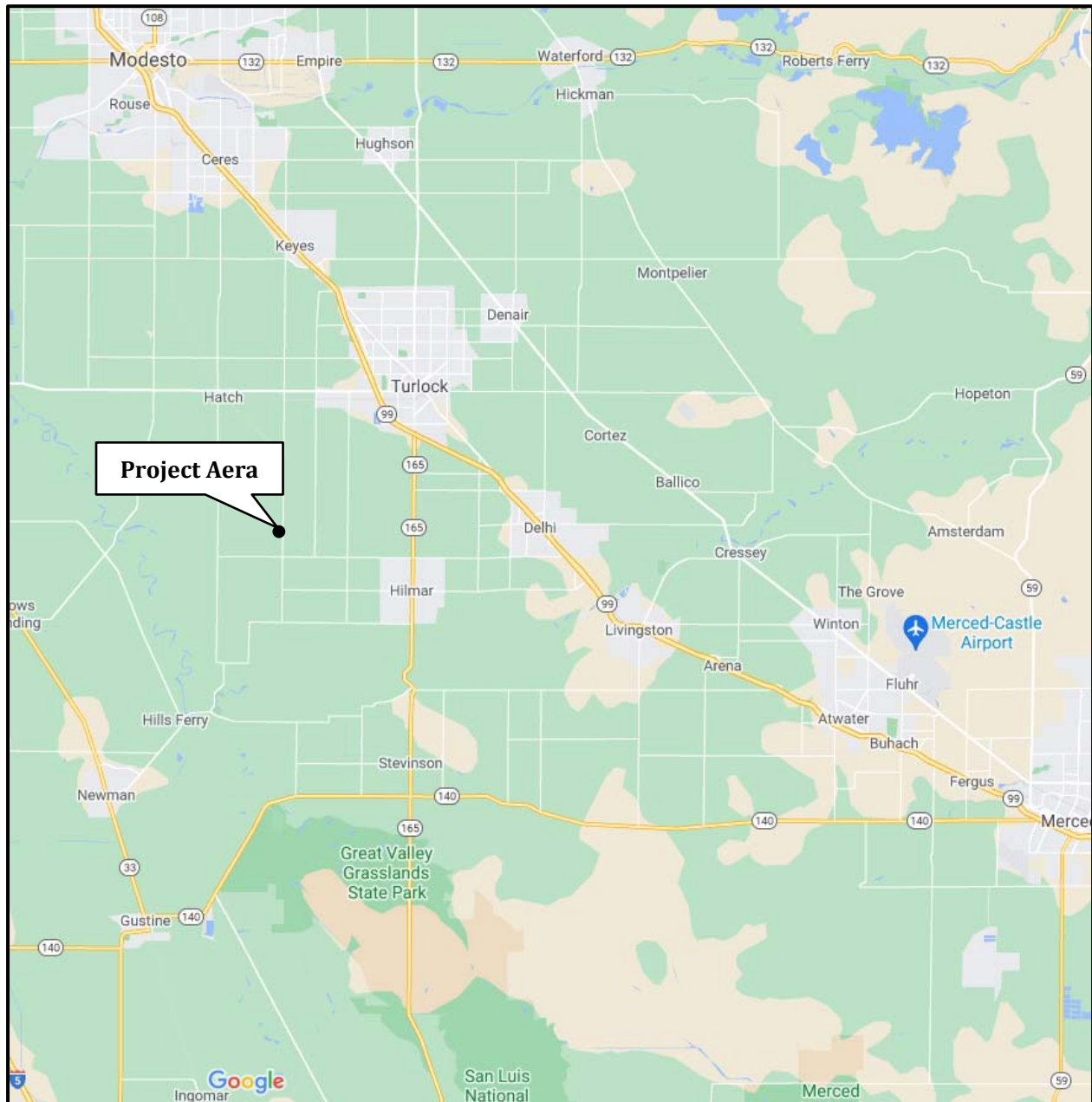
The San Joaquin Valley Air Pollution Control District (SJVAPCD) has set the level of significance for carcinogenic risk to twenty in one million (20×10^{-6}), which is understood as the possibility of causing twenty additional cancer cases in a population of one million people. The level of significance for acute and chronic non-cancer risk is a hazard index of 1.0. The maximum predicted cancer risk among the modeled receptors is 19.66 in one million, which is below the significance level of twenty in one million. The maximum predicted acute and chronic non-cancer hazard indices among the modeled receptors are 0.744 and 0.340, respectively, which is below the significance level for chronic and acute significance level.

In accordance with the SJVAPCD's *Guide for Assessing and Mitigating Air Quality Impacts* (SJVAPCD 2015a) and policies (SJVAPCD 2015b; SJVAPCD 2015c) the potential health risk attributable to the proposed project is determined to be less than significant.

2. INTRODUCTION

This Health Risk Assessment (HRA) is provided as a service of Trinity Consultants, performed on behalf of Sousa Engineering for the Silva's Holsteins Dairy facility operation in Stanislaus County, California (**Figure 2-1**). As part of the development requirements for the property, an HRA is required.

Figure 2-1. Location Map



2.1. PROJECT DESCRIPTION

The existing dairy is located at 6706 Elaine Road in Turlock, California, which is in the County of Stanislaus. The facility will not be located within 1,000 feet of a K-12 school.

The proposed structure construction would occur within three phases. Construction would include the construction of four new animal housing structures totaling 146,650 square feet. Construction of Phases 1, 2 and 3 were estimated to take approximately six, two and six months, respectively, beginning within two years of issuance of a Conditional Use Permit (CUP) and completing during the first six years.

After modification, the dairy will house approximately 4,100 head of cattle. The existing and proposed herd configuration is provided in Table 2-1. The dairy will continue to operate 24 hours per day and 365 days per year.

Table 2-1. Herd Configuration - Existing and Proposed

Cow Type	Current	Proposed	Increment
Milk Cows	880	1,900	1,020
Dry Cows	215	300	85
Bred Heifers 15-24 mos.	500	600	100
Heifers 7-14 mos.	193	600	407
Heifers 4-6 mos.	192	350	158
Calves 0-3 mos.	0	350	350
Bulls	0	0	0
TOTAL	1,980	4,100	2,120

3. RISK ASSESSMENT METHODOLOGY

This section describes the methodology used to predict the potential health risk to the population attributable to emissions of hazardous air pollutants from the proposed expansion of the dairy operation.

3.1. HAZARD IDENTIFICATION

The basis for evaluating potential health risk is the identification of sources of hazardous air pollutants (HAPs). The proposed dairy expansion will include sources with the potential to emit HAPs.

Construction equipment sources include diesel-fueled dozers, loaders, backhoes, excavators, graders, cranes, forklifts, generator sets, concrete/industrial saws, and welders. CalEEMod default equipment listing for general heavy industrial usages were utilized. Default horsepower, daily operating hours, and load factors were also used. Operational mobile sources include a diesel-fueled feed loading tractor, a manure loading tractor, and a feed delivery tractor. Other diesel-fueled sources that will not have an increase in usage as a result of the Project are bedding delivery tractor manure scraping tractor, milk tankers, solids manure removal trucks, and commodity delivery trucks. There will also be emissions from the housing barns, milk barn, lagoons, solid manure storage and land application areas associated with increased herd size. HRA emission sources are listed in **Table 3-1**.

Table 3-1. Sources of Potential Emissions

Source ID	Description
MTI	Milk Truck Idling
MTT	Milk Truck Travel
SMTI	Solid Manure Truck Idling
SMTT	Solid Manure Truck Travel
CTI1-2	Commodity Truck Idling
CTT1-2	Commodity Truck Travel
FLT	Feed Loading Tractor
MLT	Manure Loading Tractor
FDT1-2	Feed and Bedding Delivery Tractor
SB2,10,11,18,19	Shade Barns
FS3,4,6,7,12,16,17	Free Stall Barns
MILK1	Milk Parlor
LAGOON1-3	Lagoons
MS1	Solid Manure Storage
LLA	Liquid Land Application
SLA	Solids Land Application
CONSTP1-3	Construction Activities

Table 3-2 lists the toxic substances emitted from each of these activities and also presents the classification of these species as to their potential for producing carcinogenic and non-cancer acute or chronic health impacts, if any.

Table 3-2. Chemicals of Potential Concern

CAS	Pollutant	Source	Cancer	Non-Cancer	
				Acute	Chronic
9901	Diesel Exhaust, Particulate Matter	Tractors, Diesel Trucks	X		X
9960	Sulfates	Animal Movement		X	X
50000	Formaldehyde	Animal Movement	X	X	X
56235	Carbon tetrachloride	Animal Movement, Lagoons	X	X	X
67630	Isopropyl Alcohol	Animal Movement		X	X
67663	Chloroform	Animal Movement, Lagoons	X	X	X
71432	Benzene	Animal Movement, Lagoons	X	X	X
71556	1,1,1-trichloroethane	Lagoons		X	X
74873	Methyl Chloride	Animal Movement	X	X	X
75003	Ethyl Chloride	Animal Movement			X
75070	Acetaldehyde	Animal Movement	X		X
75150	Carbon disulfide	Animal Movement		X	X
75252	Tribromomethane *	Lagoons			
75694	Trichloromonofluoromethane *	Lagoons			
76131	1,1,2-Trichloro-1,2,2-trifluoroethane	Lagoons			X
78933	Methyl Ethyl Ketone (MEK)	Animal Movement, Lagoons		X	X
79005	1,1,2-Trichloroethane	Animal Movement	X		
79016	Trichloroethylene	Animal Movement, Lagoons	X		X
79345	1,1,2,2-Tetrachloroethane	Animal Movement	X		
91203	Naphthalene	Animal Movement	X		X
95501	1,2-Dichlorobenzene *	Animal Movement, Lagoons			
95636	1,2,4-Trichlorobenzene *	Lagoons			
96128	1,2-Dibromo-3-chloropropane	Animal Movement	X		X
96184	1,2,3-Trichloropropane *	Animal Movement			
98828	Cumene *	Animal Movement			
100414	Ethylbenzene	Animal Movement			X
100425	Styrene	Animal Movement, Lagoons		X	X
100447	Benzyl chloride	Animal Movement	X	X	X
106467	1,4-Dichlorobenzene	Animal Movement, Lagoons	X		X
106934	1,2-Dibromoethane (EDB)	Animal Movement	X		X
106990	1,3-Butadiene	Lagoons	X		X
107062	1,2-Dichloroethane (EDC)	Animal Movement	X		X
107131	Acrylonitrile	Animal Movement	X		X
108054	Vinyl acetate	Animal Movement, Lagoons			X
108101	Methyl Isobutyl Ketone *	Animal Movement, Lagoons			
108883	Toluene	Animal Movement, Lagoons		X	X
108907	Chlorobenzene	Animal Movement			X
110543	Hexane	Animal Movement			X
110827	Cyclohexane *	Animal Movement, Lagoons			
115071	Propylene	Lagoons			X

CAS	Pollutant	Source	Cancer	Non-Cancer	
				Acute	Chronic
120821	1,2,4-Trichlorobenzene *	Animal Movement			
123728	Butyraldehyde *	Animal Movement			
123911	1,4 Dioxane	Animal Movement	X	X	X
127184	Tetrachloroethene	Animal Movement	X	X	X
541731	1,3-Dichlorobenzene *	Animal Movement, Lagoons			
764410	t-1,4-Dichloro-2-butene *	Animal Movement			
1330207	Xylene Isomers	Animal Movement, Lagoons		X	X
4170303	Crotonaldehyde *	Animal Movement			
7429905	Aluminum *	Animal Movement			
7439921	Lead	Animal Movement	X		
7439965	Manganese	Animal Movement			X
7439976	Mercury	Animal Movement		X	X
7440020	Nickel	Animal Movement	X	X	X
7440360	Antimony *	Animal Movement			
7440382	Arsenic	Animal Movement	X	X	X
7440393	Barium *	Animal Movement			
7440439	Cadmium	Animal Movement	X		X
7440473	Chromium *	Animal Movement			
7440508	Copper	Animal Movement		X	X
7440622	Vanadium	Animal Movement	X		
7440666	Zinc	Animal Movement			X
7664417	Ammonia	Animal Movement, Lagoons Wastewater Application		X	X
7723140	Phosphorus *	Animal Movement			
7726956	Bromine	Animal Movement			X
7782492	Selenium	Animal Movement			X
7782505	Chlorine	Animal Movement		X	X
18540299	Hexavalent Chromium	Animal Movement	X	X	X

*Health risk assessment values have not yet been assigned for this chemical.

