

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
COLORADO RIVER BASIN REGION**

**CEASE AND DESIST ORDER NO. 84-21**

**ORDER REQUIRING SUN WORLD, INC.,  
TO CEASE AND DESIST FROM DISCHARGING WASTES  
CONTRARY TO REQUIREMENTS PRESCRIBED BY  
THE CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD,  
COLORADO RIVER BASIN REGION**

The California Regional Water Quality Control Board, Colorado River Basin Region, finds that:

1. On July 11, 1979, this Regional Board adopted Order No. 79-67 (NPDES Permit No. CA0104531) prescribing waste discharge requirements for the discharge of wastewater to the Coachella Valley Stormwater Channel.
2. Order No. 79-67 provides, in part, as follows:

**A. Effluent Limitations**

1. Representative samples of wastewater discharged to Coachella Valley Stormwater Channel shall not contain constituents in excess of the following limits:

<u>Constituent</u>	<u>Units</u>	<u>Average Discharge Rate</u>	<u>Daily Maximum Discharge Rate</u>
20°C BOD <sub>5</sub>	lbs/day	13	19
	mg/l	30	45
Suspended Solids	lbs/day	13	19
	mg/l	30	45
Settleable Matter	ml/l	0.5	1.0

2. Compliance with the average values set forth in Effluent Limitation No. A.1. (above) will be established by averaging the results of the last 3 samples collected.

*replaced  
by 87-006*

3. Reports submitted by the discharger in accordance with "Monitoring and Reporting Program No. 79-67" indicate that the discharger is not complying with Effluent Limitation A.1. of Order No. 79-67.
4. Inspections and wastewater sampling conducted by the Regional Board staff indicate that the discharger is not complying with Effluent Limitation A.1. of Order No. 79-67.
5. By letter dated November 14, 1983, the Regional Board notified Sun World, Inc., of the violations of requirements and:
  - a. Requested that the discharger take all necessary action to achieve full compliance;
  - b. Requested that by December 20, 1983, the discharger file with this Board a time schedule of specific actions that the corporation would take whereby correction of the violations will be accomplished; and
  - c. Explained that the Board is scheduling a public hearing on January 18, 1984, for consideration of issuance of a Cease and Desist Order against the corporation.
6. On January 18, 1984, after due notice to the discharger and all other affected persons, the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.
7. Upon the basis of the evidence received, the Regional Board determined that the discharger is violating and is threatening to violate the requirements listed in Finding No. 2, above.
8. On November 20, 1975 this Board adopted Cease and Desist Order No. 75-9 against the discharger, and on May 18, 1977 this Board adopted Addendum No. 1 to Cease and Desist Order No. 75-9. These Orders are not pertinent to current violations of waste discharge requirements and should be rescinded.
9. This enforcement action is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Section 21000, et. seq.) in accordance with Section 15121, Chapter 3, Title 14, California Administrative Code.

**IT IS HEREBY ORDERED THAT:**

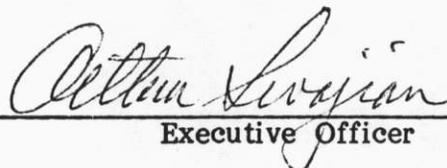
1. Sun World, Inc., cease and desist discharging and threatening to discharge waste contrary to the requirements listed in Finding No. 2, above.

2. Compliance with this Board's discharge requirements be completed according to the following time schedule:

<u>Task</u>	<u>Completion Date</u>	<u>Report of Completion Date</u>
Progress Report		4/15/84
Progress Report		7/15/84
Complete Engineering Design, Acquire Ownership/Lease of Disposal Area and Submit Progress Report	9/01/84	9/15/84
Full Compliance	12/01/84	12/15/84

3. The discharger is required to provide periodic reports to this Board under penalty of perjury, explaining the corporation's progress towards compliance with specific tasks of the compliance time schedule contained in Section 2, immediately above.
4. If, in the opinion of the Executive Officer, Sun World, Inc., fails to comply with provisions of this Order, the Executive Officer is directed to request the Attorney General to take appropriate action against the corporation, including injunction and civil monetary remedies, if appropriate.
5. Cease and Desist Order No. 75-9, and Addendum No. 1 to Cease and Desist Order No. 75-9 are hereby rescinded.

I, Arthur Swajian, Executive Officer, do hereby certify the foregoing is a full, true and correct copy of an Order adopted by the California Regional Water Quality Control Board, Colorado River Basin Region, on January 18, 1984.

