

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515

MANDATORY PENALTY
IN THE MATTER OF

CALIFORNIA DAIRIES, INC.
TIPTON MILK PROCESSING FACILITY
TULARE COUNTY

This Order is issued to California Dairies, Inc. (hereafter "Discharger" or "CDI"), formerly doing business as California Milk Producers Incorporated, pursuant to California Water Code (CWC) section 13385, which authorizes the imposition of Administrative Civil Liability ("ACL"). This Order is based on findings that the Discharger violated provisions of Waste Discharge Requirements Orders 94-295 and R5-2008-0114, National Pollutant Discharge Elimination System (NPDES) Permit No. CA0082805, at its Tipton Milk Processing Facility (the "Facility").

The Assistant Executive Officer of the California Regional Water Quality Control Board, Central Valley Region ("Central Valley Water Board" or "Board") finds the following:

1. The Discharger owns and operates a milk processing facility in Tipton, Tulare County. Treated wastewater is discharged to unlined storage ponds. The Discharger installed an irrigation pumping station to discharge stored effluent from the ponds to Morrison Ditch for use as irrigation supply. Morrison Ditch flows into the Casa Blanca Canal; both are operated by the Lower Tule River Irrigation District. The district's distribution system is hydraulically connected to the Tule River.
2. On 28 October 1994, the Central Valley Water Board issued Order 94-295 for California Milk Producers Incorporated, now doing business as CDI, to regulate the Facility's discharge of treated wastewater to Morrison Ditch (Discharge Point 001), as well as to the storage ponds (Discharge Point 002). Order 94-295 included Monitoring and Reporting Program 94-295 and Standard Provisions and Reporting Requirements for Waste Discharge Requirements (National Pollutant Discharge Elimination System) dated 1 March 1991 (Standard Provisions).
3. On 31 July 2008, the Central Valley Water Board issued Waste Discharge Requirements Order R5-2008-0114 (NPDES No. CA0082805) to CDI to regulate the Facility's discharge of treated wastewater to Morrison Ditch (Discharge Point 001), as well as to the storage ponds (Discharge Point 002). Order R5-2008-0114 prescribed new requirements for the discharge and rescinded Order 94-295.
4. CWC section 13385 requires the assessment of mandatory penalties and states, in part, the following:
 - (h)(1) Notwithstanding any other provision of this division, and except as provided in subdivisions (j), (k), and (l), a mandatory minimum penalty of three thousand dollars (\$3,000) shall be assessed for each serious violation.

(2) For the purposes of this section, a “serious violation” means any waste discharge that violates the effluent limitations contained in the applicable waste discharge requirements for a Group II pollutant, as specified in Appendix A to Section 123.45 of Title 40 of the Code of Federal Regulations, by 20 percent or more or for a Group I pollutant, as specified in Appendix A to Section 123.45 of Title 40 of the Code of Federal Regulations, by 40 percent or more.

(i)(1) Notwithstanding any other provision of this division, and except as provided in subdivisions (j), (k), and (l), a mandatory minimum penalty of three thousand dollars (\$3,000) shall be assessed for each violation whenever the person does any of the following four or more times in any period of six consecutive months, except that the requirement to assess the mandatory minimum penalty shall not be applicable to the first three violations:

(A) Violates a waste discharge requirement effluent limitation.

(B) Fails to file a report pursuant to Section 13260.

(C) Files an incomplete report pursuant to Section 13260.

(D) Violates a toxicity effluent limitation contained in the applicable waste discharge requirements where the waste discharge requirements do not contain pollutant-specific effluent limitations for toxic pollutants

(2) For the purposes of this section, a “period of six consecutive months” means the period commencing on the date that one of the violations described in this subdivision occurs and ending 180 days after that date.

5. CWC section 13385.1(a)(1) states:

For purposes of subdivision (h) of Section 13385, a “serious violation” also means a failure to file a discharge monitoring report required pursuant to Section 13383 for each complete period of 30 days following the deadline for submitting the report, if the report is designed to ensure compliance with limitations contained in waste discharge requirements that contain effluent limitations.

6. CWC section 13385.1(c) defines an “effluent limitation” as “a numeric restriction or a numerically expressed narrative restriction, on the quantity, discharge rate, concentration, or toxicity units of a pollutant or pollutants that may be discharged from an authorized location.” This definition clarified which “effluent limitations” were subject to mandatory minimum penalties (MMPs) under CWC section 13385.

7. Effluent Limitation B.2 of Order 94-295 included, in part, the following effluent limitations:

<u>Constituent/Parameter</u>	<u>Units</u>	<u>30-day Average</u>	<u>7-day Median</u>	<u>Daily Maximum</u>
BOD ₅ ¹	mg/L	40		80
TSS ²	mg/L	40		80

<u>Constituent/Parameter</u>	<u>Units</u>	<u>30-day Average</u>	<u>7-day Median</u>	<u>Daily Maximum</u>
Settleable Solids	ml/L	0.1		0.5
TCO ³	MPN ⁴ /100 ml		23	240
Boron	mg/L			1.0
pH	pH units			6-9

¹ Five-day biochemical oxygen demand

² Total suspended solids

³ Total coliform organisms

⁴ Most probable number

8. The effluent flow limitation prescribed by Order 94-295, Effluent Limitation B.4, stated, in part, the following: “The discharge at Discharge Point 001 or Discharge Point 002 shall not exceed 2.5 mgd [million gallons per day].” The maximum discharge capacity of CDI’s two irrigation pumps, as reflected in its April 1994 Design Report submitted to the Central Valley Water Board in 1994, exceeds 2.5 mgd. CDI’s use of the full capacity of these pumps has led to certain violations of the flow limitation.
9. The effluent EC limitation prescribed by Order 94-295, Effluent Limitation B.5, stated: “Mineralization, as measured by electrical conductivity (EC), shall not exceed the average EC of the source water plus 500 µmhos/cm, or a maximum of 1000 µmhos/cm, whichever is less.” Effluent Limitation B.5 expressed the limitation in the implementation chapter of the first edition of the Water Quality Control Plan, Tulare Lake Basin (1975) (the “Basin Plan”). This same limitation, slightly modified, was included in the second edition of the Basin Plan, adopted in 1995.
10. Monitoring and Reporting Program 94-295 required, in part, the following monitoring of Discharge Point 001: weekly monitoring for BOD₅, TSS, and EC; daily monitoring for settleable solids and pH; weekly monitoring for TCO; and monthly monitoring for chloride and boron. It also required monthly monitoring of source water EC.
11. Order R5-2008-0114 includes the following effluent limitations at Discharge 001, with compliance monitored at Monitoring Location EFF-001 (except as noted below):

<u>Constituent/Parameter</u>	<u>Units</u>	<u>Daily Maximum</u>	<u>7-sample Median</u>	<u>Monthly Average</u>
BOD ₅	mg/L	80		40
	lb/day	800		400
TSS	mg/L	80 ¹		40 ¹
	lb/day	1004 ¹		499 ¹
Settleable Solids	ml/L	0.5		0.1
TCO	MPN/100 ml	240	23	

<u>Constituent/Parameter</u>	<u>Units</u>	<u>Daily Maximum</u>	<u>7-sample Median</u>	<u>Monthly Average</u>
Boron, Total Recoverable	mg/L			1.0
pH	pH units	6.5 – 8.3		

¹ Compliance shall be determined at Monitoring Location DS-002 [to the unlined ponds].

12. Order R5-2008-0114 prescribes an effluent limitation for flow (Effluent Limitation A.1.b) that states: “The maximum daily discharge from Discharge Point 001 shall not exceed 4.32 million gallons. The calendar monthly discharge shall not exceed a total of 40 million gallons.”
13. Order R5-2008-0114 prescribes an effluent EC limitation that implements the mineralization requirement of the Basin Plan and specifies the manner in which compliance is to be determined. The effluent EC limitation of Order R5-2008-0114 (Effluent Limitation A.1.d) states:

Electrical Conductivity. Effluent annual average EC shall not exceed the annual flow-weighted average EC of the source water plus 500 µmhos/cm, or a total of 1,000 µmhos/cm, whichever is more stringent. (For compliance determination, see Section VII.C) [presented below].

Effluent Annual Average Electrical Conductivity. Compliance with the limit will be determined monthly by comparing the annual rolling average of the weekly data submitted for effluent EC and the annual rolling average of the monthly flow-weighted data submitted for the source water EC.
14. Compliance with Order 94-295, Effluent Limitation B.5, which limits EC, was not specifically defined in that Order and may be interpreted in different ways. Order R5-2008-0114 recognized this, and provided a definition for determining compliance with Effluent Limitation B.5 that is designed to implement the same mineralization requirements contained in the Basin Plan. Board staff reviewed the Discharger’s self-monitoring reports covering the period from 1 January 2000 through 30 July 2008 (hereafter review period) using the compliance evaluation procedures contained in Order R5-2008-0114 to determine compliance with the effluent EC limitation in Order 94-295. Such use of more detailed compliance procedures is a rational means of determining compliance with Effluent Limitation B.5 in Order 94-295.
15. Monitoring and Reporting Program 94-295 required CDI to submit self-monitoring reports to the Board by the 20th day of the month following sample collection.
16. On 27 October 2008, staff met with the Discharger and presented the Discharger with a draft Record of Violations identifying 282 violations of Order 94-295 that occurred during the review period and that are subject to MMPs, including violations of the effluent EC limitation using the approach described in Finding 14.

