

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

**NOTICE OF PUBLIC HEARING**  
concerning

TENTATIVE UPDATED WASTE DISCHARGE REQUIREMENTS  
FOR  
CEMEX  
KERLINGER PLANT  
UNCLASSIFIED LANDFILL AND RECYCLING OPERATIONS  
SAN JOAQUIN COUNTY

Cemex owns and operates an unclassified landfill at the Kerlinger Plant, a sand and gravel facility in San Joaquin County. The landfill accepts broken and returned concrete, clean soil, asphaltic concrete, and comeback concrete slurry to an onsite sand and gravel pit. The landfill was filled to grade between 1989 and 2004. In 2005, Cemex took over the operation and began recycling the material in the landfill by pulling it out and crushing it for use in recycled concrete mixes. On 16 September 2009, Central Valley Water Board staff inspected the site and observed the recycling operation. Staff requested an amended Report of Waste Discharge (RWD) due to changes in the nature of the operation from just landfilling to landfilling and recycling. On 23 March 2010, the Discharger submitted an amended RWD. The RWD included information about the recycling operation and a conceptual plan for closing the landfill once it eventually reaches final grade if recycling is discontinued. The proposed updated WDRs include requirements for operation of the landfill, groundwater monitoring, and the final cover at landfill closure. Further information about the facility and the proposed requirements can be found in the Findings and the Information Sheet of the tentative WDRs that are available on the Regional Water Board's website at [www.waterboards.ca.gov/centralvalley/board\\_decisions/tentative\\_orders](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders).

A public hearing concerning this matter will be held during the Regional Water Board meeting which is scheduled for:

DATE: 28/29/30 July 2010  
TIME: 8:30 A.M.  
PLACE: Regional Water Quality Control Board, Central Valley Region  
11020 Sun Center Drive #200  
Rancho Cordova, CA

Persons wishing to comment on this noticed hearing item must submit evidence, if any, or comments in writing to the Regional Board no later than noon on **17 June 2010**. Written materials submitted after noon on [date] will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

All interested persons may speak at the Board meeting, and are expected to orally summarize their written submittals. Oral testimony will be limited in time by the Board Chair.

An objection by a party, either in writing or at the time of the hearing, to the decision to hold a hearing not allowing cross-examination and rebuttal testimony by designated parties shall be resolved by the Board Chair before going ahead under the proposed procedures. Failure

to make a timely objection to the use of the proposed hearing procedure before those procedures are used will constitute consent to those procedures.

Anyone having questions on the proposed item should contact **Bill Brattain** at **(916) 464-4622**.

Interested parties may download the proposed Order and related documents from the Regional Board's Internet website at

[http://www.waterboards.ca.gov/centralvalley/board\\_decisions/tentative\\_orders/](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/). Copies of these documents can also be obtained by contacting or visiting the Regional Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m.

The procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code section 11500 et seq.

The procedures may be obtained by accessing [http://www.waterboards.ca.gov/water\\_laws/](http://www.waterboards.ca.gov/water_laws/). Information on meeting and hearing procedures is also available on the Regional Board's website at [http://www.waterboards.ca.gov/centralvalley/board\\_info/meetings/mtgprocd.shtml](http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml) or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

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**Frederick S. Moss**, Assistant Executive Officer

19 May 2010