3.2. EXPOSURE ASSESSMENT

3.2.1. Source Emissions and Characterization

Peak one-hour emission rates and annual-averaged emission rates were calculated for all pollutants for each modeled source. Emissions attribute to animal movement and manure management were estimated by the SJVAPCD using PM₁₀ emission factors and HAPs speciation spreadsheets. The project applicant provided cattle numbers. Emissions for tractors were calculated using the EPA's *Nonroad Compression-Ignition Engines - Exhaust Emission Standards* for the appropriate engine horsepower (HP) and year and load factors for the appropriate engine horsepower from California Emissions Estimator Model (CalEEMod) Appendix D, Tables 3.3 and 3.4. Diesel truck running and idling emissions are based on EMFAC2021 emission factors specific to Stanislaus County for vehicle category "T7 Single Other Class 8." Diesel trucks were assumed to have 15 minutes of idling per visit. The lagoon's H₂S emissions calculations are based on the surface area of the lagoon. As there

will be no increase in the surface area of the existing lagoons, there will be no increase in H₂S emission associated with the proposed expansion.

The actual total construction activities were estimated to be six months for Phase 1, two months for Phase 2 and six months for Phase 3. Therefore, a two-year exposure HRA was conducted and added to the operational HRA results. Construction emissions will be restricted to occur between the hours of 7am and 5pm.

The calculation worksheets and CalEEMod output files for the emissions are provided in **Appendix A**. Hourly and annual emissions for each source are also provided in the HARP output files, electronic copies of which are provided in **Appendix B**.

3.2.2. Dispersion Modeling

A version of EPA's AMS/EPA Regulatory Model - AERMOD (recompiled for the Lakes ISC-AERMOD View interface) was used to predict the dispersion of emissions from the dairy expansion. The construction activities, animal housing areas, milk barn, lagoons, solid manure storage and land application areas were modeled as area sources. Unit emission rates for the area sources of 1 g/sec divided by the area of the source were input into AERMOD. The travel route for the feed delivery tractors, solids removal trucks, milk tankers and commodity trucks were modeled as line sources, which represents a series of volume sources, with a unit emission rate of 1 g/sec. The feed loading tractor, manure loading tractor, solids removal truck idling, milk tanker idling, and commodity truck idling were modeled as point sources, with a unit emission rate of 1 g/sec. Modeled sources are identified in **Table 3-1**.

All of the AERMOD regulatory default parameters were employed. Rural dispersion parameters were used because the facility and surrounding land are considered "rural" under the Auer land use classification method. The AERMOD files are provided in electronic format on a CD in **Appendix B**.

3.2.2.1. Meteorological Data

The SJVAPCD provided meteorological data for Modesto, California to be used for projects within Stanislaus County. SJVAPCD-approved, AERMET processed meteorological datasets for calendar years 2013 through 2017¹ was input into AERMOD. This was the most recent available dataset available at the time the modeling runs were conducted.

3.2.2.2. Receptors

Existing land uses in the area where the proposed dairy expansion will be located are predominantly agriculture. There are scattered rural residences in the general area of the project; most of which are associated with local agricultural operations. A total of 303 off-site receptors of residences and workers were assessed during the preparation of this HRA. Coordinates for the point of maximum impact (PMI) receptors are provided in **Table 3-3**.

3.2.3. HARP Post-Processing

The files generated in AERMOD were uploaded to the Air Dispersion Modeling and Risk Assessment Tool (ADMRT) program in the Hotspots Analysis and Reporting Program Version 2 (HARP 2) (CARB 2015). ADMRT post-processing was used to assess the potential for excess cancer risk and chronic and acute non-cancer effects using the most recent health effects data from the California EPA Office of Environmental Health Hazard

¹ Provided via website, San Joaquin Valley Air Pollution Control District (SJVAPCD), ftp://12.219.204.27/public/Modeling/Meteorological_Data/AERMET_v16216/Modesto_23258/

Assessment (OEHHA). ADMRT site parameters were set for mandatory minimum exposure pathways for carcinogenic risk. The deposition rate was set to 0.02 m/s. The “fraction of time at home” options were both selected since the nearest school is 3.7 miles away and the nearest job center is over 4.5 miles away from the project site. Both the nearest school and nearest job center are well outside the 1 in a million cancer-risk isopleth. Risk reports were generated for carcinogenic risk, non-carcinogenic chronic risk and non-carcinogenic acute risk. Site parameters are included in the HARP output files.

3.3. RISK CHARACTERIZATION

For permitting and CEQA purposes, SJVAPCD has set the level of significance for carcinogenic risk at 20 in one million, which is understood as the possibility of causing twenty additional cancer cases in a population of one million people (SJVAPCD 2015b). The level of significance for chronic and acute non-cancer risk is a hazard index of one (SJVAPCD 2015c).

HARP 2 post-processing was used to assess the potential for the following: excess cancer risk, acute non-cancer effects, and chronic non-cancer effects. Total cancer risk was predicted for inhalation and non-inhalation pathways at each receptor. The hazard index is computed by endpoint as the sum of the hazard indices for all relevant pollutants, the highest of which is designated as the total hazard index.

The carcinogenic risk predicted at the potentially impacted receptors does not exceed the significance level of twenty in one million (20×10^{-6}). The health hazard index (HI) for chronic and acute non-cancer risk is below the significance level of 1.0 at all modeled receptors. The excess cancer risk, acute non-cancer HI, and chronic non-cancer HI for the maximum modeled receptor are provided in **Table 3-3**. The HARP2 output files for cancer, acute, and chronic risks are provided in electronic format on **Appendix B**.

As shown below in **Table 3-3**, the maximum predicted cancer risk is 1.97E-05. Cancer risks are primarily attributable to emissions of naphthalene and DPM through the inhalation pathway. Carcinogenic risks are tabulated by pollutant in **Table 3-4**.

The maximum predicted acute non-cancer hazard index is 0.744. Acute risks are primarily attributable to emissions of ammonia, which affects the respiratory system and eyes. Acute risks are tabulated by pollutant in **Table 3-5**.

The maximum predicted chronic non-cancer hazard index is 0.340. Chronic risks, tabulated by pollutant in **Table 3-6**, are primarily attributable to emissions of ammonia which affect the respiratory system.

Table 3-3. Risk Predicted By HARP

	Maximum Lifetime Excess Cancer Risk	Maximum Non-Cancer Chronic Hazard Index	Maximum Non-Cancer Acute Hazard Index
Construction	2.85E-06	1.96E-03	0.00E+00
Operational	1.68E-05	3.38E-01	7.44E-01
Total	1.97E-05	3.40E-01	7.44E-01
Receptor #, Name	1, On-Site Residence	1, On-Site Residence	2, On-site Residence
UTM Easting (m)	683494.64	683494.64	683528.15
UTM Northing (m)	4144569.51	4144569.51	4144603.27

Table 3-4. Risk by Pollutant – Maximum Cancer Risk at Receptor #1

CHEM	INHAL	SOIL	DERM	MOTHER	WATER	FISH	CROP	BEEF	DAIRY	PIG	CHICK	EGG	TOTAL
DieselExhPM	3.94E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.94E-06
Arsenic	5.00E-08	2.71E-07	1.15E-08	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.32E-07
Cr(VI)	9.29E-08	3.95E-09	5.60E-11	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	9.69E-08
Lead	3.83E-10	3.36E-09	7.14E-11	3.70E-11	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.85E-09
Nickel	1.66E-09	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.66E-09
TetraChEthane	8.24E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	8.24E-07
1,1,2TriChEthane	1.66E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.66E-07
DBCP	3.03E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.03E-06
1,4-Dioxane	4.13E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.13E-07
p-DiChBenzene	4.26E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.26E-07
Acetaldehyde	2.30E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.30E-07
Acrylonitrile	2.99E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.99E-06
Benzene	3.14E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.14E-07
Benzyl Chloride	1.06E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.06E-06
CCl4	7.72E-08	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.72E-08
Chloroform	2.18E-08	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.18E-08
Ethyl Benzene	3.67E-08	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.67E-08
EDB	1.09E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.09E-06
EDC	7.16E-08	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.16E-08
Formaldehyde	9.34E-08	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	9.34E-08
Naphthalene	3.87E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.87E-06
Perc	5.52E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	5.52E-07
TCE	9.22E-09	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	9.22E-09
SUM	1.94E-05	2.78E-07	1.17E-08	3.70E-11	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.97E-05

Table 3-5. Risk by Pollutant - Maximum Acute Noncancer Risk at Receptor #2

CHEM	CV	CNS	IMMUN	KIDNEY	GILV	REPRO /DEVEL	RESP	SKIN	EYE	BONE /TEETH	ENDO	BLOOD	ODOR	GENERAL	MAX
NH3	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.27E-01	0.00E+00	7.27E-01	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.27E-01
Arsenic	2.09E-03	2.09E-03	0.00E+00	0.00E+00	0.00E+00	2.09E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.09E-03
Copper	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.44E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.44E-05
Mercury	0.00E+00	1.74E-04	0.00E+00	0.00E+00	0.00E+00	1.74E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.74E-04
Nickel	0.00E+00	0.00E+00	9.13E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	9.13E-04
SULFATES	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.58E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.58E-03
Vanadium	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.61E-05	0.00E+00	2.61E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.61E-05
1,4-Dioxane	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.59E-04	0.00E+00	4.59E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.59E-04
Acetaldehyde	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.36E-03	0.00E+00	3.36E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.36E-03
Benzene	0.00E+00	0.00E+00	8.60E-03	0.00E+00	0.00E+00	8.60E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	8.60E-03	0.00E+00	0.00E+00	8.60E-03
Benzyl Chloride	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.29E-03	0.00E+00	4.29E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.29E-03
CS2	0.00E+00	3.71E-04	0.00E+00	0.00E+00	0.00E+00	3.71E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.71E-04
CCl4	0.00E+00	1.45E-05	0.00E+00	0.00E+00	1.45E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.45E-05
Chloroform	0.00E+00	4.11E-04	0.00E+00	0.00E+00	0.00E+00	4.11E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.11E-04
Formaldehyde	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.63E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.63E-03
Isopropyl Alcohol	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.05E-04	0.00E+00	3.05E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.05E-04
MEK	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	5.59E-04	0.00E+00	5.59E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	5.59E-04
Perc	0.00E+00	2.65E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.65E-04	0.00E+00	2.65E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.65E-04
Styrene	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.02E-05	3.02E-05	0.00E+00	3.02E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.02E-05
Toluene	0.00E+00	1.72E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.72E-04	0.00E+00	1.72E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.72E-04
Xylenes	0.00E+00	6.29E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	6.29E-05	0.00E+00	6.29E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	6.29E-05
SUM	2.09E-03	3.56E-03	9.52E-03	0.00E+00	1.45E-05	1.17E-02	7.38E-01	0.00E+00	7.44E-01	0.00E+00	0.00E+00	8.60E-03	0.00E+00	0.00E+00	7.44E-01

Table 3-6. Risk by Pollutant – Maximum Chronic Noncancer Risk at Receptor #1

CHEM	CV	CNS	IMMUN	KIDNEY	GILV	REPRO/ DEVEL	RESP	SKIN	EYE	BONE/ TEETH	ENDO	BLOOD	ODOR	GENERAL	MAX
DieselExhPM	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.23E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.23E-03
NH3	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.14E-01	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.14E-01
Arsenic	1.69E-02	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.69E-02	1.69E-02	1.69E-02	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.69E-02
Cr(VI)	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.26E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.18E-07	0.00E+00	0.00E+00	1.26E-06
Manganese	0.00E+00	3.03E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.03E-03
Mercury	0.00E+00	1.35E-04	0.00E+00	1.35E-04	0.00E+00	1.35E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.35E-04
Nickel	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.15E-06	1.80E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.80E-04	0.00E+00	0.00E+00	1.80E-04
Selenium	7.04E-07	0.00E+00	0.00E+00	0.00E+00	7.04E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.04E-07
1,4-Dioxane	7.05E-06	0.00E+00	0.00E+00	7.05E-06	7.05E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.05E-06
p-DiClBenzene	0.00E+00	1.84E-05	0.00E+00	1.84E-05	1.84E-05	0.00E+00	1.84E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.84E-05
Acetaldehyde	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.27E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.27E-04
Acrylonitrile	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	8.27E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	8.27E-04
Benzene	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.44E-03	0.00E+00	0.00E+00	1.44E-03
CS2	0.00E+00	4.57E-05	0.00E+00	0.00E+00	0.00E+00	4.57E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.57E-05
CCl4	0.00E+00	1.78E-05	0.00E+00	0.00E+00	1.78E-05	1.78E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.78E-05
Chlorobenzn	0.00E+00	0.00E+00	0.00E+00	5.43E-06	5.43E-06	5.43E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	5.43E-06
Chloroform	0.00E+00	0.00E+00	0.00E+00	5.29E-06	5.29E-06	5.29E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	5.29E-06
Ethyl Chloride	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.22E-07	1.22E-07	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.22E-07
Ethyl Benzene	0.00E+00	0.00E+00	0.00E+00	2.92E-06	2.92E-06	2.92E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.92E-06	0.00E+00	0.00E+00	0.00E+00	2.92E-06
EDB	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.56E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.56E-03
EDC	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.44E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.44E-06
Formaldehyde	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	6.83E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	6.83E-04
Hexane	0.00E+00	1.51E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.51E-06
Isopropyl Alcohol	0.00E+00	0.00E+00	0.00E+00	2.98E-06	0.00E+00	2.98E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	2.98E-06
Naphthalene	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.95E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	4.95E-03
Perc	0.00E+00	0.00E+00	0.00E+00	1.04E-03	1.04E-03	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.04E-03
Styrene	0.00E+00	7.77E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	7.77E-06
Toluene	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.57E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.57E-05
Vinyl Acetate	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.19E-04	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.19E-04
Xylenes	0.00E+00	3.55E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.55E-05	0.00E+00	3.55E-05	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.55E-05
TCE	0.00E+00	3.03E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.03E-06	0.00E+00	0.00E+00	0.00E+00	0.00E+00	0.00E+00	3.03E-06
Sum	1.69E-02	2.02E-02	0.00E+00	1.22E-03	1.10E-03	2.47E-02	3.40E-01	1.69E-02	7.43E-05	0.00E+00	2.92E-06	1.62E-03	0.00E+00	0.00E+00	3.40E-01