17. On 9 December 2008, the Assistant Executive Officer of the Central Valley Water Board, Fresno Office, provided the Discharger an opportunity to settle the liability through issuance of Conditional Early Settlement Offer R5-2008-0629 (Offer) in the amount of eight hundred forty-six thousand dollars (\$846,000). The Offer included Exhibit A, a Record of Violations detailing the 282 violations identified as subject to MMPs. The Offer stated if “significant comments are received in opposition to the settlement, the matter may be set for a hearing before the Central Valley Water Board via the traditional issuance of an Administrative Civil Liability Complaint pursuant to CWC section 13323.”
18. On 16 January 2009, California Sportfishing Protection Alliance (CSPA) submitted comments to the Central Valley Water Board in opposition to the Offer. The comments were sufficiently significant to warrant the withdrawal of the Offer.
19. Attachment A, a part of this Order, identifies 476 violations subject to MMPs and 3 violations exempt from MMPs. The cited violations include those identified in the Offer’s Exhibit A, as well as 191 violations of effluent flow limitations not initially identified in the Offer’s Exhibit A. The 476 violations identified as subject to MMPs in Attachment A are comprised of the following:
 - 3 serious late report violations,
 - 112 serious violations of effluent limitations for Group I pollutants (i.e., each value exceeds the prescribed limitation by more than 40 percent),
 - 54 chronic violations of effluent limitations for Group I pollutants, and
 - 307 chronic violations of other effluent limitations including 191 violations of effluent flow limitations not initially identified in the Offer’s Exhibit A.
20. On 19 February 2009, the Executive Officer of the Central Valley Water Board withdrew the Offer and issued the Discharger Administrative Civil Liability Complaint R5-2009-0505 (Complaint) and tentatively set the matter for a hearing at the 23/24 April 2009 Board meeting. The Complaint proposed that the Discharger pay one million four hundred and twenty-eight thousand dollars (\$1,428,000) in civil liability for 476 violations pursuant to CWC section 13385. The Discharger subsequently waived its right to a hearing on the Complaint within 90 days, and engaged the Board’s Prosecution Team in settlement negotiations.
21. On 9 February 2010, Board staff issued the Discharger a letter enclosing an addendum to the Record of Violations, which included additional violations subject to mandatory minimum penalties that occurred from 29 January 2007 to 30 July 2008. The addendum identified an additional 90 violations of the effluent flow limitation that occurred during the review period that were inadvertently omitted in the Complaint. CDI did not submit any comments or corrections to the addendum. Staff subsequently dismissed two of these violations when, upon re-evaluation, staff determined that the reported result equaled the

limitation of 2.5 mgd after the reported four significant figure amount was rounded to two significant figures.

22. Attachment B, a part of this Order, identifies the 88 additional violations of the effluent flow limitation subject to MMPs that were identified in the 9 February 2010 staff letter. The additional violations increase CDI's outstanding liability by two hundred sixty-four thousand dollars (\$264,000) bringing CDI's total liability to **one million six hundred ninety-two thousand dollars (\$1,692,000)** for violations subject to MMPs that occurred during the review period.
23. By 16 September 2010 letter, Board staff provided the Discharger with a draft Record of Violations that identified 86 violations of Order R5-2008-0114 subject to MMPs that occurred during the period from 31 July 2008 through 31 July 2010. On 30 September 2010, Board staff discussed the cited violations with the Discharger and, as a result, determined an additional 11 violations subject to MMPs that occurred during this period. Attachment C, a part of this Order, identifies 97 violations of Order R5-2008-0114 subject to MMPs that occurred during this period. The additional violations increase CDI's outstanding liability by two hundred ninety-one thousand dollars (\$291,000) bringing CDI's total liability to **one million nine hundred eighty-three thousand dollars (\$1,983,000)** for violations subject to MMPs that occurred during the period from 1 January 2000 through 31 July 2010. Attachment D, a part of this Order, presents a table that summarizes CDI's total liability for violations subject to MMPs that occurred during the period from 1 January 2000 through 31 July 2010.
24. All violations addressed by this Order have been entered into the California Integrated Water Quality System (CIWQS) database. Many violations that had been initially entered into CIWQS for exceedances of effluent limitations were subsequently re-assessed and determined not to be subject to mandatory minimum penalties. These include:
 - a. 14 violations of the monthly average effluent settleable solids limitation where the reported detection limit of less than 0.2 ml/L exceeded the limitation of 0.1 ml/L;
 - b. 2 violations of the daily maximum effluent TCO limitation where the reported detection limit of less than 300 MPN/100 ml exceeded the limitation of 240 MPN/100 ml;
 - c. 21 violations of the daily maximum effluent flow limitation because the reported result equaled the limitation of 2.5 mgd after the reported four significant figure amount was rounded to two significant figures; and
 - d. 276 violations of the effluent EC limitation, which were determined not to be violations after Board staff re-evaluated the reported values using the effluent EC limitation compliance methodology prescribed in Order R5-2008-0114.
25. Pursuant to CWC section 13385(l), a discharger may satisfy part of the monetary assessment imposed in an ACL Order that settles mandatory minimum penalties by completing or funding one or more Supplemental Environmental Projects ("SEPs").

CWC section 13385(l) states, in relevant part, that:

(1) In lieu of assessing penalties pursuant to subdivision (h) or (i) [of CWC section 13385], the state board or regional board, with the concurrence of the discharger, may direct a portion of the penalty amount to be expended on a supplemental environmental project in accordance with the enforcement policy of the state board. If the penalty amount exceeds fifteen thousand dollars (\$15,000), the portion of the penalty amount that may be directed to the expended on a supplemental environmental project may not exceed fifteen thousand dollars (\$15,000) plus 50 percent of the penalty amount that exceeds fifteen thousand dollars (\$15,000).

(2) For the purposes of this section, a “supplemental environmental project” means an environmentally beneficial project that a person agrees to undertake, with the approval of the regional board, that would not be undertaken in the absence of an enforcement action under this section.

26. On 3 February 2009, the State Water Resources Control Board (“State Water Board”) adopted the *Policy on Supplemental Environmental Projects* (“SEP Policy”). The SEP Policy identifies the criteria that should be considered when a regional water board considers a SEP as part of a settlement.
27. On 22 February 2010, CDI submitted a proposal to fund and implement two SEPs as part of the settlement of its outstanding liability. The first proposed SEP is a \$200,000 project involving the construction and evaluation of a test well for the Pixley Public Utility District, as part of its efforts to mitigate the arsenic contamination of three of its four municipal supply wells (the “Pixley SEP”). The second SEP is a \$1,950,000 project to add dissolved air flotation (“DAF”) to the Tipton Facility’s wastewater treatment facility (the “DAF SEP”). On 30 March 2010 and 27 July 2010, CDI submitted additional information regarding the proposed DAF SEP. Attachment E, a part of this Order, provides details of the two SEP proposals.

CDI’s two proposed SEPs satisfy the criteria established in the SEP Policy for the following reasons:

Pixley SEP: The Pixley SEP, described in Attachment E, consists of drilling a test well and performing geologic analysis for the unincorporated community of Pixley, located three miles south of the Tipton Facility. The Pixley Public Utility District provides water and sewage service to the community and it urgently needs new sources of drinking water, as its current wells produce water that contains naturally-occurring arsenic at concentrations that exceed 10 ug/L, which is the State primary maximum contaminant level.

- Nexus: The SEP Policy states that, “there must be a relationship between the nature or location of the violation and the nature or location of the proposed SEP.” The location of the Pixley well sites is within three miles of the location of the Tipton Facility.

- The measures in the SEP go “above and beyond the otherwise applicable obligations of the discharger”; CDI has no obligation to fund this SEP, nor does it relate to any of CDI’s plant operations.
- The Pixley SEP will “directly benefit or *study* groundwater or surface water quality or quantity, and the beneficial uses of waters of the state.”
- The Pixley SEP is a “study or investigation,” which is among the list of examples of SEPs that are sanctioned in the SEP Policy.
- The Pixley SEP does not directly benefit the Central Valley Water Board’s functions, its members, its staff, or family of members and staff.
- CDI has the institutional stability and capacity to complete the Pixley SEP.
- The Pixley SEP includes success criteria and requirements for monitoring to track the success of the project.

DAF SEP: This project is an investment in infrastructure that will enable CDI Tipton to convert its NPDES-permitted surface water discharge to a non-15 discharge by adding an additional level of treatment to the Tipton Facility’s wastewater treatment. This additional level of treatment is not required by Orders issued by the Central Valley Water Board.

- Nexus: The SEP Policy states that, “A nexus exists if the project remediates or reduces the probable overall environmental or public health impacts or risks to which the violation at issue contributes, or if the project is designed to reduce the likelihood that similar violations will occur in the future.” The DAF SEP will facilitate the complete removal of CDI’s discharge to Morrison Ditch, thereby helping to eliminate the threat that similar violations will occur in the future.
- The elimination of a 40-million gallon per month discharge of dairy processing waste to waters of the United States will benefit surface water quality. The discharge currently exhibits reasonable potential to cause excursions above water quality standards for ammonia, salinity, settleable solids, total coliform organisms, and zinc. The discharge also contains arsenic, Bis (2-ethylhexyl) phthalate, and dioxin, though not at levels high enough to exhibit reasonable potential. The DAF SEP will directly benefit surface water quality by eliminating discharges of pollutants into surface waters.
- The DAF SEP will support the stated aspirational goal of the federal Clean Water Act, which was to eliminate the discharge of pollutants to waters of the United States by 1985.
- The conversion of a surface water discharge to a non-15 discharge is not excluded by either the State Water Board’s Enforcement Policy or the State Water Board’s Policy on Supplemental Environmental Projects. The measures in the DAF SEP go “above and beyond the otherwise applicable obligations of the discharger,” as CDI has no

obligation to invest in the infrastructure to convert the surface water discharge into a discharge to land.