  
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 Executive Officer

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
COLORADO RIVER BASIN REGION**

**ADDENDUM NO. 1  
TO  
CEASE AND DESIST ORDER NO. 84-21**

**ORDER AMENDING TIME SCHEDULE BY WHICH  
SUN WORLD, INC. SHALL CEASE AND DESIST FROM DISCHARGING  
WASTES CONTRARY TO REQUIREMENTS PRESCRIBED BY THE  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
COLORADO RIVER BASIN REGION**

The California Regional Water Quality Control Board, Colorado River Basin Region, finds that:

1. On July 11, 1979, this Regional Board adopted Order No. 79-67 (NPDES NO. CA0104531) prescribing waste discharge requirements for the discharge of wastewater by the Sun World, Inc. carrot packing plant in Thermal to the Coachella Valley Storm Water Channel.
2. On January 18, 1984, the Board issued Cease and Desist Order No. 84-21 against Sun World, Inc. ordering that Sun World, Inc. cease and desist from discharging wastes contrary to requirements listed in Finding No. 2 of said Order, and ordering compliance in accordance with a time schedule set forth in said Cease and Desist Order.
3. Evidence has subsequently been submitted which indicates that compliance within the time schedule contained in Cease and Desist Order No. 84-21 cannot be achieved under the plan that Sun World, Inc. had proposed on January 18, 1984.
4. Sun World, Inc. has submitted a revised plan, dated September 13 1984, wherein it proposes to install and operate additional treatment and discharge facilities towards providing compliance with the waste discharge requirements contained in the Regional Board Order No. 79-67.
5. The operational evaluation of said plan would require a time factor extending at least to March 1, 1985, after design and installation of the additional waste treatment and discharge facilities.
6. The Board has notified Sun World, Inc. and interested agencies and persons of its intent to adopt a revised time schedule for compliance with this Board's Cease and Desist Order No. 84-21.
7. The Board in a public hearing heard and considered all comments pertaining to Sun World Inc.'s ability to achieve compliance.

*replaced  
87-006*

IT IS HEREBY ORDERED, that

Sun World, Inc. shall comply with the following time schedule to assure compliance with this Order:

1. On or before December 1, 1984, install additional waste treatment and discharge facilities which in its judgment should provide compliance with the waste discharge requirements listed in Finding No. 2 of said Cease and Desist Order No. 84-21; and shall report to the Regional Board by December 15, 1984 concerning what was installed.
2. Properly operate and maintain the waste treatment and discharge facilities.
3. Conduct monthly sampling and analyses of the waste discharge to Coachella Valley Storm Water Channel for the following:

<u>Constituent</u>	<u>Unit</u>
20°C BOD <sub>5</sub>	mg/l
Suspended Solids	mg/l
Settleable Matter	ml/l

The above sampling shall be conducted on discharge dates which are closest to the beginning of each operating month, beginning with January 1, 1985. Reports of analyses shall be submitted to the Regional Board by the following 15th of the month.

4. Submit monthly reports regarding the following:
  - a. Dates of discharge to Coachella Valley Storm Water Channel.
  - b. Volume of discharges to Coachella Valley Storm Water Channel, in gallons-per-day (gpd).
  - c. Location(s) of discharge of waste solids (muds), including number and size(s) of truckloads.

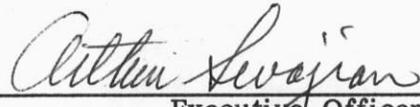
These reports shall be submitted by the 15th day of each succeeding month.

5. Provide reasonable availability of the manager in charge of waste treatment and discharge facilities, to work with the staff of the Regional Board towards evaluating the operational output of the waste treatment and discharge facilities.
6. Submit a technical report by April 1, 1985 on the operational output of the waste treatment and discharge facilities, and the feasibility of providing any necessary additional facilities to provide compliance with the requirements contained in Board Order No. 79-67.
7. Provide full compliance with the requirements contained in the Board's Order No. 79-67 by December 1, 1985, and submit a report of compliance by December 15, 1985.

Except as modified in this Addendum No. 1, Cease and Desist Order No. 84-21 remains in full force and effect.

This Order shall become effective 10 days after the date of its adoption provided the Regional Administrator, Environmental Protection Agency, has no objections. If the Regional Administrator objects to its issuance this Order shall not become effective until such objection is withdrawn.

I, Arthur Swajian, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Colorado River basin Region, on September 19, 1984.

  
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Executive Officer