4. CONCLUSIONS

In accordance with the *Guide for Assessing and Mitigating Air Quality Impacts* (SJVAPCD 2015a) and San Joaquin Valley Air Pollution Control District policies (SJVAPCD 2015b; SJVAPCD 2016c), the unmitigated potential health risk attributable to the Silva's Holsteins Dairy facility for chronic and acute non-carcinogenic and carcinogenic risk is determined to be less than significant based on the following conclusion:

- Potential chronic carcinogenic risk from the facility expansion is *below* the significance level of twenty in one million at each of the modeled receptors.
- The hazard index for the potential chronic non-cancer risk from the facility expansion is *below* the significance level of 1.0 at each of the modeled receptors.
- The hazard index for the potential acute non-cancer risk from the facility expansion is *below* the significance level of 1.0 at each of the modeled receptors.

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Appendices A and B of Attachment III – Health Risk Assessment of Exhibit D have been redacted from the Staff Report.

However, the Initial Study was circulated with all of the Appendices attached. Hard copies are available upon request. Please contact the Planning and Community Development Department by email at planning@stancounty.com or by phone at (209) 525-6330 to obtain a copy.

Ambient Air Quality Analysis

Silva's Holsteins Dairy Facility

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TABLE OF CONTENTS

1. EXECUTIVE SUMMARY	1-1
2. INTRODUCTION	2-1
2.1. Project Description	2-3
3. BACKGROUND OF AIR QUALITY STANDARDS	3-1
4. AIR QUALITY MODELING	4-1
4.1. Project Emissions	4-1
4.2. Dispersion Modeling.....	4-3
4.2.1. Meteorological Data	4-3
4.2.2. Receptors.....	4-4
4.3. Modeling Results	4-4
5. CONCLUSIONS	5-1
6. REFERENCES	6-2
APPENDIX A: FUGITIVE EMISSIONS ESTIMATION WORKSHEETS	A-1
APPENDIX B: ON-SITE MOBILE SOURCE COMBUSTION EMISSION WORKSHEET	B-1
APPENDIX C: AAQA-PSD REPORT FOR NO ₂ , CO, SO ₂ , PM ₁₀ , PM _{2.5} AND H ₂ S	C-1
APPENDIX D: AERMOD ELECTRONIC FILES	D-1

LIST OF FIGURES

Figure 2-1. Location Map.....	2-2
Figure 3-1. San Joaquin Valley APCD Monitoring Network.....	3-4

LIST OF TABLES

Table 2-1. Herd Configuration – Existing and Proposed.....	2-3
Table 3-1. Federal & California Ambient Air Quality Standards.....	3-2
Table 3-2. San Joaquin Valley Air Basin Attainment Status.....	3-3
Table 3-3. Background Concentrations for the Project Vicinity.....	3-4
Table 4-1. Sources of Potential Emissions.....	4-1
Table 4-2. Modeled Sources of Emissions Attributable to Animal Movement.....	4-2
Table 4-3. On-Site Mobile Source Combustion Emissions.....	4-3
Table 4-4. Predicted Ambient Air Quality Impacts.....	4-5
Table 4-5. Comparison of maximum Modeled Project Impact with Significance Thresholds.....	4-5

1. EXECUTIVE SUMMARY

This document contains the ambient air quality analysis (AAQA) performed on behalf of Sousa Engineering for the Silva's Holsteins Dairy facility operation in Stanislaus County, California. The intent of the AAQA is to determine if the proposed dairy expansion has the potential to impact ambient air quality through a violation of the Ambient Air Quality standards (AAQS) or a substantial contribution to existing or projected air quality standards.

Under the provisions of the Federal Clean Air Act, the San Joaquin Valley Air Basin, including Stanislaus County, has been designated as attainment/unclassified for the National Ambient Air Quality Standards (NAAQS) for carbon monoxide (CO), nitrogen dioxide (NO₂), and sulfur dioxide (SO₂); and attainment for particulate matter between 2.5 and 10 micrometers in diameter (PM₁₀). The San Joaquin Valley Air Basin has been designated as non-attainment/extreme for the ozone (O₃) eight-hour average standard and non-attainment for the particulate matter less than 2.5 micrometers in diameter (PM_{2.5}) standard. The San Joaquin Valley Air Basin have been designated as non-attainment/severe with the State one-hour standard for O₃; non-attainment for the PM₁₀, PM_{2.5} and eight-hour O₃ standards; unclassified for hydrogen sulfide (H₂S) and visibility reducing particles; attainment/unclassified for CO; and attainment for all other compounds for which a California Ambient Air Quality Standards (CAAQS) exists. In order to determine whether a project will cause or contribute significantly to an AAQS violation, the maximum impacts attributable to the project are added to the existing background concentrations and are compared to the applicable AAQS. If an AAQS is not exceeded, the project is judged to not cause or contribute significantly to an AAQS violation for the applicable pollutant. If an ambient air quality standard is exceeded, it must be determined whether the project will cause a Prevention of Significant Deterioration (PSD) increment violation, which is achieved by comparing the maximum predicted concentration from the project to the established significant impact level (SIL) for the applicable pollutant. The San Joaquin Valley Air Pollution Control District (SJVAPCD) has developed alternative SILs for fugitive emissions of PM₁₀ and PM_{2.5}. If a source's maximum impacts are below the applicable SIL, the project is judged to not cause or contribute significantly to an AAQS violation or cause an increment violation.

For the Silva's Holsteins Dairy Facility expansion project, maximum predicted concentrations of NO₂, SO₂, CO, PM₁₀, PM_{2.5} and H₂S were predicted based on an analysis of the project-related emissions and air dispersion modeling. Emissions were calculated using generally accepted emission factors. Ambient air concentrations were predicted for the 1-hour, 3-hour, 8-hour, 24-hour and annual averaging periods using the most recent version of EPA's AMS/EPA Regulatory Model - AERMOD (recompiled for the Lakes ISC-AERMOD View interface).

Proposed emissions for the project will not cause or contribute to a violation of any NAAQS or CAAQS for any of the averaging periods for NO₂, SO₂, CO, or H₂S, or cause an increment violation of the SJVAPCD SILs for the annual and 24-hour averaging periods for PM₁₀ and PM_{2.5}.

In accordance with the SJVAPCD's *Guide for Assessing and Mitigating Air Quality Impacts* (SJVAPCD 2015), the potential impact to air quality attributable to the proposed project is determined to be less than significant.

2. INTRODUCTION

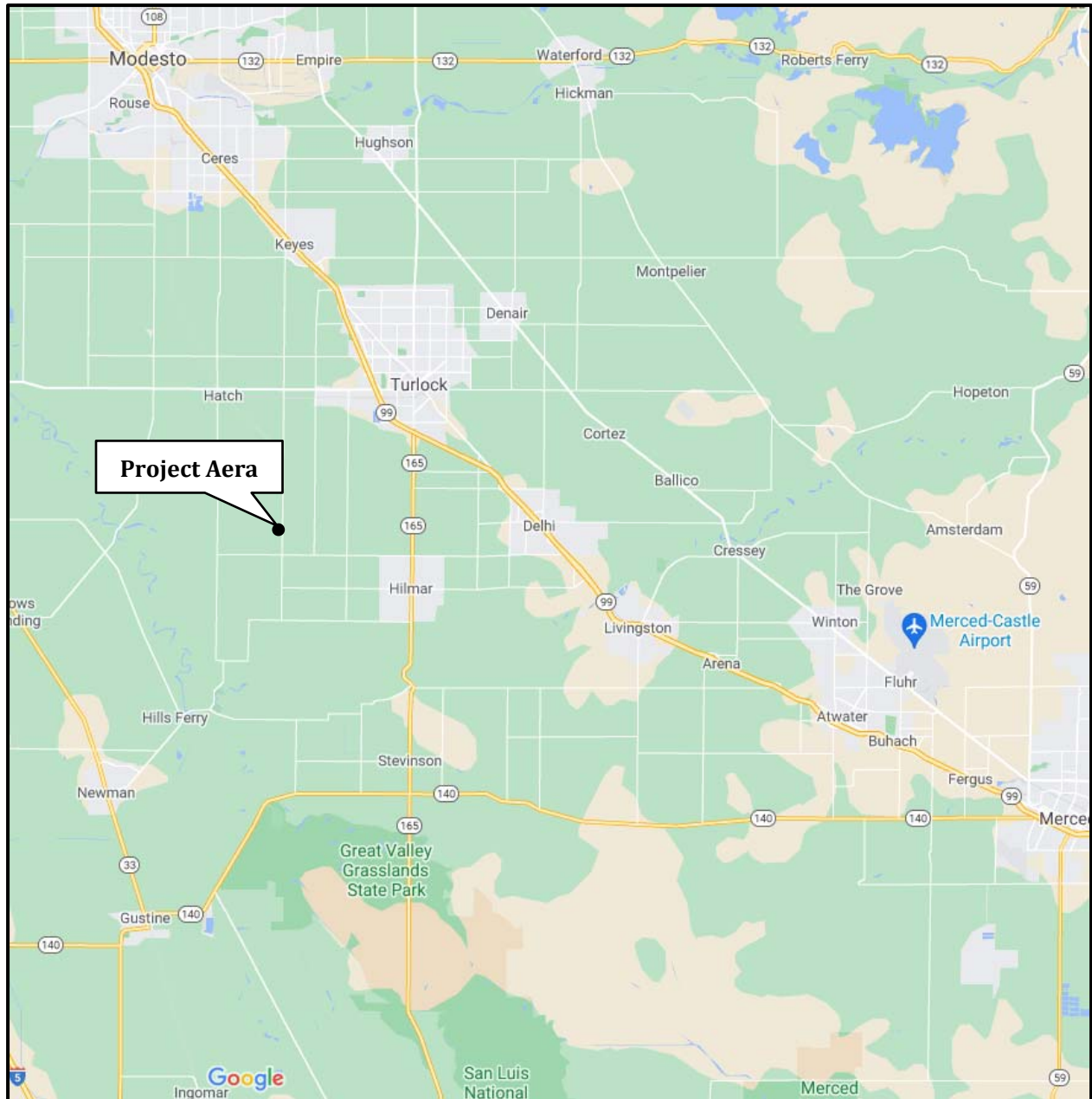
This Ambient Air Quality Analysis (AAQA) is provided as a service of Trinity Consultants performed on behalf of Sousa Engineering for an expansion of the existing Silva's Holsteins Dairy operation in Stanislaus County, California (**Figure 2-1**). This AAQA was prepared pursuant to the San Joaquin Valley Air Pollution Control District's (SJVAPCD) *Guide for Assessing and Mitigating Air Quality Impacts* (GAMAQI), (SJVAPCD 2015a) and the California Environmental Quality Act (CEQA).

A potentially significant impact to air quality, as defined by the CEQA Appendix G Environmental Checklist Form (not included herein), would occur if the project caused one or more of the following to occur:

- Conflict with or obstruct implementation of the applicable air quality plan;
- Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard;
- Expose sensitive receptors to substantial pollutant concentrations; and/or
- Result in other emissions (such as those leading to odors) adversely affecting a substantial number of people.