- The DAF SEP does not directly benefit the Central Valley Water Board's functions, its members, its staff, or family of members and staff.
- CDI has the institutional stability and capacity to complete the DAF SEP.
- The DAF SEP includes success criteria and requirements for monitoring to track the success of the project.

28. In accordance with CWC section 13385(l)(1), the maximum amount of the penalty assessed in this Order that may be expended on CDI's proposed SEPs is **\$999,000**. This amount will be allocated in this ACL Order as follows: **\$200,000 for the Pixley SEP and \$799,000 for the DAF SEP**.
29. The SEP Policy states that Orders allowing SEPs that require oversight by the Regional Boards shall only be approved if the full costs of such oversight are covered by the Discharger. The Central Valley Water Board estimates that 30 hours shall be spent reviewing submittals verifying that the SEPs have been performed according to this Order. At \$150 per hour, oversight costs will be set at **\$4,500**. This cost will be added to the amount that must be paid to the State Water Pollution Cleanup and Abatement Account within 30 days of the issuance of this Order.
30. The violations addressed herein constitute all known violations subject to MMPs from 1 January 2000 through 31 July 2010, and the Central Valley Water Board finds no other violations subject to MMPs for this time period.
31. This Order does not propose to assess a discretionary penalty above the minimum required by CWC sections 13385(h)(1), 13385.1(a)(1), and 13385(i).
32. On 23 April 2009, the Central Valley Water Board delegated the authority to issue Administrative Civil Liability Orders, where the matter is not contested by the Discharger, to the Executive Officer, or to an Assistant Executive Officer when the Executive Officer is serving as head of the Board's Prosecution Team (Resolution R5-2009-0027). Pamela Creedon is serving as the head of the Board's Prosecution Team for this matter, and therefore Assistant Executive Officer Kenneth Landau has the authority to issue this Order.
33. Issuance of this Administrative Civil Liability Order to enforce CWC Division 7, Chapter 5.5 is exempt from the provisions of the California Environmental Quality Act (Pub. Resources Code § 21000 et seq.), in accordance with California Code of Regulations, title 14, section 15321(a)(2).
34. This Order constitutes a settlement of the violations herein identified. Upon the effective date of the Order, the Central Valley Water Board waives, releases and discharges CDI from any and all claims, liabilities, fines, penalties, damages and costs related directly or indirectly to any violations of Order 94-295 and Order R5-2008-0114 occurring on or

before the review period of 1 January 2000 through 31 July 2010. And, except for the express obligations set forth in the Order, the Central Valley Water Board covenants not to assert or file any administrative or judicial complaints or orders relating to any violations occurring before or during the review period. Compliance with the obligations set forth in the Order shall constitute a full and final satisfaction of all of Discharger's liabilities and obligations relating to the violations described herein. Notice of this settlement was published on the Central Valley Water Board's website and was provided to all interested parties. The 30-day public notice and comment period mandated by Federal regulations (40 CFR 123.27) has expired.

35. This is a settlement of a disputed claim. Nothing herein shall be construed as an admission of any fact or legal issue by CDI nor as a waiver of any defense or right. CDI expressly reserves all of its rights and defenses.

IT IS HEREBY ORDERED that, pursuant to California Water Code sections 13385(a), (h), (i), and (l), Administrative Civil Liability Complaint R5-2009-0505 is settled in the following manner:

1. California Dairies, Inc., its agents, successors and assigns, shall be assessed Administrative Civil Liability in the amount of **one million nine hundred eighty-three thousand dollars (\$1,983,000)**.
2. By **30 days**, California Dairies, Inc. shall submit payment of **nine hundred eighty-eight thousand five hundred dollars (\$988,500)** to the State Water Board's Cleanup and Abatement Account. The payment amount equals the sum of the \$984,000 MMP liability and \$4,500 staff oversight costs described in Finding 29. Payment shall be in the form of a check made payable to the "State Water Pollution Cleanup and Abatement Account" and shall have the number of this ACL Order written upon it. The check shall be mailed to the Central Valley Water Board Fresno Office, 1685 E Street, Fresno, CA 93706.
3. The remaining **nine hundred ninety-nine thousand dollars (\$999,000)** penalty shall be permanently suspended upon the Discharger's completion its two supplemental environmental projects in accordance with this Order:

<u>Task / Deliverable</u>	<u>Compliance Date (days after Order issuance)</u>
a. Submit a copy of the engineering specifications for the DAF SEP	45 days
b. Submit a copy of the agreement between California Dairies, Inc. and the Pixley Public Utility District for the Discharger to fund the Pixley SEP	60 days

<u>Task / Deliverable</u>	<u>Compliance Date (days after Order issuance)</u>
c. Submit a copy of the executed contract and scope of work with the consultant selected to implement the Pixley SEP	60 days
d. Submit a copy of the Pixley SEP Engineering Report and documentation showing how much money was spent on the Pixley SEP, including copies of invoices from the consultant retained to do the work and from subcontractors and/or equipment vendors paid as part of the project.	400 days
e. Submit certification by a California-registered civil engineer that the DAF SEP has been completed as proposed and documentation showing how much money was spent on the DAF SEP, including copies of invoices from the consultant(s) retained to do the work and from subcontractors and/or equipment vendors paid as part of project implementation.	450 days
<p>4. The Assistant Executive Officer shall extend the abovementioned deadlines if the Discharger demonstrates that unforeseeable contingencies or any force majeure events have created delays, provided that the Discharger continues to undertake all appropriate measures to meet the deadlines. The Discharger shall make any deadline extension request in writing. Under no circumstances may the completion of the two Supplemental Environmental Projects extend past five (5) years from issuance of this Order.</p>	
<p>5. Beginning with the first quarter of 2011, the Discharger shall submit <i>Quarterly Compliance Status Reports</i>. The reports shall describe all work completed during the calendar quarter to comply with this ACL Order. <i>Quarterly Compliance Status Reports</i> shall be submitted by the 1st day of the second month following the quarter for which the report is prepared (e.g., the first quarterly report is due by 1 May).</p>	
<p>6. If, in the judgment of the Assistant Executive Officer, the Discharger has failed to substantially complete the two Supplemental Environmental Projects in accordance with the specified time schedule, the Assistant Executive Officer shall provide notice of same to the Discharger and shall provide the Discharger with a reasonable opportunity to complete the two Supplemental Environmental Projects and cure any deficiency. If, after such notice and cure period has expired, the Discharger has still failed to substantially complete the two Supplemental Environmental Projects, the Discharger must submit payment of the suspended mandatory minimum penalty (\$200,000 for the Pixley SEP and \$799,000 for the DAF SEP) within 30 days of notification by the Assistant Executive Officer of such failure provided, however, that if partial completion of a Supplemental Environmental Project has resulted in benefit or study of groundwater or surface water quality or quantity, a portion of the suspended mandatory minimum penalty equivalent to the percentage of the work on the SEP that has been successfully completed shall</p>	

remain permanently suspended. In the event of any dispute over such portion that shall remain suspended, the Discharger and the Assistant Executive Officer shall meet and confer to reach agreement on a reasonable sum that shall remain permanently suspended. The payment shall be in the form of a check made payable to the "State Water Pollution Cleanup and Abatement Account" and shall have the number of this ACL Order written upon it. The check shall be mailed to the Central Valley Water Board Fresno Office, 1685 E Street, Fresno, CA 93706

7. Should the Discharger fail to take any of the above actions, the Assistant Executive Officer may refer the matter to the State Attorney General for enforcement of the terms of this Order.
8. This Order shall constitute a settlement, and full and final satisfaction, of all of Discharger's obligations and liabilities for claims, liabilities, penalties, fines, damages, attorney's fees and costs relating to the violations identified herein. The Central Valley Water Board waives, releases and discharges Discharger from any and all claims, liabilities, fines, penalties, damages and costs related directly or indirectly to any violations of Order 94-295 and Order R5-2008-0114 occurring before or during the review period of 1 January 2000 and 31 July 2010. And, except for the express obligations set forth in the Order, the Central Valley Water Board covenants not to assert, or file any administrative or judicial complaints or orders relating to any violations occurring during the review period.

Any person aggrieved by this action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with CWC section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at:

http://www.waterboards.ca.gov/public_notices/petitions/water_quality

or will be provided upon request.

Original signed by:

11 February 2011

KENNETH D. LANDAU
Assistant Executive Officer

DATE

Attachment A: Record of Violations from 1 January 2000 through 30 July 2008

Attachment B: Addendum to Record of Violations from 27 January 2007 through 30 July 2008

Attachment C: Record of Violations from 31 July 2008 through 31 July 2010

Attachment D: Summary of all Violations and Total Liability

Attachment E: Proposed Supplemental Environmental Projects

ATTACHMENT A
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
MANDATORY PENALTY
CALIFORNIA DAIRIES, INC.
TIPTON MILK PROCESSING FACILITY

