

ITEM: 24

SUBJECT The Morning Star Packing Company, L.P.
The Morning Star Williams Tomato Packing Plant
Colusa County

BOARD ACTION *Consideration of Rescission of Cease and Desist
Order R5-2005-0003*

BACKGROUND On 27 January 2005, the Central Valley Water Board adopted Cease and Desist Order (CDO) R5-2005-0003 for the Morning Star Williams Tomato Packing Plant. The CDO was issued to address wastewater discharges to surface waters that occurred during August and September 2004, failure to comply with provisions of the WDRs, and evidence of groundwater degradation.

The CDO required the Discharger to: (a) comply with the WDRs, (b) comply with the application of irrigation water to the land application areas at agronomic rates to ensure that loading rates for biochemical oxygen demand do not exceed 100 pounds per acre per day or 300 pounds per acre per irrigation cycle, (c) submit a 2005 Cropping Plan, (d) submit a Dissolved Oxygen Compliance Report, (e) submit a Salinity Reduction Study Workplan, (f) submit a Salinity Reduction Study Report, (g) submit a Flow Metering Systems Improvements Report, (h) submit a report verifying that the flow metering systems are adequate and fully operational, (i) submit a Field MS-11 Irrigation System Report, (j) submit a report showing the results of the salinity reduction study, (k) submit a Background Groundwater Quality Study and Groundwater Impacts Assessment Report, (l) submit a Report of Waste Discharge, and (m) submit quarterly progress reports describing work completed.

The Discharger has completed all of the tasks in the CDO and revised WDRs were adopted in December 2013. Therefore it is appropriate to rescind the CDO.

RECOMMENDATION Rescind Cease and Desist Order R5-2005-0003.

Mgmt. Review RDB
Legal Review PLP

6/7 February 2014
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