The intent of the AAQA is to determine if the project has the potential to impact ambient air quality through a violation of any air quality standard or a substantial contribution to an existing or projected air quality standard. Impacts to ambient air quality are evaluated based on the project-related emission of criteria pollutants. This analysis is limited to the potential impacts resulting from project-related emissions of nitrogen dioxide (NO₂), carbon monoxide (CO), sulfur dioxide (SO₂), particulate matter between 2.5 and 10 micrometers in diameter (PM₁₀), particulate matter less than 2.5 micrometers in diameter (PM_{2.5}), and hydrogen sulfide (H₂S). Project-related emissions are based on the proposed increase in the number of cattle and the additional on-site mobile sources required for the expansion.

Figure 2-1. Location Map



2.1. PROJECT DESCRIPTION

The existing dairy is located at 6706 Elaine Road in Turlock, California, which is in the County of Stanislaus. The facility will not be located within 1,000 feet of a K-12 school.

The proposed structure construction would occur within three phases. Construction would include the construction of four new animal housing structures totaling 146,650 square feet. Construction of Phases 1, 2 and 3 were estimated to take approximately six, two and six months, respectively, beginning within two years of issuance of a Conditional Use Permit (CUP) and completing during the first six years.

After modification, the dairy will house approximately 4,100 head of cattle. The existing and proposed herd configuration is provided in Table 2-1. The dairy will continue to operate 24 hours per day and 365 days per year.

Table 2-1. Herd Configuration - Existing and Proposed

Cow Type	Current	Proposed	Increment
Milk Cows	880	1,900	1,020
Dry Cows	215	300	85
Bred Heifers 15-24 mos.	500	600	100
Heifers 7-14 mos.	193	600	407
Heifers 4-6 mos.	192	350	158
Calves 0-3 mos.	0	350	350
Bulls	0	0	0
TOTAL	1,980	4,100	2,120

3. BACKGROUND OF AIR QUALITY STANDARDS

Protection of the public health is maintained through the attainment and maintenance of standards for ambient concentrations of various compounds in the atmosphere and the enforcement of emission limits for individual stationary sources. The Federal Clean Air Act requires that the U.S. Environmental Protection Agency (EPA) establish National Ambient Air Quality Standards (NAAQS) to protect the health, safety, and welfare of the public. NAAQS have been established for ozone (O₃), carbon monoxide (CO), nitrogen dioxide (NO₂), sulfur dioxide (SO₂), particulate matter (PM₁₀ and PM_{2.5}) and lead (Pb). California has also adopted ambient air quality standards (CAAQS) for these "criteria" air pollutants that are more stringent than the corresponding NAAQS along with standards for hydrogen sulfide (H₂S), vinyl chloride (chloroethene) and visibility reducing particles. In 2010, the U.S. Environmental Protection Agency (EPA) promulgated a new 1-hour NO₂ and SO₂ primary NAAQS, which are considerably less than the current CAAQS. Compliance with the new standards must be determined for all new and modified sources that are subject to the ambient air quality standard analysis requirement in SJVAPCD Rule 2201, Section 4.14. Current Federal and State ambient air quality standards are presented in **Table 3-1**.

Responsibility for regulation of air quality in California rests with the California Air Resources Board (CARB), the multi-county Air Quality Management Districts and Unified Air Pollution Control Districts, and single-county Air Pollution Control Districts, with oversight responsibility held by the EPA. CARB is responsible for regulation of mobile source emissions, establishment of State ambient air quality standards, research and development, and oversight and coordination of the activities of the regional and local air quality agencies. The regional and local air quality agencies are primarily responsible for regulating stationary source emissions and for monitoring ambient pollutant concentrations.

The Clean Air Act Amendments of 1977 required states to identify areas that were not in attainment with the NAAQS and to develop State Implementation Plans containing strategies to bring these non-attainment areas into compliance. The project location has been designated as attainment /unclassified for the NAAQS for CO, NO₂, and SO₂; and attainment for PM₁₀. The project location has been designated as non-attainment/extreme for the O₃ eight-hour average standard and non-attainment for the PM_{2.5} standard. A Federal designation for lead has not been made and NAAQS do not exist for O₃ (1-hour average), hydrogen sulfide (H₂S), sulfates, vinyl chloride or visibility reducing particles. The project location has been designated as non-attainment/severe with the State one-hour standard for O₃, non-attainment for the PM₁₀, PM_{2.5}, and eight-hour O₃ standards; unclassified for H₂S and visibility reducing particles; attainment /unclassified for CO; and attainment for all other compounds for which a State standard exists. **Table 3-2** provides the San Joaquin Valley Air Basin's designation and classification based on the various criteria pollutants under both State and Federal standards.

Table 3-1. Federal & California Ambient Air Quality Standards

		NAAQS	CAAQS
Pollutant	Averaging Time	Concentration	
O ₃	8-Hour	0.070 ppm (137 µg/m ³) ^c	0.070 ppm (137 µg/m ³)
	1-Hour	^a	0.09 ppm (180 µg/m ³)
CO	8-Hour	9 ppm (10 mg/m ³)	9 ppm (10 mg/m ³)
	1-Hour	35 ppm (40 mg/m ³)	20 ppm (23 mg/m ³)
NO ₂	Annual Average	53 ppb (100 µg/m ³)	0.030 ppm (56 µg/m ³)
	1-Hour	100 ppb (188.68 µg/m ³)	0.18 ppm (338 µg/m ³)
SO ₂	3-Hour	0.5 ppm (1,300 µg/m ³)	
	24 Hour	0.14 ppm (365 µg/m ³)	0.04 ppm (105 µg/m ³)
	1-Hour	75 ppb (196 µg/m ³)	0.25 ppm (655 µg/m ³)
Particulate Matter (PM10)	Annual Arithmetic Mean	^b	20 µg/m ³
	24-Hour	150 µg/m ³	50 µg/m ³
Fine Particulate Matter (PM2.5)	Annual Arithmetic Mean	12 µg/m ³	12 µg/m ³
	24-Hour	35 µg/m ³	
Sulfates	24-Hour		25 µg/m ³
Pb ^d	Rolling Three-Month Average	0.15 µg/m ³	
	30 Day Average		1.5 µg/m ³
H ₂ S	1-Hour		0.03 ppm (42 µg/m ³)
Vinyl Chloride (chloroethene)	24-Hour		0.010 ppm (26 µg/m ³)
Visibility Reducing particles	8 Hour (1000 to 1800 PST)		^e

ppm = parts per million mg/m³ = milligrams per cubic meter µg/m³ = micrograms per cubic meter
ppb = parts per billion

^a 1-Hour O₃ standard revoked effective June 15, 2005.

^b Annual PM 10 standard revoked effective December 18, 2006.

^c EPA finalized the revised (2008) 8-hour O₃ standard of 0.075 ppm on March 27, 2008. The 1997 8-hour O₃ standard of 0.08 ppm has not been revoked. In the January 19, 2010 Federal Register, EPA proposed to revise the 2008 O₃ NAAQS of 0.075 ppm to a NAAQS in the range of 0.060 to 0.070 ppm. EPA expects to finalize the revised NAAQS, which will replace the 0.075 ppm NAAQS, by July 29, 2011.

^d On October 15, 2008, EPA strengthened the Pb standard.

^e Statewide Visibility Reducing Particle Standard (except Lake Tahoe Air Basin): Particles in sufficient amount to produce an extinction coefficient of 0.23 per kilometer when the relative humidity is less than 70 percent. This standard is intended to limit the frequency and severity of visibility impairment due to regional haze and is equivalent to a 10-mile nominal visual range.

(SJVAPCD 2022a and CARB 2022a)

Table 3-2. San Joaquin Valley Air Basin Attainment Status

Pollutant	NAAQS ^a	CAAQS ^b
O ₃ , 1-hour	No Federal Standard ^f	Nonattainment/Severe
O ₃ , 8-hour	Nonattainment/Extreme ^e	Nonattainment
PM ₁₀	Attainment ^c	Nonattainment
PM _{2.5}	Nonattainment ^d	Nonattainment
CO	Attainment/Unclassified	Attainment/Unclassified
NO ₂	Attainment/Unclassified	Attainment
SO ₂	Attainment/Unclassified	Attainment
Pb (Particulate)	No Designation/Classification	Attainment
H ₂ S	No Federal Standard	Unclassified
Sulfates	No Federal Standard	Attainment
Visibility Reducing particulates	No Federal Standard	Unclassified
Vinyl Chloride	No Federal Standard	Attainment

^a See 40 CFR Part 81

^b See CCR Title 17 Sections 60200-60210

^c On September 25, 2008, EPA redesignated the San Joaquin Valley to attainment for the PM₁₀ National Ambient Air Quality Standard (NAAQS) and approved the PM₁₀ Maintenance Plan.

^d The Valley is designated nonattainment for the 1997 PM_{2.5} NAAQS. EPA designated the Valley as nonattainment for the 2006 PM_{2.5} NAAQS on November 13, 2009 (effective December 14, 2009).

^e Though the Valley was initially classified as serious nonattainment for the 1997 8-hour O₃ standard, EPA approved Valley reclassification to extreme nonattainment in the Federal Register on May 5, 2010 (effective June 4, 2010).

^f Effective June 15, 2005, the EPA revoked the federal 1-hour O₃ standard, including associated designations and classifications. EPA had previously classified the SJVAB as extreme nonattainment for this standard. EPA approved the 2004 Extreme Ozone Attainment Demonstration Plan on March 8, 2010 (effective April 7, 2010). Many applicable requirements for extreme 1-hour O₃ nonattainment areas continue to apply to the SJVAB.

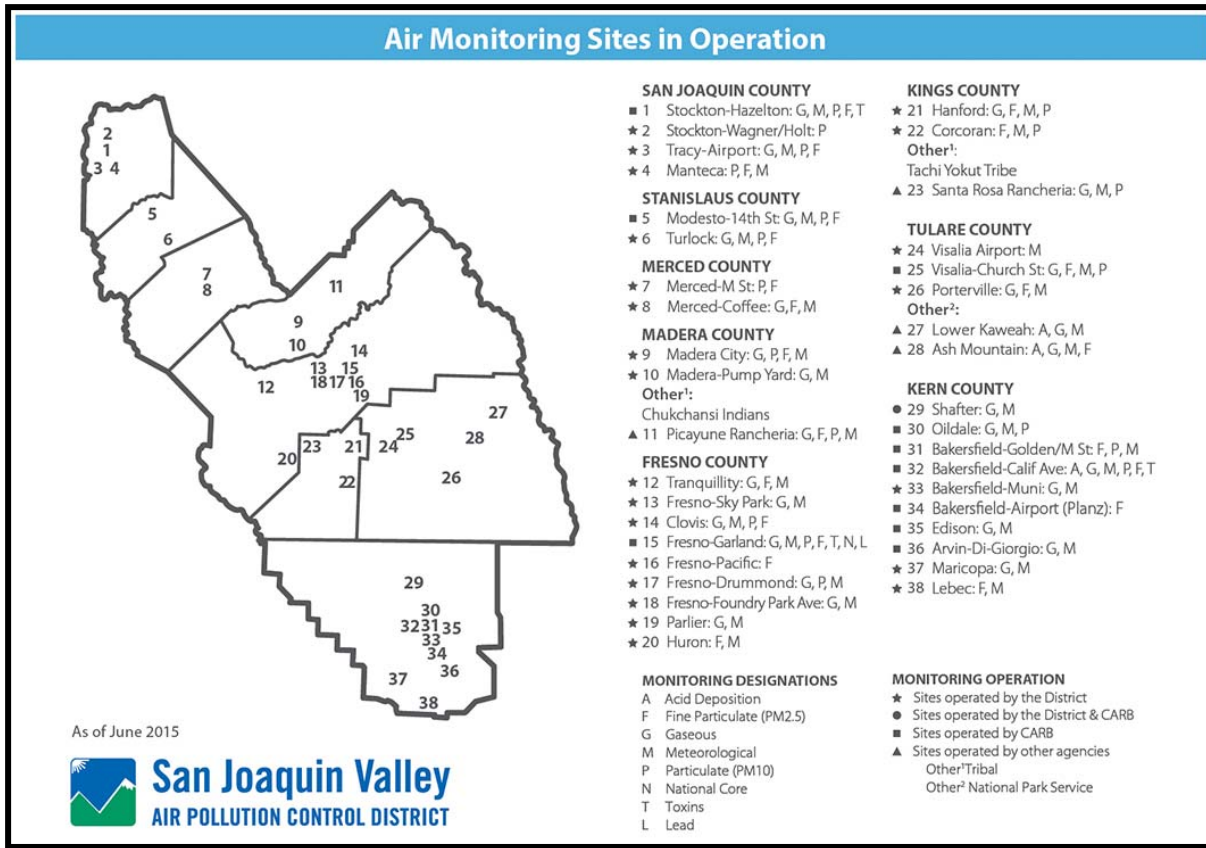
(SJVAPCD 2022a)

The SJVAPCD along with the CARB operates an air quality monitoring network that provides information on average concentrations of those pollutants for which State or Federal agencies have established ambient air quality standards. Information from the various monitoring stations is available from the agency web sites. A map of the various monitoring stations in the San Joaquin Valley is provided in **Figure 3-1**.