RECORD OF VIOLATIONS (1 January 2000 – 30 July 2008) MANDATORY PENALTIES
(Data reported under Monitoring and Reporting Program 94-295)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
789339	1/3/2002	OEV	1M-2M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 1/3/02 to 2/11/02)	EXEMPT
789340	1/7/2002	OEV	1M-2M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 1/7/02 to 2/18/02)	EXEMPT
789341	1/14/2002	OEV	1M-2M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 1/14/02 to 2/25/02)	EXEMPT
751525	1/14/2002	OEV	1M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
751527	1/22/2002	OEV	1M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
789342	1/22/2002	OEV	1M-4M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 1/22/02 to 4/22/02)	CHRONIC
789343	1/29/2002	OEV	1M-4M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 1/29/02 to 4/29/02)	CHRONIC
222917	1/31/2002	CAT1	1M; TSS; 40; mg/L; M; 65.5	SERIOUS
789345	2/4/2002	OEV	2M-9M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 2/4/02 to 9/11/02)	CHRONIC
751532	2/11/2002	OEV	2M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
222982	2/11/2002	CAT1	2M; TSS; 80; mg/L; D; 92	CHRONIC
807164	2/11/2002	OEV	2M-11M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 2/11/02 to 11/11/02)	CHRONIC
789317	2/18/2002	OEV	2M-11M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 2/18/02 to 11/18/02)	CHRONIC
751536	2/18/2002	OEV	2M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
789318	2/25/2002	OEV	2M-12M; TCO; 23; MPN/100 ml; 7-day Median; 1100 (7 samples from 2/25/02 to 12/17/02)	CHRONIC
751533	2/25/2002	OEV	2M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
222981	2/28/2002	CAT1	2M; BOD; 40; mg/L; M; 42	CHRONIC
222983	2/28/2002	CAT1	2M; TSS; 40; mg/L; M; 70	SERIOUS
789319	4/22/2002	OEV	4M-12M; TCO; 23; MPN/100 ml; 7-day Median; 240 (7 samples from 4/22/02 to 12/23/02)	CHRONIC
751534	4/22/2002	OEV	4M; TCO; 240; MPN/100 ml; D; 9300	CHRONIC
789320	4/29/2002	OEV	4M-1M; TCO; 23; MPN/100 ml; 7-day Median; 240 (7 samples from 4/29/02 to 1/20/03)	CHRONIC
223386	4/30/2002	CAT1	4M; TSS; 40; mg/L; M; 42	CHRONIC

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807165	9/11/2002	OEV	9M-2M; TCO; 23; MPN/100 ml; 7-day Median; 240 (7 samples from 9/11/02 to 2/18/03)	CHRONIC
751839	9/11/2002	CAT1	9M; SS; 0.1; ml/L; M; 0.4	SERIOUS
789331	9/11/2002	OEV	9M; TCO; 23; MPN/100 ml; 7-day Median; 1100	CHRONIC
751537	9/11/2002	OEV	9M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
790378	9/30/2002	OEV	9M; EC; SW EC of 225 + 500 = 725; umhos/cm; 732	CHRONIC
790379	10/31/2002	OEV	10M; EC; SW EC of 222 + 500 = 722; umhos/cm; 762	CHRONIC
789334	11/11/2002	OEV	11M-3M; TCO; 23; MPN/100 ml; 7-day Median; 240 (7 samples from 11/11/02 to 3/3/03)	CHRONIC
789335	11/18/2002	OEV	11M; TCO; 23; MPN/100 ml; 7-day Median; 240 (7 samples from 11/18/02 to 4/7/03)	CHRONIC
751539	11/25/2002	CAT1	11M; TSS; 80; mg/L; D; 86	CHRONIC
790380	11/30/2002	OEV	11M; EC; SW EC of 224 + 500 = 724; umhos/cm; 822	CHRONIC
789336	12/17/2002	OEV	12M-6M; TCO; 23; MPN/100 ml; 7-day Median; 240 (7 samples from 12/17/02 to 6/2/03)	CHRONIC
751540	12/19/2002	CAT1	12M; SS; 0.5; ml/L; D; 1.0	SERIOUS
789257	12/23/2002	OEV	12M; TCO; 240; MPN/100 ml; D; >460	CHRONIC
790381	12/31/2002	OEV	12M; EC; SW EC of 221 + 500 = 721; umhos/cm; 856	CHRONIC
790133	1/15/2003	OEV	1M; Flow; 2.5; mgd; D; 3.7	CHRONIC
754634	1/16/2003	OEV	1M; Flow; 2.5; mgd; D; 3.0	CHRONIC
754635	1/17/2003	OEV	1M; Flow; 2.5; mgd; D; 2.9	CHRONIC
754636	1/19/2003	OEV	1M; Flow; 2.5; mgd; D; 2.6	CHRONIC
789261	1/20/2003	OEV	1M; TCO; 240; MPN/100 ml; D; 460	CHRONIC
754638	1/20/2003	OEV	1M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790360	1/27/2003	CAT1	1M; BOD; 80; mg/L; D; 190	SERIOUS
790369	1/27/2003	CAT1	1M; TSS; 80; mg/L; D; 225	SERIOUS
790345	1/31/2003	CAT1	1M; BOD; 40; mg/L; M; 121	SERIOUS
790382	1/31/2003	OEV	1M; EC; SW EC of 222 + 500 = 722; umhos/cm; 904	CHRONIC
790368	1/31/2003	CAT1	1M; TSS; 40; mg/L; M; 132	SERIOUS
790350	2/28/2003	CAT1	2M; BOD; 40; mg/L; M; 44	CHRONIC

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790383	2/28/2003	OEV	2M; EC; SW EC of 221 + 500 = 721; umhos/cm; 941	CHRONIC
790613	2/28/2003	CAT1	2M; SS; 0.1; ml/L; M; 0.2	SERIOUS
790371	2/28/2003	CAT1	2M; TSS; 40; mg/L; M; 44	CHRONIC
790353	3/30/2003	CAT1	3M; BOD; 40; mg/L; M; 48	CHRONIC
790372	3/30/2003	CAT1	3M; TSS; 40; mg/L; M; 46	CHRONIC
790384	3/31/2003	OEV	3M; EC; SW EC of 220 + 500 = 720; umhos/cm; 943	CHRONIC
790616	4/7/2003	CAT1	4M; Boron; 1.0; mg/L; D; 1.4	SERIOUS
790357	4/30/2003	CAT1	4M; BOD; 40; mg/L; M; 69	SERIOUS
790385	4/30/2003	OEV	4M; EC; SW EC of 219 + 500 = 719; umhos/cm; 962	CHRONIC
790373	4/30/2003	CAT1	4M; TSS; 40; mg/L; M; 64	SERIOUS
790375	5/27/2003	CAT1	5M; TSS; 80; mg/L; D; 100	CHRONIC
790386	5/31/2003	OEV	5M; EC; SW EC of 221 + 500 = 721; umhos/cm; 933	CHRONIC
790374	5/31/2003	CAT1	5M; TSS; 40; mg/L; M; 100	SERIOUS
790617	6/2/2003	CAT1	6M; Boron; 1.0; mg/L; D; 1.5	SERIOUS
790387	6/30/2003	OEV	6M; EC; SW EC of 223 + 500 = 723; umhos/cm; 928	CHRONIC
250817	6/30/2003	CAT1	6M; TSS; 40; mg/L; M; 44	CHRONIC
790618	8/14/2003	CAT1	8M; Boron; 1.0; mg/L; D; 1.6	SERIOUS
250952	8/14/2003	CAT1	8M; TSS; 80; mg/L; D; 131	SERIOUS
790358	8/30/2003	CAT1	8M; BOD; 40; mg/L; M; 67	SERIOUS
754240	8/30/2003	CAT1	8M; SS; 0.5; ml/L; D; 1.0	SERIOUS
790389	8/31/2003	OEV	8M; EC; SW EC of 227 + 500 = 727; umhos/cm; 926	CHRONIC
250951	8/31/2003	CAT1	8M; TSS; 40; mg/L; M; 131	SERIOUS
790619	9/13/2003	CAT1	9M; Boron; 1.0; mg/L; D; 1.3	CHRONIC
754640	9/13/2003	OEV	9M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790391	9/30/2003	OEV	9M; EC; SW EC of 229 + 500 = 729; umhos/cm; 928	CHRONIC
790376	9/30/2003	CAT1	9M; TSS; 40; mg/L; M; 44	CHRONIC
790805	10/6/2003	CAT1	10M; Boron; 1.0; mg/L; D; 2.2	SERIOUS

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790620	11/10/2003	CAT1	11M; Boron; 1.0; mg/L; D; 1.1	CHRONIC
754266	11/10/2003	CAT1	11M; SS; 0.5; ml/L; D; 0.6	CHRONIC
251110	11/10/2003	CAT1	11M; TSS; 80; mg/L; D; 224	SERIOUS
754642	11/23/2003	OEV	11M; Flow; 2.5; mgd; D; 3.3	CHRONIC
754641	11/24/2003	OEV	11M; Flow; 2.5; mgd; D; 3.4	CHRONIC
754644	11/25/2003	OEV	11M; Flow; 2.5; mgd; D; 3.0	CHRONIC
251109	11/30/2003	CAT1	11M; BOD; 40; mg/L; M; 51	CHRONIC
790392	11/30/2003	OEV	11M; EC; SW EC of 227 + 500 = 727; umhos/cm; 877	CHRONIC
251108	11/30/2003	CAT1	11M; TSS; 40; mg/L; M; 151	SERIOUS
790621	12/1/2003	CAT1	12M; Boron; 1.0; mg/L; D; 1.3	CHRONIC
251168	12/1/2003	CAT1	12M; TSS; 80; mg/L; D; 98	CHRONIC
790393	12/31/2003	OEV	12M; EC; SW EC of 232 + 500 = 732; umhos/cm; 851	CHRONIC
251169	12/31/2003	CAT1	12M; TSS; 40; mg/L; M; 98	SERIOUS
754645	1/1/2004	OEV	1M; Flow; 2.5; mgd; D; 3.0	CHRONIC
754647	1/3/2004	OEV	1M; Flow; 2.5; mgd; D; 2.8	CHRONIC
789346	1/4/2004	OEV	1M-9M; TCO; 23; MPN/100 ml; 7-day Median; 93 (7 samples from 1/4/04 to 9/13/04)	CHRONIC
790622	1/5/2004	CAT1	1M; Boron; 1.0; mg/L; D; 1.6	SERIOUS
265054	1/21/2004	LREP ⁵	December 2004 SMR, due 1/20/2005, received 2/23/2005 (33 days late)	SERIOUS
754650	1/23/2004	OEV	1M; Flow; 2.5; mgd; D; 3.9	CHRONIC
754651	1/24/2004	OEV	1M; Flow; 2.5; mgd; D; 3.5	CHRONIC
754653	1/25/2004	OEV	1M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790394	1/31/2004	OEV	1M; EC; SW EC of 232 + 500 = 732; umhos/cm; 818	CHRONIC
218394	1/31/2004	CAT1	1M; TSS; 40; mg/L; M; 61	SERIOUS
790370	2/28/2004	CAT1	2M; BOD; 40; mg/L; M; 44	CHRONIC
250107	2/28/2004	CAT1	2M; TSS; 40; mg/L; M; 45	CHRONIC
790396	2/29/2004	OEV	2M; EC; SW EC of 234 + 500 = 734; umhos/cm; 851	CHRONIC