For the purposes of establishing background concentrations of applicable criteria pollutants, this AAQA relied on EPA’s AirData and CARB monitoring values, the raw data for which were collected during 2020¹ at CARB/SJVAPCD monitoring stations. Background values were selected from various monitoring stations based on closest proximity to the project site. **Table 3-3** provides the background concentrations applicable to the project area. No recent data is available for hydrogen sulfide, vinyl chloride or lead in Stanislaus County or adjacent Counties.

¹ The exception is the one-hour NO₂ background value, which EPA requires to be based on a 3-year average. The SJVAPCD’s statistical analysis was based on the period 2014 to 2016.

Figure 3-1. San Joaquin Valley APCD Monitoring Network



(SJVAPCD 2022b)

Table 3-3. Background Concentrations for the Project Vicinity

Pollutant	Averaging Period	Background Concentration µg/m ³	Reference
NO ₂	1-hour	89.3	SJVACPD FTP Server, Stanislaus Co. (SJVAPCD 2022c)
	Annual	16.9	Stanislaus County, 2020 (CARB 2022)
SO ₂	1-hour	42.4	Fresno Co., 2020 (USEPA 2022)
	3-hour	38.2	Scaled from SO ₂ 1-hour concentration ²
	24-hour	5.8	Fresno Co., 2020 (USEPA 2022)
CO	1-hour	3320	Stanislaus County, 2020 (USEPA 2022)
	8-hour	2175	Stanislaus County, 2020 (USEPA 2022)
PM _{2.5}	24-hour	118.5	Stanislaus County, 2020 (CARB 2022)
	Annual	15.6	Stanislaus County, 2020 (CARB 2022)
PM ₁₀	24-hour	217.5	Stanislaus County, 2020 (CARB 2022)
	Annual	39.2	Stanislaus County, 2020 (CARB 2022)

¹ The District processed the NO₂ monitoring data using the guidance provided in Appendix S of Part 50.

² The SO₂ 3-hour Concentration was scaled from the SO₂ 1-hour Concentration using the recommended 0.9 factor (OEHHA 2015).

Stanislaus County, where the project area is located, is included among the eight counties that comprise the SJVAPCD. The SJVAPCD acts as the regulatory agency for air pollution control in the Basin and is the local agency empowered to regulate air pollutant emissions for the air basin. In order to demonstrate that a proposed project will not cause further air quality degradation, projects must demonstrate consistency with the SJVAPCD's adopted Air Quality Attainment Plans.

Air pollution sources associated with stationary sources are regulated through the permitting authority of the SJVAPCD under the New and Modified Stationary Source Review Rule (Rule 2201). Owners of any new or modified equipment that emits, reduces or controls air contaminants, except those specifically exempted by the SJVAPCD, are required to apply for an Authority to Construct and Permit to Operate (Rule 2010). Additionally, best available control technology (BACT) is required on specific types of equipment. Stationary sources are required to offset stationary source emission increases along with increases in cargo carrier emissions if the specified threshold levels are exceeded (Rule 2201, 4.7.1). The SJVAPCD uses this mechanism to ensure that all stationary sources within the project area are subject to the standards of the SJVAPCD to ensure that new or modified sources will not realize a net increase of criteria air pollutants.

Stationary sources subject to SJVAPCD New and Modified Stationary Source Review Rule must also comply with Rule 2201, Section 4.14, Ambient Air Quality Standards, which requires that "emissions from a new or modified Stationary Source shall not cause or make worse the violation of an Ambient Air Quality Standard...the APCO shall take into account the increases in minor and secondary sources emissions as well as the mitigation of emissions through offsets...." The Air Pollution Control Officer (APCO) also has discretion to exempt new or modified sources that are exempt from public notification requirements² from this section of Rule 2201. Public notification and publication is required for projects meeting any of the following criteria:

- New Major Sources and Major Modifications;
- Applications which include a new emissions unit with a Potential to Emit greater than 100 pounds during any one day for any one affected pollutant;
- Modifications that increase the Stationary Source Potential to Emit (SSPE1) from a level below the emissions offset threshold level to a level exceeding the emissions offset threshold level for one or more pollutants;
- New Stationary Sources with post-project Stationary Source Potential to Emit (SSPE2) exceeding the emissions offset threshold level for one or more pollutants; or

Any permitting action resulting in a Stationary Source Project Increase in Permitted Emissions (SSIPE) exceeding 20,000 pounds per year for any one pollutant

² *Public Notification and Publication Requirements*, San Joaquin Valley Air Pollution Control District Rule 2201 Section 5.4, amended April 21, 2011.

4. AIR QUALITY MODELING

This section describes the methodology used to predict the potential impact to ambient air quality attributable to the dispersion of emissions of NO₂, SO₂, CO, PM₁₀, PM_{2.5} and H₂S from the proposed dairy operation expansion.

4.1. PROJECT EMISSIONS

The basis for evaluating the potential impact to ambient air quality is the identification of air pollution sources. Emissions based on the current configuration of the dairy are considered to be existing emissions.³ Based on this fact, the facility’s existing emissions are not included in the emissions proposed by the subject project. Therefore, emissions from the dairy modifications will be restricted to the increase in emissions for the proposed increase in the number of cattle (**Table 2-1**) and the additional on-site mobile sources required for the expansion. The potential emission sources with increased emissions addressed in the AAQA are listed in **Table 4-1**.

Table 4-1. Sources of Potential Emissions

Source ID	Description
MTI	Milk Truck Idling
MTT	Milk Truck Travel
SMTI	Solid Manure Truck Idling
SMTT	Solid Manure Truck Travel
CTI1-2	Commodity Truck Idling
CTT1-2	Commodity Truck Travel
FLT	Feed Loading Tractor
MLT	Manure Loading Tractor
FDT1-2	Feed and Bedding Delivery Tractor
SB2,10,11,18,19	Shade Barns
FS3,4,6,7,12,16,17	Free Stall Barns
MILK1	Milk Parlor
MS1	Solid Manure Storage

Emissions attributable to animal movement were estimated by the SJVAPCD using spreadsheets developed by the SJVAPCD to calculate dairy emissions, which are provided in **Appendix A**. The incremental increases in emissions attributable to animal movement were calculated by comparing the pre- and post-project emissions from each animal housing source. SJVAPCD-approved control efficiencies were applied to PM₁₀ emission factors. To generate PM_{2.5} emissions, the PM₁₀ emission results for these emission sources were multiplied by the PM_{2.5} fraction of 11.4% from the livestock fugitive dust profile in the California Emission Inventory Data and Reporting System (CEIDARS) developed by CARB (SCAQMD 2006). Housing sources that had an increase in PM₁₀ and PM_{2.5} emissions for 24-hour and annual periods are summarized in **Table 4-2**.

³ Personal Communication with Leland Villalvazo, SJVAPCD, June 15, 2007.

Table 4-2. Modeled Sources of Emissions Attributable to Animal Movement

Source ID	PM ₁₀ Emissions		PM _{2.5} Emissions	
	Lbs/yr	Lbs/24-hr	Lbs/yr	Lbs/24-hr
SB10	100	0.3	11.4	0.03
SB11	89	0.3	10.1	0.03
SB18	242	0.7	27.6	0.08
FS3	9	0.0	1.0	0.00
FS16	56	0.2	6.4	0.02
FS17	508	1.4	57.9	0.16

On-site mobile sources for this facility include a diesel-fueled feed loading tractor, a manure loading tractor, manure scraping tractor, a feed delivery tractor, a bedding delivery tractor, milk tankers, solids removal trucks and commodity delivery trucks. The increased herd size will require additional usage and trips for all trucks, the feed load tractor, the manure load tractor and the feed delivery tractor.

Emissions for tractors were calculated using the EPA’s *Nonroad Compression-Ignition Engines - Exhaust Emission Standards* for the appropriate engine horsepower (HP) and year and load factors for the appropriate engine horsepower from California Emissions Estimator Model (CalEEMod) Appendix D, Tables 3.3 and 3.4 (CAPCOA 2013). Diesel truck running emissions are based on EMFAC2021 emission factors specific to Stanislaus County for vehicle category "T7 Single Other Class 8." Diesel trucks were assumed to have 15 minutes of idling per visit. Diesel truck combustion emissions of PM_{2.5} were set equal to PM₁₀ emissions. There will be no increases in 1-hour emissions from tractors because additional tractor usage will not occur in the same 1-hour period as the existing equipment. In order to have a possible increase in the worst case one-hour emissions from the Project, one of the three following scenarios would need to occur and be evaluated:

- New equipment must operate at the facility as a result of the project;
- An on-site piece of equipment must operate less than one hour during the worst-case 1-hour period pre-project and then must increase the operational time during the worst-case 1-hour period post-project;
- The project must increase the number trucks entering and exiting the facility over the number of pre-project trucks entering and exiting the facility during the worst-case 1-hour period; or
- A piece of equipment operates in a new area on-site.

The Project does not propose any new pieces of equipment and the existing equipment currently operates the full hour during the worst-case hour. Based on these findings the worst-case 1-hour period post-project emissions will be equal to or less than the worst-case 1-hour period pre-project for all tractor sources. Therefore, the incremental increase in regard to 1-hour periods for all tractors is zero. Based on the same philosophy outlined above for 1-hour emissions there will not be an increase in max 3-hour emissions increases for those same pieces of equipment. The project does propose an increase over the current worst-case 1-hour period of trucks entering or exiting the facility.

Calculation worksheets for emissions from the on-site mobile sources are provided in **Appendix B** and are summarized in **Table 4-3**.

Table 4-3. On-Site Mobile Source Combustion Emissions

Source ID	NO ₂ Emissions		SO ₂ Emissions		CO Emissions		PM ₁₀ /PM _{2.5} Emissions	
	Lbs/hr	Lbs/yr	Lbs/hr	Lbs/day	Lbs/hr	Lbs/8-hr	Lbs/24-hr	Lbs/yr
MTT	2.59E-03	2.83E+00	1.06E-05	1.16E-02	4.51E-04	4.51E-04	2.63E-05	9.59E-03
CTT	3.31E-03	1.21E+00	1.35E-05	4.94E-03	5.77E-04	5.77E-04	1.12E-05	4.09E-03
SMTT	9.03E-03	1.35E+00	3.70E-05	3.70E-05	1.57E-03	1.57E-03	1.26E-05	4.59E-03
MTI	5.86E-04	6.41E-01	1.02E-06	3.07E-06	5.43E-04	5.43E-04	3.43E-06	1.25E-03
CTI	5.86E-04	2.14E-01	1.02E-06	1.02E-06	5.43E-04	5.43E-04	1.14E-06	4.17E-04
SMTI	5.86E-04	8.78E-02	1.02E-06	1.02E-06	5.43E-04	5.43E-04	4.69E-07	1.71E-04
FLT	0.00E+00	2.13E+01	0.00E+00	9.79E-04	0.00E+00	5.11E-01	2.92E-03	1.07E+00
FDT1	0.00E+00	1.27E+01	0.00E+00	5.83E-04	0.00E+00	3.05E-01	1.74E-03	6.35E-01
FDT2	0.00E+00	1.57E+01	0.00E+00	7.22E-04	0.00E+00	3.77E-01	2.15E-03	7.86E-01
MLT	0.00E+00	2.92E-01	0.00E+00	0.00E+00	0.00E+00	0.00E+00	1.46E-03	1.46E-02

The SJVAPCD's *H2S AERMOD Hourly Emission File Generator* (SJVAPCD 2012) states that H₂S emission are only generated at dairies in lagoons used to store or treat collected waste material. The generator calculates emissions based on the surface area of the lagoon. As there will be no increase in the surface area of the existing lagoons, there will be no increase in H₂S emission associated with the proposed expansion.

4.2. DISPERSION MODELING

The most recent version of EPA's AMS/EPA Regulatory Model - AERMOD (recompiled for the Lakes ISC-AERMOD View interface) was used to predict the dispersion of emissions from the proposed dairy for the 1-hour, 3-hour, 8-hour, 24-hour and annual averaging periods. All of the AERMOD regulatory default parameters were employed. Rural dispersion parameters were used because the facility and surrounding land are considered "rural" under the Auer land use classification method.

The animal housing areas emissions were modeled as area sources. Unit emission rates for the area sources of 1 g/sec divided by the area of the source were input into AERMOD. The travel route for the feed delivery tractor, milk trucks, solids removal trucks, and commodity trucks were modeled as a line sources, which represents a series of volume sources, with a unit emission rate of 1 g/sec. The feed loading tractor, manure loading tractor, milk truck idling, solids removal truck idling and commodity truck idling were modeled as point sources, with a unit emission rate of 1 g/sec.

4.2.1. Meteorological Data

The SJVAPCD provided meteorological data for Stanislaus County, California to be used for projects within Stanislaus County. SJVAPCD-approved, AERMET processed meteorological datasets for calendar years 2013 through 2017⁴ was input into AERMOD. This was the most recent available dataset available at the time the modeling runs were conducted.

⁴ Provided via website, San Joaquin Valley Air Pollution Control District (SJVAPCD), http://ftp2.valleyair.org/public/Modeling/Meteorological_Data/AERMET%20v18081_UStar/Modesto_23258/

4.2.2. Receptors

Existing land uses in the area where the dairy and proposed expansion are located are predominantly agriculture. There are scattered rural residences in the general area of the project; most of which are associated with local agricultural operations. A fenceline grid was used to define a dense receptor grid around the property boundary using Lakes ISC-AERMOD View interface. The fenceline spacing between receptors along the fenceline was set to 25 meters. Three tiers were specified, the first extending a distance of 100 meters from the fenceline with 25 meter spacing, the second extending an additional 200 meters with 50 meter tier spacing, and the third extending an additional 400 meters with 100 meter tier spacing. The spacing between receptors perpendicular to the fenceline was set to 25 meters. A total of 2,557 receptors were generated for the fenceline grid.

4.3. MODELING RESULTS

Plot files generated by AERMOD were imported to a Microsoft Access based post-processor AAQA-PSD (developed by the SJVAPCD), where unit emission rates were converted to pollutant-specific emission rates based on the emissions provided in **Tables 4-2** and **4-3**. Background concentrations from **Table 3-3** were input to AAQA-PSD. Based on this data, a report was generated which provides the maximum concentrations per emission source, background concentration and total concentration for each averaging period. For each averaging period, the total concentration is compared to the applicable AAQS and designated as a “pass” or “fail.” This method yields conservative overall concentrations since it combines the max concentration per emissions source even if they are not the same receptor or the same day, therefore, if a pollutant exceeds the threshold using this methodology a refined AERMOD run is conducted where pollutant-specific emission rates are entered directly into AERMOD to calculate the actual maximum concentration for each receptor from all sources. For this Project, a refined AERMOD run was not conducted.

As shown in the AAQA-PSD report provided in Appendix C and **Table 4-4**, air dispersion modeling demonstrates that the maximum impacts attributable to the project, when considered in addition to the existing available background concentrations, are below the applicable ambient air quality standard for all of the averaging periods for NO₂, SO₂, CO and H₂S.

Compliance with the Federal NO₂ one-hour standard was based on a modeling procedure developed by the SJVAPCD (SJVAPCD 2010). The most conservative approach, referred to as Tier I option 1, requires that the maximum one-hour modeling concentration be added to the SJVAPCD’s Air Quality Design Value for the nearest monitoring station (see **Table 3-3**).

Table 4-4. Predicted Ambient Air Quality Impacts

Pollutant	Averaging Period	Background ($\mu\text{g}/\text{m}^3$)	Project ($\mu\text{g}/\text{m}^3$)	Project + Background ($\mu\text{g}/\text{m}^3$)	NAAQS ($\mu\text{g}/\text{m}^3$)	CAAQS ($\mu\text{g}/\text{m}^3$)
NO ₂	1-hour	89.3	3.27	92.57	188.68	339
	Annual	16.9	0.07	16.97	100	---
SO ₂	1-hour	42.4	0.01	42.4	195	655
	3-hour	38.2	0.00	38.2	1300	---
	24-hour	5.8	0.01	5.81	---	105
CO	1-hour	3320	0.82	3321	40,000	23,000
	8-hour	2175	7.73	2183	10,000	10,000
PM ₁₀	24-hour	217.5	10.11	227.61	150	50
	Annual	39.2	1.26	40.46	50	20
PM _{2.5}	24-hour	118.5	1.16	119.66	35	---
	Annual	15.6	0.14	15.74	12	12
H ₂ S	1-hour	N/A	0.00	0.00	---	42

Background 24-hour and annual concentrations of PM₁₀ and PM_{2.5} exceed their respective ambient air quality standards. Therefore, these averaging periods for PM_{2.5} and PM₁₀ are evaluated in accordance with the Prevention of Significant Deterioration (PSD) procedure in Title 40, Code of Federal Regulations (CFR), Part 52.21. It is EPA’s policy to use significant impact levels (SIL) to determine whether a proposed new or modified source will cause or contribute significantly to an AAQS or PSD increment violation. The SJVAPCD has developed SILs for fugitive emissions of PM₁₀ and PM_{2.5}.⁵ As shown in **Tables 4-2** and **4-3**, 98% of the project’s predicted PM₁₀ concentration is attributable to fugitive PM₁₀ emissions from animal movement. Therefore, SJVAPCD SILs are applicable to this project. If a source’s maximum impacts are below the SIL, the source is judged to not cause or contribute significantly to an AAQS or increment violation.

A comparison of the proposed impact from the project to the SJVAPCD SILs, as shown in **Table 4-5**, demonstrates that the modeled PM₁₀ and PM_{2.5} impacts directly attributable to the project are below the applicable SJVAPCD significance levels for the 24-hour and annual averaging periods of PM₁₀ and PM_{2.5} and therefore will not cause an increment violation of any SJVAPCD SIL.

Table 4-5. Comparison of maximum Modeled Project Impact with Significance Thresholds

Pollutant	Averaging Period	Predicted Concentration ($\mu\text{g}/\text{m}^3$)	SJVAPCD SIL ($\mu\text{g}/\text{m}^3$)
PM ₁₀	24-hour	10.11	10.4
	Annual	1.26	2.08
PM _{2.5}	24-hour	1.16	2.5
	Annual	0.14	0.63

⁵ Personal Communication with Yu Vu, San Joaquin Valley Air Pollution Control District, August 15, 2012

5. CONCLUSIONS

In accordance with the San Joaquin Valley Air Pollution Control District's *Guide for Assessing and Mitigating Air Quality Impacts* air dispersion modeling demonstrates that the ambient air quality impact attributable to the proposed project is determined to be less than significant based on the following conclusions:

- Proposed emissions for the project will not cause or contribute to a violation of any NAAQS or CAAQS for any of the averaging periods for NO₂, SO₂, CO, or H₂S or cause an increment violation of the SJVAPCD SILs for PM₁₀ and PM_{2.5}.

6. REFERENCES

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Appendices A through D and of Attachment IV – Ambient Air Quality Analysis of Exhibit D have been redacted from the Staff Report.

However, the Initial Study was circulated with all of the Appendices attached. Hard copies are available upon request. Please contact the Planning and Community Development Department by email at planning@stancounty.com or by phone at (209) 525-6330 to obtain a copy.



MITIGATED NEGATIVE DECLARATION

NAME OF PROJECT: Use Permit Application PLN2021-0030 – Silva’s Holsteins Dairy

LOCATION OF PROJECT: 6706 Elaine Road and 6612 South Faith Home Road, southwest and east of the Elaine and Faith Home Roads intersection, in the Turlock area. (APNs: 057-013-019 and 057-022-012).

PROJECT DEVELOPER: Silva’s Holsteins Dairy

DESCRIPTION OF PROJECT: To expand an existing dairy facility, operating on two parcels totaling 128.32± gross acres, in the General Agriculture (A-2-40) zoning district, by increasing the herd size from 1,095 to 2,200 mature cows and from 885 to 1,900 support stock, and to allow the construction of four shade barns totaling 146,650 square feet.

Based upon the Initial Study, dated **August 12, 2022** the Environmental Coordinator finds as follows:

1. This project does not have the potential to degrade the quality of the environment, nor to curtail the diversity of the environment.
2. This project will not have a detrimental effect upon either short-term or long-term environmental goals.
3. This project will not have impacts which are individually limited but cumulatively considerable.
4. This project will not have environmental impacts which will cause substantial adverse effects upon human beings, either directly or indirectly.

The aforementioned findings are contingent upon the following mitigation measures (if indicated) which shall be incorporated into this project:

1. The following Best Management Practices shall be implemented as applicable: Positive drainage shall be included in project design and construction to ensure that excessive ponding does not occur. The design shall comply with Title Three, Division Two, Chapter One, Article 22, Section 646.1 of the Food and Agriculture Code for construction and maintenance of dairy or facility surroundings, corrals, and ramps, as described below. Dirt or unpaved corrals, or unpaved lanes, shall not be located closer than 25 feet from the milking barn or closer than 50 feet from the milk house. Corral drainage must be provided. A paved (concrete or equivalent) ramp or corral shall be provided to allow the animals to enter and leave the milking barn. This paved area shall be curbed (minimum of 6 inches high and 6 inches wide) and sloped to a drain. Cow washing areas shall be paved (concrete or equivalent) and sloped to a drain. The perimeter of the area shall be constructed in a manner that will retain the wash water to a paved drained area. Paved access shall be provided to permanent feed racks, mangers, and water troughs. Water troughs shall be provided with: (1) a drain to carry the water from the corrals; and (2) pavement (concrete or equivalent) which is at least 10 feet wide at the drinking area. The

cow standing platform at permanent feed racks shall be paved with concrete or equivalent for at least 10 feet back of the stanchion line. As unpaved areas are cleaned, depressions tend to form, allowing ponding and increased infiltration. Regular maintenance shall include filling of depressions. Personnel shall be taught the correct use of manure collection machines (wheel loaders or elevating scrapers).

2. The applicant shall comply with requirements of the approved Nutrient Management Plan (NMP) and Waste Management Plan (WMP) and implement Central Valley Regional Water Quality Control Board (CVRWQCB) requirements included in the individual Waste Discharge Requirements (WDR) for the proposed expansion. The application rates of liquid and/or solid manure identified within the NMP shall not exceed agronomic rates. Compliance shall be verified by the collection of nutrient samples for nitrogen, potassium, phosphorus, and salts prior to and during application periods to confirm agronomic rates within all portions of cropped areas receiving manure, and to protect water supplies.
3. The applicant shall comply with the permit requirements to protect surface waters and groundwater from salts in wastewater, in conformance with the Central Valley Regional Water Quality Control Board's (CVRWQCB) Resolution R5-2018-0034.
4. The applicant shall enroll in the Central Valley Dairy Representative Monitoring Program (CVDRMP) to meet the requirements for groundwater monitoring.
5. Groundwater monitoring of the on-site domestic and irrigation wells as required under the General Order and individual Waste Discharge Requirements (WDR) shall be completed by the dairy operator. Potential future groundwater monitoring wells may be sampled as required by the WDR or depending on the success of the regional representative monitoring program. A well monitoring schedule shall be incorporated into the WDR issued for the facility.
6. After project implementation and subsequent groundwater monitoring, if the dairy shows increased concentration in groundwater of constituents of concern, additional manure exportation, a reduction in herd size, or additional crop acres may be necessary to accommodate the proposed expansion. A new Report of Waste Discharge (ROWD) may be required by the Central Valley Regional Water Quality Control Board (CVRWQCB). The ROWD shall clearly demonstrate that the herd size will not constitute a threat to groundwater quality. If necessary, the CVRWQCB shall revise the WDR issued to the facility.

The Initial Study and other environmental documents are available for public review at the Department of Planning and Community Development, 1010 10th Street, Suite 3400, Modesto, California.

Initial Study prepared by: Avleen K. Auja, Assistant Planner.