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790388	2/29/2004	CAT1	2M; TSS; 40; mg/L; M; 45	CHRONIC
789347	3/22/2004	OEV	3M-9M; TCO; 23; MPN/100 ml; 7-day Median; 43 (7 samples from 3/22/04 to 9/20/04)	CHRONIC
790397	3/29/2004	OEV	3M; pH; 9; pH units; I; 9.4	CHRONIC
250208	3/29/2004	CAT1	3M; TSS; 80; mg/L; D; 112	SERIOUS
790398	3/31/2004	OEV	3M; EC; SW EC of 234 + 500 = 734; umhos/cm; 901	CHRONIC
250207	3/31/2004	CAT1	3M; TSS; 40; mg/L; M; 87	SERIOUS
790410	4/19/2004	OEV	4M; pH; 9; pH units; I; 9.6	CHRONIC
790406	4/19/2004	CAT1	4M; TSS; 80; mg/L; D; 127	SERIOUS
790408	4/26/2004	CAT1	4M; TSS; 80; mg/L; D; 112	SERIOUS
790399	4/30/2004	OEV	4M; EC; SW EC of 233 + 500 = 733; umhos/cm; 934	CHRONIC
790624	4/30/2004	CAT1	4M; SS; 0.5; ml/L; D; 4.0	SERIOUS
790402	4/30/2004	CAT1	4M; TSS; 40; mg/L; M; 120	SERIOUS
790428	5/31/2004	CAT1	5M; BOD; 40; mg/L; M; 53	CHRONIC
790400	5/31/2004	OEV	5M; EC; SW EC of 236 + 500 = 736; umhos/cm; 999	CHRONIC
789348	6/7/2004	OEV	6M-9M; TCO; 23; MPN/100 ml; 7-day Median; 43 (7 samples from 6/7/04 to 9/27/04)	CHRONIC
789349	6/14/2004	OEV	6M-10M; TCO; 23; MPN/100 ml; 7-day Median; 43 (7 samples from 6/14/04 to 10/4/04)	CHRONIC
790401	6/30/2004	OEV	6M; EC; SW EC of 231 + 500 = 731; umhos/cm; 1022	CHRONIC
790434	6/30/2004	CAT1	6M; TSS; 40; mg/L; M; 49	CHRONIC
789351	8/28/2004	OEV	8M-10M; TCO; 23; MPN/100 ml; 7-day Median; 43 (7 samples from 8/28/04 to 10/11/04)	CHRONIC
790404	8/31/2004	OEV	8M; EC; SW EC of 225 + 500 = 725; umhos/cm; 1018	CHRONIC
790333	8/31/2004	CAT1	8M; TSS; 40; mg/L; M; 46	CHRONIC
790464	9/7/2004	OEV	9M; pH; 9; pH units ; I; 10	CHRONIC
789353	9/7/2004	OEV	9M-10M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 9/7/04 to 10/25/04)	CHRONIC
790465	9/13/2004	OEV	9M; pH; 9; pH units ; I; 9.1	CHRONIC
789266	9/13/2004	OEV	9M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC

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789355	9/13/2004	OEV	9M-11M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 9/13/04 to 11/1/04)	CHRONIC
789356	9/20/2004	OEV	9M-11M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 9/20/04 to 11/22/04)	CHRONIC
790466	9/27/2004	OEV	9M; pH; 9; pH units ; I; 9.1	CHRONIC
789295	9/27/2004	OEV	9M; TCO; 240; MPN/100 ml; D; 460	CHRONIC
789359	9/27/2004	OEV	9M-11M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 9/27/04 to 11/29/04)	CHRONIC
790405	9/30/2004	OEV	9M; EC; SW EC of 227 + 500 = 727; umhos/cm; 1038	CHRONIC
790469	10/4/2004	OEV	10M; pH; 9; pH units ; I; 9.3	CHRONIC
789362	10/4/2004	OEV	10M-12M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 10/4/04 to 12/6/04)	CHRONIC
790471	10/11/2004	OEV	10M; pH; 9; pH units ; I; 9.1	CHRONIC
789299	10/11/2004	OEV	10M; TCO; 240; MPN/100 ml; D; 1100	CHRONIC
790468	10/11/2004	CAT1	10M; TSS; 80; mg/L; D; 112	SERIOUS
789376	10/11/2004	OEV	10M-1M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 10/11/04 to 1/17/05)	CHRONIC
790472	10/25/2004	OEV	10M; pH; 9; pH units ; I; 9.2	CHRONIC
789304	10/25/2004	OEV	10M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
789378	10/25/2004	OEV	10M-2M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 10/25/04 to 2/7/05)	CHRONIC
790407	10/31/2004	OEV	10M; EC; SW EC of 245 + 500 = 745; umhos/cm; 1080	CHRONIC
790467	10/31/2004	CAT1	10M; TSS; 40; mg/L; M; 63	SERIOUS
789382	11/1/2004	OEV	11M-2M; TCO; 23; MPN/100 ml; 7-day Median; 460 (7 samples from 11/1/04 to 2/23/05)	CHRONIC
258907	11/8/2004	CAT1	11M; TSS; 80; mg/L; D; 100	CHRONIC
258908	11/15/2004	CAT1	11M; TSS; 80; mg/L; D; 83	CHRONIC
258910	11/17/2004	OEV	11M; TCO; 240; MPN/100 ml; D; 460	CHRONIC
790409	11/30/2004	OEV	11M; EC; SW EC of 220 + 500 = 720; umhos/cm; 1157	CHRONIC
258909	11/30/2004	CAT1	11M; TSS; 40; mg/L; M; 73	SERIOUS
789305	12/6/2004	OEV	12M; TCO; 240; MPN/100 ml; D; >1100	CHRONIC
265048	12/14/2004	CAT1	12M; TSS; 80; mg/L; D; 257	SERIOUS

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790411	12/31/2004	OEV	12M; EC; SW EC of 217 + 500 = 717; umhos/cm; 1160	CHRONIC
265049	12/31/2004	CAT1	12M; TSS; 40; mg/L; M; 68	SERIOUS
754655	1/3/2005	OEV	1M; Flow; 2.5; mgd; D; 2.6	CHRONIC
754657	1/29/2005	OEV	1M; Flow; 2.5; mgd; D; 2.6	CHRONIC
754659	1/30/2005	OEV	1M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790479	1/31/2005	CAT1	1M; BOD; 40; mg/L; M; 52	CHRONIC
790412	1/31/2005	OEV	1M; EC; SW EC of 216 + 500 = 716; umhos/cm; 1163	CHRONIC
790480	1/31/2005	CAT1	1M; TSS; 40; mg/L; M; 56	CHRONIC
754662	1/31/2005	OEV	1M; Flow; 2.5; mgd; D; 6.4	CHRONIC
789312	2/7/2005	OEV	2M; TCO; 240; MPN/100 ml; D; >1600	CHRONIC
755193	2/22/2005	OEV	2M; Flow; 2.5; mgd; D; 3.0	CHRONIC
789313	2/23/2005	OEV	2M; TCO; 240; MPN/100 ml; D; 8000	CHRONIC
755194	2/23/2005	OEV	2M; Flow; 2.5; mgd; D; 3.1	CHRONIC
790415	2/28/2005	OEV	2M; EC; SW EC of 216 + 500 = 716; umhos/cm; 1159	CHRONIC
755196	3/11/2005	OEV	3M; Flow; 2.5; mgd; D; 3.1	CHRONIC
755197	3/12/2005	OEV	3M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790626	3/30/2005	CAT1	3M; SS; 0.5; ml/L; D; 4.0	SERIOUS
790416	3/31/2005	OEV	3M; EC; SW EC of 219 + 500 = 719; umhos/cm; 1148	CHRONIC
267764	3/31/2005	CAT1	3M; TSS; 40; mg/L; M; 59	SERIOUS
755199	4/1/2005	OEV	4M; Flow; 2.5; mgd; D; 4.3	CHRONIC
755204	4/22/2005	OEV	4M; Flow; 2.5; mgd; D; 3.5	CHRONIC
755208	4/23/2005	OEV	4M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790418	4/30/2005	OEV	4M; EC; SW EC of 219 + 500 = 719; umhos/cm; 1120	CHRONIC
790484	5/16/2005	CAT1	5M; BOD; 80; mg/L; D; 4900	SERIOUS
790489	5/16/2005	CAT1	5M; SS; 0.5; ml/L; D; 38	SERIOUS
790485	5/16/2005	CAT1	5M; TSS; 80; mg/L; D; 530	SERIOUS
755236	5/16/2005	OEV	5M; Flow; 2.5; mgd; D; 3.0	CHRONIC