Submit comments to: Stanislaus County
Planning and Community Development Department
1010 10th Street, Suite 3400
Modesto, California 95354

SUMMARY OF RESPONSES FOR ENVIRONMENTAL REVIEW REFERRALS

PROJECT: USE PERMIT APPLICATION NO. PLN2021-0030 - SILVA'S HOLSTEINS DAIRY

REFERRED TO:				RESPONDED		RESPONSE			MITIGATION MEASURES		CONDITIONS	
	2 WK	30 DAY	PUBLIC HEARING NOTICE	YES	NO	WILL NOT HAVE SIGNIFICANT IMPACT	MAY HAVE SIGNIFICANT IMPACT	NO COMMENT NON CEQA	YES	NO	YES	NO
CA DEPT OF FISH & WILDLIFE	X	X	X		X							
CA DEPT OF CONSERVATION	X	X	X	X							X	
CA OPR STATE CLEARINGHOUSE	X	X	X		X							
CA RWQCB CENTRAL VALLEY REGION	X	X	X	X				X		X	X	
COOPERATIVE EXTENSION	X	X	X		X							
COUNTY OF: MERCED	X	X	X		X							
FIRE PROTECTION DIST: MOUNTAIN VIEW	X	X	X		X							
GSA: WEST TURLOCK SUBBASIN	X	X	X		X							
IRRIGATION DISTRICT: TURLOCK	X	X	X	X				X		X		X
MOSQUITO DISTRICT: TURLOCK	X	X	X		X							
MT VALLEY EMERGENCY MEDICAL	X	X	X		X							
PACIFIC GAS & ELECTRIC	X	X	X		X							
SAN JOAQUIN VALLEY APCD	X	X	X	X				X		X	X	
SCHOOL DISTRICT 1: CHATOM UNION	X	X	X		X							
SCHOOL DISTRICT 2: TURLOCK UNIFIED	X	X	X		X							
STAN CO AG COMMISSIONER	X	X	X		X							
STAN CO BUILDING PERMITS DIVISION	X	X	X		X							
STAN CO CEO	X	X	X		X							
STAN CO DER	X	X	X	X				X		X	X	
STAN CO ERC	X	X	X	X				X		X		X
STAN CO FARM BUREAU	X	X	X		X							
STAN CO HAZARDOUS MATERIALS	X	X	X	X				X		X	X	
STAN CO MILK AND DAIRY		X	X		X							
STAN CO PUBLIC WORKS	X	X	X	X				X		X	X	
STAN CO SHERIFF	X	X	X		X							
STAN CO SUPERVISOR DIST 2: CHIESA	X	X	X		X							
STAN COUNTY COUNSEL	X	X	X		X							
STANISLAUS FIRE PREVENTION BUREAU	X	X	X		X							
STANISLAUS LAFCO	X	X	X		X							
SURROUNDING LAND OWNERS		X	X		X							
STATE OF CA SWRCB DIVISION OF DRINKING WATER DIST. 10	X	X	X		X							
TELEPHONE COMPANY: AT&T	X	X	X		X							
USDA NRCS	X	X	X		X							
US FISH & WILDLIFE	X	X	X		X							



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February 1, 2022

Via E-mail

Patrick Pulupa
Executive Officer
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670-6114
Patrick.Pulupa@waterboards.ca.gov

**Re: Request that Central Valley Regional Water Quality Control Board
Immediately Establish Waste Discharge Requirements for New and
Expanded Dairies**

Dear Mr. Pulupa:

The undersigned organizations write to request that the Central Valley Regional Water Quality Control Board (“Regional Board”) immediately ensure that all Central Valley dairy concentrated animal feeding operations (“dairy CAFOs”) are covered by water quality permits. The Regional Board has allowed dozens of new dairy CAFOs and dairy CAFO expansions over the past fifteen or more years without undertaking the required permitting. The continued discharges from these facilities in the absence of any permit violate numerous laws, policies, and orders, including but not limited to:

- The terms of the Waste Discharge Requirements General Order for Existing Milk Cow Dairies, Order No. R5-2013-0122 (“2013 Order”);
- The Porter-Cologne Water Quality Control Act (“Porter-Cologne”), specifically Water Code sections 13263 and 13264;
- The State Water Resources Control Board’s (“State Board”) Statement of Policy with Respect to Maintaining High Quality of Waters in California (“Antidegradation Policy”);
- The State Board’s Policy for Implementation and Enforcement of the Nonpoint Source Pollution Control Program (“Nonpoint Source Policy”); and
- The California Environmental Quality Act (“CEQA”).

Pursuant to Water Code section 13320, subdivision (a), we formally request that the Regional Board take action to bring new and expanded dairies within permit coverage by immediately commencing required CEQA review, drafting a permit that complies with the law, prohibiting further dairy CAFO expansions and/or establishments, abating ongoing unpermitted pollution, and requiring reporting of unlawful discharges.

Background

The 2007 Waste Discharge Requirements General Order for Existing Milk Cow Dairies, Order No. R5-2007-0035 (“2007 Order”), applied only to “existing Milk Cow Dairies.” (2007 Order at p. 2.) The same language appears in the 2013 Order, which the Regional Board adopted following the Court of Appeal’s ruling that the 2007 Order violated the Antidegradation Policy. (2013 Order at p. 2; *Asociacion de Gente Unida por el Agua v. Central Valley Regional Water Quality Control Board* (2012) 210 Cal.App.4th 1255.) Both orders define “expansion” as an increase in herd size greater than 15%. (2007 Order at p. 3.)

The 2013 Order prohibits dairy expansions. The 2013 Order reads: “Under this General Order, the expansion of the existing milk cow dairy beyond the level as defined under the term ‘Expansion’ is prohibited.” (2013 Order at p. 14.) A footnote to that sentence states, “Dischargers must submit a ROWD, document compliance with CEQA, and obtain coverage under individual waste discharge requirements before any material facility expansion.” (*Ibid*; see also *id.* at p. IS-4.)

Nonetheless, the Regional Board has not prohibited new dairies or dairy expansions during this time. And the Regional Board has failed to adopt a General Waste Discharge Requirements (“WDR”) for new or expanded dairies.¹ Instead, it has simply accepted Reports of Waste Discharge (“ROWD”) from new or expanded dairies and allowed those facilities to operate, in direct contravention of the law and the Regional Board’s own Orders.²

Meanwhile, pursuant to the 2013 Order, the Central Valley Representative Dairy Monitoring Program (“CVDRMP”) was required to submit its Summary Representative Monitoring Report (“SRMR”) in 2019. (2013 Order at p. 6.) The SRMR adds to the substantial body of evidence showing that dairy operations are contributing to an imminent and substantial endangerment in the Central Valley due to widespread nitrate contamination of the aquifer—an aquifer that is relied upon by hundreds of thousands of

¹ Attachment A to the Monitoring and Reporting Program of the 2013 Order refers to a “Waste Discharge Requirements General Order for New or Expanded Milk Cow Dairy Facilities.” (2013 Order at p. MRP-17.) But a review of the Regional Board’s website does not reveal the existence of any such order. This reference appears to be in error.

² It appears that some individual waste discharge requirements have been issued since 2007. These are available at https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#stanislaus. But the last individual WDR for a private dairy was issued in 2010.

Californians as their sole source of drinking water.

Key findings of the SRMR include:

- Nitrogen concentrations underlying dairies averaged 48 mg/L nitrate-N in shallow groundwater and 29 mg/L nitrate-N in deeper groundwater. (SRMR at p. 6.) These concentrations greatly exceed the maximum contaminant level for nitrate of 10 mg/L. (Cal. Code Regs., tit. 23 § 64431.) Consumption of water that is polluted with nitrates causes a host of medical ailments, including methemoglobinemia, also known as “Blue Baby Syndrome.”
- Dairy lagoons load nitrogen to groundwater at a mean rate of 1,045 lbs./ac/year. (SRMR at p. 7.) This loading rate exceeds even NRCS guidance, which are not designed to prevent groundwater contamination and have not been updated in years. (*Ibid.*)
- Dairy corrals load nitrogen at an average rate of 121 lbs./ac. (*Id.* at p. 8.)
- Dairy cropland loads nitrogen at an average rate of 368 lbs./ac. (*Id.* at p. 9.)
- Dairy cropland comprises roughly 430,000 acres in the Central Valley. (*Ibid.*) Total nitrogen loading thus approximates 1,582,400,00 lbs./year.
- There are serious problems with current methods for measuring nitrogen loading to groundwater, including a “substantial amount of ‘unaccounted-for’ manure nitrogen....” (SRMR at pp. 10, 45, 51.) This dynamic means there is a serious risk that dairy CAFOS apply even more nitrogen to their fields than reported.

In sum, existing dairies are significant sources of groundwater pollution, pollution that renders hundreds of thousands of Central Valley residents without safe drinking water and threatens the water sources of hundreds of thousands more.

Importantly, the 2013 Order requires collection of that information *only* for the dairy CAFOs that are subject to that Order. A large number of dairy CAFOs—those that are new or who have expanded since 2005—are not covered by the 2013 Order and not subject to its requirements.³ Those requirements include monitoring and reporting of

³ On December 20, 2021, ELF requested documents under the Public Records to establish the number of dairy operations currently operating without a permit. It is ELF’s understanding that the number of dairies unlawfully operating without a permit is on the order of 60-70 operations. Whether some new or

numerous parameters related to discharges of waste from the dairy. (See generally 2013 Order Monitoring and Reporting Program.) Dairy CAFOs must prepare a Nutrient Management Plan and implement management practices regarding application of manure to cropland. (2013 Order at p. 9.) The Order also requires lagoons to be maintained and constructed to certain standards. (2013 Order at pp. 15-19.) And while ELF is challenging these requirements because it believes that they are insufficiently stringent,⁴ having *some* permit requirements are better than no permit whatsoever: Dairies not subject to 2013 Order are not subject to any of these requirements, meaning they operate without any Regional Board oversight. And should the State Board or the courts direct that the 2013 Order be revised, those revisions will not apply to the newest and biggest dairies—those that have been established or expanded since 2005.

The fundamental problem with dairy CAFOs is these industrialized operations have too many cows for the available land area. This results in overapplication of manure to cropland, causing excess nutrients beyond what crops utilize as fertilizer to pollute groundwater. Dairy CAFO expansion exacerbates this issue—adding more cows to already oversubscribed cropland increases the nitrate loading to the aquifer. Nitrate contamination of this type is extremely difficult to remediate, which is why source controls are critically necessary to protect existing groundwater quality. The SRMR recommends that dairy CAFOs achieve “whole farm balance”—a ratio between the total amount of nitrogen produced by cows on the one hand, weighed against the total nitrogen anticipated to be removed by crops, exported, or lost to chemical processes on the other. (SRMR at p. 10.)⁵ Dairy CAFOs are currently not in “balance,” and expanding them will make the problem worse by increasing production of nitrogen without any requirement to increase cropland or export.

Discussion

1. Dairy CAFO Expansions that Lack Individual WDRs Violate the 2013 Order

expanded dairies have volunteered some or all information required by the 2013 may be clarified by these or future document requests.

⁴ ELF is a party to State Board Water Quality Petition SWRCB/OCC File A-2283(b), which challenges the 2013 Order’s failure to comply, *inter alia*, with the Antidegradation Policy. The State Board is considering this petition on its own motion.

⁵ We note that this “whole farm balance” is an imprecise methodology for securing agronomic rates of nutrient applications that are protective of the environment. In practice, the “whole farm balance” can be improperly calculated by dairy CAFO operators. The SRMR notes that current nitrogen accounting methodologies have serious limitations. (SRMR at p. 45.) Indeed, the currently reported nitrogen figures imply dramatically higher atmospheric losses than is reflected in the relevant literature, implying that nitrogen loading may be higher than it appears. (SRMR at p. 51.)

Prohibition 15 of the 2013 Order prohibits dairy expansions: “Under this General Order, the expansion of the existing milk cow dairy beyond the level as defined under the term ‘Expansion’ is prohibited.” (2013 Order at p. 14.) A footnote to that prohibition reads: “Dischargers must submit a ROWD, document compliance with CEQA, and obtain coverage under individual waste discharge requirements before any material facility expansion.” (*Ibid.*)

All dairy expansions that lack individual WDRs therefore violate the Order. The Order is clear that submitting a ROWD and showing CEQA compliance are not alone sufficient for compliance with the 2013 Order. The Order requires that dairy CAFOs also “obtain coverage” under a WDR *before* any expansion takes place. The Regional Board is not enforcing these requirements, meaning it unlawfully and inappropriately ignores its own Order.

Discharges made in violation of a WDR are subject to Cease and Desist Orders (“CDOs”) and Cleanup and Abatement Orders (“CAOs”). (Wat. Code §§ 13301, 13304, subd. (a).) As discussed below, we request that the Regional Board immediately move to issue orders so that no further pollution is caused by these unpermitted discharges and that existing contamination be cleaned up.

2. *Water Code Section 13263 Requires the Regional Board to Adopt Waste Discharge Requirements or Waivers for New or Expanded Dairies*

Water Code section 13263 provides that after a regional board receives a ROWD, it “shall,” “after any necessary hearing,” “prescribe requirements as to the nature of any proposed discharge.” This is a mandatory duty. (See *Hampson v. Superior Court* (1977) 67 Cal.App.3d 472, 481 [upon filing of ROWD, there is a “corresponding right and duty in the Regional Board to prescribe [Waste Discharge R]equirements”].)

By failing to issue waste discharge requirements—individual or general—to any new or expanded dairy for more than ten years, the Regional Board is in violation of its clear duties under section 13263. These WDRs must conform with Porter-Cologne and state water policy by, *inter alia*, achieving water quality objectives, avoiding degradation, making all required findings, and performing sufficient and publicly available monitoring.