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755239	5/20/2005	OEV	5M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790483	5/31/2005	CAT1	5M; BOD; 40; mg/L; M; 4900	SERIOUS
790419	5/31/2005	OEV	5M; EC; SW EC of 214 + 500 = 714; umhos/cm; 1076	CHRONIC
790492	5/31/2005	CAT1	5M; SS; 0.1; ml/L; M; 38	SERIOUS
790487	5/31/2005	CAT1	5M; TSS; 40; mg/L; M; 530	SERIOUS
339421	6/6/2005	CAT1	6M; TSS; 80; mg/L; D; 410	SERIOUS
755241	6/7/2005	OEV	6M; Flow; 2.5; mgd; D; 3.9	CHRONIC
755244	6/8/2005	OEV	6M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755248	6/12/2005	OEV	6M; Flow; 2.5; mgd; D; 3.4	CHRONIC
755250	6/26/2005	OEV	6M; Flow; 2.5; mgd; D; 3.7	CHRONIC
755254	6/27/2005	OEV	6M; Flow; 2.5; mgd; D; 3.1	CHRONIC
755259	6/28/2005	OEV	6M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790421	6/30/2005	OEV	6M; EC; SW EC of 200 + 500 = 700; umhos/cm; 1063	CHRONIC
790493	6/30/2005	CAT1	6M; SS; 0.1; ml/L; M; 0.233	SERIOUS
755304	7/13/2005	OEV	7M; Flow; 2.5; mgd; D; 3.5	CHRONIC
755514	7/14/2005	OEV	7M; Flow; 2.5; mgd; D; 3.6	CHRONIC
755515	7/15/2005	OEV	7M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755516	7/16/2005	OEV	7M; Flow; 2.5; mgd; D; 2.8	CHRONIC
755517	7/17/2005	OEV	7M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755518	7/19/2005	OEV	7M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790422	7/31/2005	OEV	7M; EC; SW EC of 213 + 500 = 713; umhos/cm; 1044	CHRONIC
790496	7/31/2005	CAT1	7M; TSS; 40; mg/L; M; 46	CHRONIC
790499	8/8/2005	CAT1	8M; BOD; 80; mg/L; D; 120	SERIOUS
790503	8/8/2005	OEV	8M; pH; 9; pH units; I; 9.6	CHRONIC
790502	8/8/2005	CAT1	8M; SS; 0.5; ml/L; M; 0.8	SERIOUS
790498	8/8/2005	CAT1	8M; TSS; 80; mg/L; D; 1040	SERIOUS
755520	8/9/2005	OEV	8M; Flow; 2.5; mgd; D; 3.0	CHRONIC

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755522	8/10/2005	OEV	8M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755523	8/11/2005	OEV	8M; Flow; 2.5; mgd; D; 4.0	CHRONIC
755526	8/12/2005	OEV	8M; Flow; 2.5; mgd; D; 3.9	CHRONIC
755527	8/13/2005	OEV	8M; Flow; 2.5; mgd; D; 3.0	CHRONIC
755529	8/14/2005	OEV	8M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790504	8/22/2005	OEV	8M; pH; 9; pH units; I; 9.1	CHRONIC
790423	8/30/2005	OEV	8M; EC; SW EC of 215 + 500 = 715; umhos/cm; 1048	CHRONIC
790501	8/31/2005	CAT1	8M; SS; 0.1; ml/L; M; 0.4	SERIOUS
790497	8/31/2005	CAT1	8M; TSS; 40; mg/L; M; 388	SERIOUS
755531	9/4/2005	OEV	9M; Flow; 2.5; mgd; D; 4.0	CHRONIC
755532	9/5/2005	OEV	9M; Flow; 2.5; mgd; D; 2.9	CHRONIC
790505	9/6/2005	CAT1	9M; TSS; 80; mg/L; D; 86	CHRONIC
755533	9/6/2005	OEV	9M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790506	9/13/2005	CAT1	9M; TSS; 80; mg/L; D; 100	CHRONIC
790424	9/30/2005	OEV	9M; EC; SW EC of 216 + 500 = 716; umhos/cm; 1051	CHRONIC
790507	9/30/2005	CAT1	9M; TSS; 40; mg/L; M; 93	SERIOUS
790510	10/4/2005	CAT1	10M; TSS; 80; mg/L; D; 640	SERIOUS
755563	10/4/2005	OEV	10M; Flow; 2.5; mgd; D; 3.5	CHRONIC
755566	10/5/2005	OEV	10M; Flow; 2.5; mgd; D; 3.9	CHRONIC
755568	10/7/2005	OEV	10M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755570	10/8/2005	OEV	10M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790425	10/31/2005	OEV	10M; EC; SW EC of 218 + 500 = 718; umhos/cm; 1017	CHRONIC
790511	10/31/2005	CAT1	10M; TSS; 40; mg/L; M; 352	SERIOUS
790514	11/1/2005	CAT1	11M; TSS; 80; mg/L; D; 124	SERIOUS
755572	11/3/2005	OEV	11M; Flow; 2.5; mgd; D; 3.4	CHRONIC
755573	11/4/2005	OEV	11M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755576	11/5/2005	OEV	11M; Flow; 2.5; mgd; D; 2.8	CHRONIC

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755580	11/6/2005	OEV	11M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755582	11/7/2005	OEV	11M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790515	11/8/2005	CAT1	11M; TSS; 80; mg/L; D; 96	CHRONIC
790513	11/29/2005	CAT1	11M; BOD 80; mg/L; D; 130	SERIOUS
755595	11/29/2005	OEV	11M; Flow; 2.5; mgd; D; 3.7	CHRONIC
790512	11/30/2005	CAT1	11M; BOD 40; mg/L; M; 67	SERIOUS
790426	11/30/2005	OEV	11M; EC; SW EC of 223 + 500 = 723; umhos/cm; 969	CHRONIC
790516	11/30/2005	CAT1	11M; TSS; 40; mg/L; M; 90	SERIOUS
755596	11/30/2005	OEV	11M; Flow; 2.5; mgd; D; 3.2	CHRONIC
755598	12/1/2005	OEV	12M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755601	12/2/2005	OEV	12M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755621	12/26/2005	OEV	12M; Flow; 2.5; mgd; D; 3.4	CHRONIC
755622	12/27/2005	OEV	12M; Flow; 2.5; mgd; D; 3.0	CHRONIC
790519	12/31/2005	CAT1	12M; BOD; 40; mg/L; M; 49	SERIOUS
790427	12/31/2005	OEV	12M; EC; SW EC of 223 + 500 = 723; umhos/cm; 945	CHRONIC
790518	12/31/2005	CAT1	12M; TSS; 40; mg/L; M; 62	SERIOUS
755625	1/1/2006	OEV	1M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790520	1/3/2006	CAT1	1M; BOD; 80; mg/L; D; 90	CHRONIC
790568	1/3/2006	CAT1	1M; TSS; 80; mg/L; D; 96	CHRONIC
755626	1/3/2006	OEV	1M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755627	1/21/2006	OEV	1M; Flow; 2.5; mgd; D; 3.9	CHRONIC
755630	1/23/2006	OEV	1M; Flow; 2.5; mgd; D; 2.8	CHRONIC
790564	1/24/2006	CAT1	1M; BOD; 80; mg/L; D; 97	CHRONIC
755631	1/24/2006	OEV	1M; Flow; 2.5; mgd; D; 3.0	CHRONIC
755632	1/25/2006	OEV	1M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755635	1/28/2006	OEV	1M; Flow; 2.5; mgd; D; 2.8	CHRONIC
755636	1/30/2006	OEV	1M; Flow; 2.5; mgd; D; 3.2	CHRONIC

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790565	1/31/2006	CAT1	1M; BOD; 40; mg/L; M; 82	SERIOUS
790429	1/31/2006	OEV	1M; EC; SW EC of 225 + 500 = 725; umhos/cm; 922	CHRONIC
790572	1/31/2006	CAT1	1M; SS; 0.1; ml/L; M; 17	SERIOUS
790576	1/31/2006	CAT1	1M; SS; 0.5; ml/L; D; 50	SERIOUS
790566	1/31/2006	CAT1	1M; TSS; 40; mg/L; M; 3055	SERIOUS
790571	1/31/2006	CAT1	1M; TSS; 80; mg/L; D; 9010	SERIOUS
755637	2/17/2006	OEV	2M; Flow; 2.5; mgd; D; 3.7	CHRONIC
755638	2/19/2006	OEV	2M; Flow; 2.5; mgd; D; 5.3	CHRONIC
755639	2/20/2006	OEV	2M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755640	2/21/2006	OEV	2M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755641	2/22/2006	OEV	2M; Flow; 2.5; mgd; D; 3.1	CHRONIC
755642	2/26/2006	OEV	2M; Flow; 2.5; mgd; D; 2.8	CHRONIC
790578	2/28/2006	CAT1	2M; BOD; 40; mg/L; M; 60	SERIOUS
790430	2/28/2006	OEV	2M; EC; SW EC of 225 + 500 = 725; umhos/cm; 897	CHRONIC
790582	2/28/2006	CAT1	2M; TSS; 40; mg/L; M; 56	CHRONIC
755825	3/20/2006	OEV	3M; Flow; 2.5; mgd; D; 3.7	CHRONIC
755826	3/21/2006	OEV	3M; Flow; 2.5; mgd; D; 3.4	CHRONIC
755827	3/22/2006	OEV	3M; Flow; 2.5; mgd; D; 3.2	CHRONIC
755828	3/23/2006	OEV	3M; Flow; 2.5; mgd; D; 3.1	CHRONIC
755829	3/24/2006	OEV	3M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755832	3/30/2006	OEV	3M; Flow; 2.5; mgd; D; 2.9	CHRONIC
790586	3/31/2006	CAT1	3M; BOD; 40; mg/L; M; 63	SERIOUS
790431	3/31/2006	OEV	3M; EC; SW EC of 222 + 500 = 722; umhos/cm; 889	CHRONIC
790585	3/31/2006	CAT1	3M; TSS; 40; mg/L; M; 43	CHRONIC
755833	3/31/2006	OEV	3M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755834	4/1/2006	OEV	4M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755837	4/4/2006	OEV	4M; Flow; 2.5; mgd; D; 2.8	CHRONIC

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755847	4/14/2006	OEV	4M; Flow; 2.5; mgd; D; 3.5	CHRONIC
755848	4/15/2006	OEV	4M; Flow; 2.5; mgd; D; 3.5	CHRONIC
755849	4/16/2006	OEV	4M; Flow; 2.5; mgd; D; 3.3	CHRONIC
755850	4/17/2006	OEV	4M; Flow; 2.5; mgd; D; 2.9	CHRONIC
790591	4/18/2006	CAT1	4M; BOD; 80; mg/L; D; 140	SERIOUS
755854	4/18/2006	OEV	4M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755855	4/19/2006	OEV	4M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755856	4/20/2006	OEV	4M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755857	4/23/2006	OEV	4M; Flow; 2.5; mgd; D; 4.3	CHRONIC
790592	4/30/2006	CAT1	4M; BOD; 40; mg/L; M; 90	SERIOUS
790432	4/30/2006	OEV	4M; EC; SW EC of 226 + 500 = 726; umhos/cm; 884	CHRONIC
755859	5/4/2006	OEV	5M; Flow; 2.5; mgd; D; 3.2	CHRONIC
755860	5/5/2006	OEV	5M; Flow; 2.5; mgd; D; 2.8	CHRONIC
755861	5/6/2006	OEV	5M; Flow; 2.5; mgd; D; 2.6	CHRONIC
755862	5/13/2006	OEV	5M; Flow; 2.5; mgd; D; 3.7	CHRONIC
755863	5/21/2006	OEV	5M; Flow; 2.5; mgd; D; 3.6	CHRONIC
755864	5/26/2006	OEV	5M; Flow; 2.5; mgd; D; 3.0	CHRONIC
755865	5/27/2006	OEV	5M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755866	5/28/2006	OEV	5M; Flow; 2.5; mgd; D; 2.7	CHRONIC
755868	5/30/2006	OEV	5M; Flow; 2.5; mgd; D; 3.0	CHRONIC
790594	5/31/2006	CAT1	5M; BOD; 40; mg/L; M; 48.5	CHRONIC
790435	5/31/2006	OEV	5M; EC; SW EC of 227 + 500 = 727; umhos/cm; 877	CHRONIC
790595	5/31/2006	CAT1	5M; TSS; 40; mg/L; M; 60	SERIOUS
755880	6/15/2006	OEV	6M; Flow; 2.5; mgd; D; 3.2	CHRONIC
755881	6/16/2006	OEV	6M; Flow; 2.5; mgd; D; 2.9	CHRONIC
755882	6/17/2006	OEV	6M; Flow; 2.5; mgd; D; 3.0	CHRONIC
755883	6/18/2006	OEV	6M; Flow; 2.5; mgd; D; 2.9	CHRONIC

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759411	6/19/2006	OEV	6M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790436	6/30/2006	OEV	6M; EC; SW EC of 227 + 500 = 727; umhos/cm; 851	CHRONIC
790597	6/30/2006	CAT1	6M; TSS; 40; mg/L; M; 52	CHRONIC
759413	7/8/2006	OEV	7M; Flow; 2.5; mgd; D; 3.6	CHRONIC
759427	7/9/2006	OEV	7M; Flow; 2.5; mgd; D; 3.1	CHRONIC
759428	7/10/2006	OEV	7M; Flow; 2.5; mgd; D; 2.7	CHRONIC
759694	7/11/2006	OEV	7M; Flow; 2.5; mgd; D; 2.6	CHRONIC
759695	7/12/2006	OEV	7M; Flow; 2.5; mgd; D; 2.7	CHRONIC
759696	7/13/2006	OEV	7M; Flow; 2.5; mgd; D; 2.8	CHRONIC
759699	7/29/2006	OEV	7M; Flow; 2.5; mgd; D; 3.3	CHRONIC
759700	7/30/2006	OEV	7M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790437	7/31/2006	OEV	7M; EC; SW EC of 227 + 500 = 727; umhos/cm; 844	CHRONIC
790604	7/31/2006	CAT1	7M; TSS; 40; mg/L; M; 70	SERIOUS
759701	7/31/2006	OEV	7M; Flow; 2.5; mgd; D; 2.7	CHRONIC
759702	8/1/2006	OEV	8M; Flow; 2.5; mgd; D; 2.6	CHRONIC
759703	8/4/2006	OEV	8M; Flow; 2.5; mgd; D; 2.6	CHRONIC
759704	8/21/2006	OEV	8M; Flow; 2.5; mgd; D; 3.4	CHRONIC
759705	8/22/2006	OEV	8M; Flow; 2.5; mgd; D; 3.1	CHRONIC
759706	8/23/2006	OEV	8M; Flow; 2.5; mgd; D; 2.6	CHRONIC
759707	8/25/2006	OEV	8M; Flow; 2.5; mgd; D; 2.6	CHRONIC
759725	8/30/2006	OEV	8M; Flow; 2.5; mgd; D; 2.7	CHRONIC
790438	8/31/2006	OEV	8M; EC; SW EC of 210 + 500 = 710; umhos/cm; 815	CHRONIC
790606	8/31/2006	CAT1	8M; SS; 0.1; ml/L; M; 0.2	SERIOUS
759708	9/18/2006	OEV	9M; Flow; 2.5; mgd; D; 3.7	CHRONIC
759726	9/19/2006	OEV	9M; Flow; 2.5; mgd; D; 3.3	CHRONIC
759727	9/21/2006	OEV	9M; Flow; 2.5; mgd; D; 4.2	CHRONIC
759728	9/22/2006	OEV	9M; Flow; 2.5; mgd; D; 2.9	CHRONIC

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759730	9/23/2006	OEV	9M; Flow; 2.5; mgd; D; 3.5	CHRONIC
759731	9/25/2006	OEV	9M; Flow; 2.5; mgd; D; 2.6	CHRONIC
759985	9/28/2006	OEV	9M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790440	9/30/2006	OEV	9M; EC; SW EC of 222 + 500 = 722; umhos/cm; 802	CHRONIC
759986	10/18/2006	OEV	10M; Flow; 2.5; mgd; D; 3.7	CHRONIC
759988	10/19/2006	OEV	10M; Flow; 2.5; mgd; D; 3.3	CHRONIC
759989	10/20/2006	OEV	10M; Flow; 2.5; mgd; D; 3.3	CHRONIC
759990	10/21/2006	OEV	10M; Flow; 2.5; mgd; D; 3.3	CHRONIC
759991	10/22/2006	OEV	10M; Flow; 2.5; mgd; D; 3.1	CHRONIC
759992	10/23/2006	OEV	3M; Flow; 2.5; mgd; D; 2.8	CHRONIC
759994	10/24/2006	OEV	10M; Flow; 2.5; mgd; D; 2.7	CHRONIC
759996	10/25/2006	OEV	10M; Flow; 2.5; mgd; D; 2.7	CHRONIC
759997	10/29/2006	OEV	10M; Flow; 2.5; mgd; D; 3.6	CHRONIC
790441	10/31/2006	OEV	10M; EC; SW EC of 220 + 500 = 720; umhos/cm; 797	CHRONIC
790701	10/31/2006	CAT1	10M; TSS; 40; mg/L; M; 102	SERIOUS
790702	10/31/2006	CAT1	10M; TSS; 80; mg/L; D; 144	SERIOUS
760030	11/1/2006	OEV	11M; Flow; 2.5; mgd; D; 3.2	CHRONIC
760031	11/21/2006	OEV	11M; Flow; 2.5; mgd; D; 3.6	CHRONIC
760032	11/22/2006	OEV	11M; Flow; 2.5; mgd; D; 3.0	CHRONIC
760033	11/23/2006	OEV	11M; Flow; 2.5; mgd; D; 2.9	CHRONIC
760034	11/25/2006	OEV	11M; Flow; 2.5; mgd; D; 3.6	CHRONIC
760035	11/27/2006	OEV	11M; Flow; 2.5; mgd; D; 2.6	CHRONIC
760037	11/28/2006	OEV	11M; Flow; 2.5; mgd; D; 2.8	CHRONIC
346881	11/30/2006	CAT1	11M; BOD; 40; mg/L; M; 43	CHRONIC
790390	11/30/2006	OEV	11M; EC; SW EC of 215 + 500 = 715; umhos/cm; 781	CHRONIC
790710	11/30/2006	CAT1	11M; SS; 0.1; ml/L; M; 0.2	SERIOUS
447699	11/30/2006	CAT1	11M; TSS; 40; mg/L; M; 52	CHRONIC