3. *Water Code Section 13264 Does Not Justify the Regional Board’s Inaction on New and Expanded Dairy CAFOs*

The Regional Board and the dairy CAFO industry appear to have taken the position that new and expanded dairy CAFOs may continue to operate without WDRs pursuant to Water Code section 13264. This section provides in relevant part:

(a) No person shall initiate any new discharge of waste or make any material changes in any discharge, ... prior to the filing of the report required by Section 13260 and no person shall take any of these actions after filing the report but before whichever of the following occurs first:

(1) The issuance of waste discharge requirements pursuant to Section 13263.

(2) The expiration of 140 days after compliance with Section 13260 if the waste to be discharged does not create or threaten to create a condition of pollution or nuisance and any of the following applies:

[(A)-(B): the applicant complies with CEQA]

(Wat. Code § 13264.) The dairy CAFOs and the Regional Board seem to assume that once a new or expanded dairy CAFO submits a ROWD, it need only perform a CEQA analysis associated with its county land use permit and then allow 140 days to expire before it can begin discharging waste.

This interpretation ignores the full language of section 13264, subdivision (a)(2), which is clear that the 140 day period only applies if the discharge “does not create or threaten to create a condition of pollution or nuisance.” Here, it has been known for decades, and is undeniable after the release of the SRMR, that dairy CAFOs are a significant source of nitrate pollution. For the purpose of a finding that a discharge “create[s] or threaten[s] to create a condition of pollution or nuisance,” a Regional Board need not find that any discharge is the sole or even substantial cause of pollution or nuisance, but only that “a causal link or connection between a named responsible person and an actual or threatened discharge of waste” exists, which in turn “threatens to create” a “condition of pollution or nuisance.” (*San Diego Gas & Electric Co. v. San Diego Regional Water Quality Control Bd.* (2019) 36 Cal.App.5th 427, 440.) “Pollution” means “an alteration of the quality of the waters of the state by waste to a degree which unreasonably affects” beneficial uses, including domestic use. (Wat. Code § 13050, subd. (l).)

Under this standard, it is clear that new and expanded dairy CAFOs “threaten to create a condition of pollution or nuisance.” (Wat. Code § 13264, subd. (a)(2).) The SRMR confirms what has been clear for decades: that all dairy CAFOs pollute groundwater by loading nitrogen into fields at unacceptable rates and through seepage from ponds and corrals. There is a clear “causal connection” between any given dairy and a “discharge of waste.” (*San Diego Gas & Electric Co., supra*, 36 Cal.App.5th at 440.) And it is undeniable that these discharges have already contaminated drinking water

wells to the point where they violate water quality objectives. The Water Code section 13264 procedure is therefore unavailable to these polluting industrialized facilities. Based on this information, the Regional Board must find that new and expanded dairy CAFOs are threatening to cause nuisance and pollution and must prohibit further expansions or new dairy CAFOs until it has issued valid WDRs.

4. *Failing to Issue WDRs for New and Expanded Dairy CAFOs Violates the Antidegradation Policy*

The Antidegradation Policy states that the quality of existing high quality waters “shall be maintained” unless the state finds that any degradation is “consistent with maximum benefit to the people of the State, will not unreasonably affect present and anticipated beneficial use of such water and will not result in water quality less than that prescribed in the policies.” (Antidegradation Policy at p. 1.) The Regional Board has not made these findings with respect to new and expanded dairies.

The Antidegradation Policy further requires the Regional Board to establish WDRs that result in the “best practicable treatment or control” (“BPTC”) for “any activity which produces or may produce a waste or increased volume or concentration of waste.” (*Ibid.*) Such BPTC must “assure” that “nuisance and pollution will not occur” and that the “highest water quality consistent with maximum benefit to the people of the State will be maintained.” (*Ibid.*)

The Regional Board has not complied with any of its duties under the Antidegradation Policy with respect to new and expanded dairy CAFOs. It has neither made the required findings, nor issued WDRs, nor analyzed or prescribed BPTC. This has led and will continue to lead to continued degradation of high-quality waters. (*AGUA, supra*, 210 Cal.App.4th at 1268.) This violates the Antidegradation Policy.

5. *The Regional Board’s Failure to Issue Permits for New and Expanded Dairy CAFOs Violates the Nonpoint Source Policy*

All programs for control of nonpoint source pollution must comply with the Nonpoint Source Policy. (State Water Resources Control Board’s Policy for Implementation and Enforcement of the Nonpoint Source Pollution Control Program (“Nonpoint Source Policy”) at p. 3.) The Nonpoint Source Policy extends to any activity or factor that may affect water quality, including both point source and nonpoint source discharges. (*Ibid.*) All nonpoint source discharges “must be regulated” under WDRs, waivers, or a basin plan prohibition. (*Ibid.*)

Courts have confirmed that a Regional Board must comply with the Nonpoint Source Policy as it is written. In *Monterey Coastkeeper v. State Water Resources Control Board* (2018) 28 Cal.App.5th 342, the Court of Appeal held that a waiver of WDRs for

agricultural discharges in the Central Coast violated the Nonpoint Source Policy because it improperly substituted Key Element 3's requirement of specific time schedules for a "vague requirement of 'improved' management practices and a 'conscientious' effort." The court held that this substitution constituted unlawfully "rewriting—or amending" the Nonpoint Source Policy. (*Ibid.*) The court went on to conclude that it owed no deference to the State Board's interpretation of the Policy that "flies in the face of the clear language and purpose of the interpreted provision." (*Ibid.*, quotation omitted.)

Even more so than the waiver challenged in *Monterey Coastkeeper*, the Regional Board's failure here to undertake any permitting for new and expanded dairy CAFOs violates the Nonpoint Source Policy's requirement that all nonpoint source discharges must be regulated under WDRs, waivers, or a basin plan prohibition.

Further, this lack of permitting violates the Nonpoint Source Policy's Key Elements 1 and 2 by failing to commit to meeting Water Quality Objectives or to describe and verify that management practices are effective in addressing pollution. (Nonpoint Source Policy, at p. 11.)

6. *The Regional Board's CEQA Procedures Are Problematic*

The Regional Board appears to have made false or misleading statements to several counties in connection with CEQA reviews associated with dairy CAFO's land use permitting.

For instance, a Stanislaus County Initial Study for the S&S Dairy expansion references an email from the Regional Board stating that "the project requires individual Waste Discharge Requirements."⁶ A Merced County Initial Study for the Martins View Jersey Dairy Expansion Project states: "The project applicant has submitted a Report of Waste Discharge for the proposed dairy expansion. The CVRWQCB will be issuing Individual WDRs for the Martins View Jersey Dairy Expansion."⁷ And a Merced County Initial Study for the Hillcrest Dairy expansion states that the "CVRWQCB will be issuing

⁶ S&S Dairy Initial Study (2019) at p. 22, available at https://files.ceqanet.opr.ca.gov/82957-2/attachment/_9TG4dLc8CZ-Ka4V3deJ5jbQ6ARuU1i8EqEiGY3J5edYcBEzk0lxTnlxx6699HciYU1yZis6I6t7Cs4w0 (accessed January 26, 2022).

⁷ Merced County Initial Study for the Martins View Jersey Dairy Expansion Project (2021) at p. 21, available at https://web2.co.merced.ca.us/pdfs/env_docs/initial_studies/MartinsViewJerseyDairy/Martins_View_ISMND_031221.pdf (accessed January 26, 2022).

Individual WDRs for the Hillcrest Dairy Expansion.”⁸

In none of these cases, nor in any other case for more than a decade, did the Regional Board issue a WDR, in direct violation of applicable law and the Board’s own representations. The Regional Board is demonstrating a clear pattern. It has been giving counties the impression that first, individual WDRs are required for expanded dairy CAFOs, and second, that the Regional Board will in fact issue those WDRs. But the Regional Board has not issued any WDRs nor does it appear that the Regional Board ever intends to issue them. This pattern raises serious questions about the Regional Board’s participation in county CEQA processes.

Further, it is not clear that the Regional Board is fulfilling its duty as a “responsible agency” under CEQA. A responsible agency has discretionary approval over all or part of a project. (*RiverWatch v. Olivenhain Municipal Water Dist.* (2009) 170 Cal.App.4th 1186, 1205-06.) Indeed, if an agency “could, in its discretion, deny approval, then that agency is a responsible agency under CEQA.” (*Ibid.*) Here, the Regional Board has discretion to deny dairy CAFO expansions and new dairy CAFOs pursuant to the 2013 Order, Water Code sections 13263 and 13264, the Nonpoint Source Policy, and the Antidegradation Policy. As a responsible agency, the Regional Board should have been undertaking CEQA review of each of these projects, including the cumulative effects of the pattern of dairy CAFO expansions over the Central Valley. It is not clear whether or to what extent this review is taking place.

We intend to submit further document requests to investigate whether the Regional Board is fulfilling its CEQA obligations both with respect to county review of dairy CAFO expansions/new dairy CAFOs and with respect to its own CEQA review of those operations.

7. *Request for Action*

We make the following requests pursuant to Water Code section 13320.

1. **Begin CEQA Review Within 60 Days.** Any general order for new or expanded dairy CAFOs will require CEQA review. (Wat. Code § 13389.) We request that the Regional Board begin this process—possibly by preparing an Initial Study (Cal. Code Regs. tit. 14, §§ 15060, 15063) or a Notice of Preparation of an EIR (Cal. Code Regs. tit. 14, § 15082) within 60 days of the date of this letter.

⁸ Merced County, Initial Study - Hillcrest Dairy Expansion CUP20-013, at p. 22, available at https://web2.co.merced.ca.us/pdfs/env_docs/initial_studies/CUP20-013_HillcrestDairyExpProject/CUP20-013_HillcrestDairy_NO_IS_092021.pdf, accessed January 26, 2022.

2. **Issue Draft WDRs for New and Expanded Dairies Within 60 Days.** We request that the Regional Board issue draft WDRs—either individual or general—for new and expanded dairy CAFOs within 60 days. Such draft WDRs must comply with, *inter alia*, Water Code § 13263, the Antidegradation Policy, and the Nonpoint Source Policy. We expect a final permit or permits to be adopted within a year of this letter.
3. **Prohibit Any Future or Currently-Proposed Expansions or New Dairy CAFOs Until A Permit Authorizing Discharge of Waste at Such Dairy or Dairies Is Adopted.** As detailed in this letter, new dairy CAFOs and expansions of dairy CAFOs are unlawful without permit coverage. The Regional Board must not allow any future or proposed dairy CAFO expansions or establishments until a permit is in place.
4. **Issue Cease and Desist Orders For Unlawfully Expanded or Established Dairy CAFOs within 60 days.** As discussed above, dairy CAFO expansions and new dairy CAFOs violate the 2013 Order and are thus subject to CDOs pursuant to Water Code § 13301 as discharges in violation of a WDR.
5. **Issue Cleanup and Abatement Orders For Unlawful Dairy Expansions and New Dairy CAFOs Within 60 Days.** We request that the Regional Board issue CAOs under Water Code § 13303 requiring abatement of the endangerment to groundwater caused by unpermitted discharges since any unlawful expansion or establishment of a new dairy occurred and during the CEQA and permitting process.
6. **Issue Information Orders Pursuant to Water Code § 13267 for All Unlawfully Expanded or Established Dairy CAFOs Within 60 Days.** We request that the Regional Board use its investigative authority under Water Code section 13267 to issue information orders requiring public reporting of at least the following parameters for unlawfully expanded or established dairy CAFOs: 1) herd size, 2) crop acreage available for manure application, 3) amount of manure exported off-farm, 4) Nutrient Management Plans, if they exist, 5) well-testing data for nitrate; 6) soil-testing data for nitrate.

We note that an aggrieved party is entitled to petition the State Board over the failure of a Regional Board to act within 30 days after a refusal to act or 60 days after the request is made. (Wat. Code § 13320, subd. (a).) We intend to file such a petition should the Regional Board not act on the requests made in this letter. We also do not foreclose the possibility of taking additional further actions before 60 days elapses should, for example, further documents reveal additional or different legal violations.

Mr. Pulupa
February 1, 2022
Page 11

If the Regional Board decides to seek funding from the Legislature or any other source for the required CEQA review, we would be happy to discuss joining any such request.

We look forward to engaging further on this issue.

Sincerely,



Nathaniel Kane
Executive Director
Environmental Law Foundation

/s/ Michael Claiborne
Directing Attorney
Leadership Counsel for Justice and
Accountability

/s/ Sean Bothwell
Executive Director
California Coastkeeper Alliance

/s/ Brent Newell
Food Project Senior Attorney
Public Justice



Jennifer Clary
California Director
Clean Water Action/Clean Water Fund