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760039	11/30/2006	OEV	11M; Flow; 2.5; mgd; D; 2.6	CHRONIC
760040	12/20/2006	OEV	12M; Flow; 2.5; mgd; D; 4.2	CHRONIC
760041	12/21/2006	OEV	12M; Flow; 2.5; mgd; D; 3.9	CHRONIC
760042	12/22/2006	OEV	12M; Flow; 2.5; mgd; D; 3.0	CHRONIC
760043	12/23/2006	OEV	12M; Flow; 2.5; mgd; D; 3.7	CHRONIC
760044	12/25/2006	OEV	12M; Flow; 2.5; mgd; D; 4.5	CHRONIC
790712	12/26/2006	CAT1	12M; BOD; 80; mg/L; D; 90	CHRONIC
760045	12/27/2006	OEV	12M; Flow; 2.5; mgd; D; 2.9	CHRONIC
760046	12/28/2006	OEV	12M; Flow; 2.5; mgd; D; 2.7	CHRONIC
760047	12/29/2006	OEV	12M; Flow; 2.5; mgd; D; 2.6	CHRONIC
790717	12/31/2006	CAT1	12; SS; 0.1; ml/L; M; 0.2	SERIOUS
790714	12/31/2006	CAT1	12M; BOD; 40; mg/L; M; 66	SERIOUS
790447	12/31/2006	OEV	12M; EC; SW EC of 216 + 500 = 716; umhos/cm; 781	CHRONIC
790716	12/31/2006	CAT1	12M; TSS; 40; mg/L; M; 48	CHRONIC
760048	1/1/2007	OEV	1M; Flow; 2.5; mgd; D; 3.2	CHRONIC
790449	1/31/2007	OEV	1M; EC; SW EC of 213 + 500 = 713; umhos/cm; 791	CHRONIC
790633	1/31/2007	CAT1	1M; TSS; 40; mg/L; M; 44	CHRONIC
790635	2/20/2007	CAT1	2M; BOD; 80; mg/L; D; 108	SERIOUS
790634	2/28/2007	CAT1	2M; BOD; 40; mg/L; M; 52	CHRONIC
790450	2/28/2007	OEV	2M; EC; SW EC of 213 + 500 = 713; umhos/cm; 803	CHRONIC
790638	2/28/2007	CAT1	2M; SS; 0.1; ml/L; M; 0.21	SERIOUS
790641	3/20/2007	CAT1	3M; BOD; 80; mg/L; D; 1840	SERIOUS
790640	3/31/2007	CAT1	3M; BOD; 40; mg/L; M; 940	SERIOUS
790451	3/31/2007	OEV	3M; EC; SW EC of 214 + 500 = 714; umhos/cm; 810	CHRONIC
790643	3/31/2007	CAT1	3M; TSS; 40; mg/L; M; 44	CHRONIC
790650	4/3/2007	CAT1	4M; SS; 0.5; ml/L; D; 58.5	SERIOUS
790648	4/13/2007	CAT1	4M; TSS; 80; mg/L; D; 12300	SERIOUS

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790644	4/24/2007	CAT1	4M; BOD; 80; mg/L; D; 160	SERIOUS
790646	4/30/2007	CAT1	4M; BOD; 40; mg/L; M; 104	SERIOUS
790452	4/30/2007	OEV	4M; EC; SW EC of 210 + 500 = 710; umhos/cm; 811	CHRONIC
790651	4/30/2007	CAT1	4M; SS; 0.1; ml/L; M; 5.9	SERIOUS
790647	4/30/2007	CAT1	4M; TSS; 40; mg/L; M; 6250	SERIOUS
790454	5/31/2007	OEV	5M; EC; SW EC of 210 + 500 = 710; umhos/cm; 812	CHRONIC
790691	5/31/2007	CAT1	5M; TSS; 40; mg/L; M; 49	CHRONIC
790693	6/5/2007	CAT1	6M; TSS; 80; mg/L; D; 108	SERIOUS
790455	6/30/2007	OEV	6M; EC; SW EC of 211 + 500 = 711; umhos/cm; 826	CHRONIC
790697	6/30/2007	CAT1	6M; TSS; 40; mg/L; M; 90	SERIOUS
790706	7/3/2007	CAT1	7M; TSS; 80; mg/L; D; 93	CHRONIC
790456	7/31/2007	OEV	7M; EC; SW EC of 212 + 500 = 712; umhos/cm; 828	CHRONIC
790708	7/31/2007	CAT1	7M; TSS; 40; mg/L; M; 80.5	SERIOUS
790709	8/7/2007	CAT1	8M; TSS; 80; mg/L; D; 90	CHRONIC
790457	8/31/2007	OEV	8M; EC; SW EC of 212 + 500 = 712; umhos/cm; 836	CHRONIC
790711	8/31/2007	CAT1	8M; TSS; 40; mg/L; M; 78	SERIOUS
790458	9/30/2007	OEV	9M; EC; SW EC of 212 + 500 = 712; umhos/cm; 838	CHRONIC
790719	9/30/2007	CAT1	9M; TSS; 40 mg/L; M; 57	SERIOUS
790724	10/31/2007	CAT1	10M; BOD; 40; mg/L; M; 89	SERIOUS
790725	10/31/2007	CAT1	10M; BOD; 80; mg/L; D; 98	CHRONIC
790459	10/31/2007	OEV	10M; EC; SW EC of 215 + 500 = 715; umhos/cm; 833	CHRONIC
790720	10/31/2007	CAT1	10M; TSS; 40 mg/L; M; 54	CHRONIC
790723	10/31/2007	CAT1	10M; TSS; 40; mg/L; M; 60	SERIOUS
790460	11/30/2007	OEV	11M; EC; SW EC of 215 + 500 = 715; umhos/cm; 836	CHRONIC
790727	12/18/2007	CAT1	12M; BOD; 80; mg/L; D; 100	CHRONIC
760972	12/22/2007	OEV	12M; Flow; 2.5; mgd; D; 3.7	CHRONIC
790728	12/31/2007	CAT1	12M; BOD; 40; mg/L; M; 100	CHRONIC

ATTACHMENT A
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (1/1/00 – 7/30/08)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
790461	12/31/2007	OEV	12M; EC; SW EC of 215 + 500 = 715; umhos/cm; 826	CHRONIC
790730	12/31/2007	CAT1	12M; TSS; 40; mg/L; M; 50	CHRONIC
755629	1/22/2008	OEV	1M; Flow; 2.5; mgd; D; 3.2	CHRONIC
790462	1/31/2008	OEV	1M; EC; SW EC of 215 + 500 = 715; umhos/cm; 822	CHRONIC
790463	2/29/2008	OEV	2M; EC; SW EC of 216 + 500 = 716; umhos/cm; 812	CHRONIC
791017	3/1/2008	OEV	3M; Flow; 2.5; mgd; D; 3.9	CHRONIC
791063	3/3/2008	CAT1	3M; BOD; 80; mg/L; D; 120	SERIOUS
791059	3/3/2008	CAT1	3M; TSS; 80; mg/L; D; 160	SERIOUS
790875	3/4/2008	OEV	3M; Flow; 2.5; mgd; D; 3.4	CHRONIC
791019	3/18/2008	OEV	3M; Flow; 2.5; mgd; D; 3.2	CHRONIC
791021	3/19/2008	OEV	3M; Flow; 2.5; mgd; D; 3.2	CHRONIC
791022	3/20/2008	OEV	3M; Flow; 2.5; mgd; D; 2.7	CHRONIC
791023	3/21/2008	OEV	3M; Flow; 2.5; mgd; D; 3.7	CHRONIC
791024	3/22/2008	OEV	3M; Flow; 2.5; mgd; D; 2.9	CHRONIC
791025	3/23/2008	OEV	3M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791061	3/25/2008	CAT1	3M; BOD; 80; mg/L; D; 210	SERIOUS
791026	3/25/2008	OEV	3M; Flow; 2.5; mgd; D; 2.9	CHRONIC
791060	3/31/2008	CAT1	3M; BOD; 40; mg/L; M; 134	SERIOUS
791058	3/31/2008	CAT1	3M; TSS; 40; mg/L; M; 102	SERIOUS
791064	4/8/2008	CAT1	4M; BOD; 80; mg/L; D; 300	SERIOUS
791027	4/8/2008	OEV	4M; Flow; 2.5; mgd; D; 4.9	CHRONIC
791028	4/9/2008	OEV	4M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791029	4/11/2008	OEV	4M; Flow; 2.5; mgd; D; 4.0	CHRONIC
791030	4/13/2008	OEV	4M; Flow; 2.5; mgd; D; 3.1	CHRONIC
791065	4/15/2008	CAT1	4M; BOD; 80; mg/L; D; 93	CHRONIC
790649	4/24/2008	CAT1	4M; TSS; 80; mg/L; D; 200	SERIOUS
791031	4/28/2008	OEV	4M; Flow; 2.5; mgd; D; 3.5	CHRONIC

ATTACHMENT A
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (1/1/00 – 7/30/08)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
791056	4/29/2008	CAT1	4M; TSS; 80; mg/L; D; 110	SERIOUS
791066	4/30/2008	CAT1	4M; BOD; 40; mg/L; M; 154	SERIOUS
791057	4/30/2008	CAT1	4M; TSS; 40; mg/L; M; 87	SERIOUS
791032	4/30/2008	OEV	4M; Flow; 2.5; mgd; D; 4.3	CHRONIC
791033	5/1/2008	OEV	5M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791034	5/2/2008	OEV	5M; Flow; 2.5; mgd; D; 2.9	CHRONIC
791035	5/3/2008	OEV	5M; Flow; 2.5; mgd; D; 2.6	CHRONIC
791036	5/4/2008	OEV	5M; Flow; 2.5; mgd; D; 2.6	CHRONIC
791037	5/5/2008	OEV	5M; Flow; 2.5; mgd; D; 2.6	CHRONIC
791054	5/6/2008	CAT1	5M; TSS; 80; mg/L; D; 120	SERIOUS
791038	5/7/2008	OEV	5M; Flow; 2.5; mgd; D; 4.7	CHRONIC
791069	5/21/2008	CAT1	5M; BOD; 80; mg/L; D; 240	SERIOUS
791055	5/21/2008	CAT1	5M; TSS; 80; mg/L; D; 130	SERIOUS
791039	5/21/2008	OEV	5M; Flow; 2.5; mgd; D; 3.8	CHRONIC
791041	5/23/2008	OEV	5M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791042	5/24/2008	OEV	5M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791043	5/25/2008	OEV	5M; Flow; 2.5; mgd; D; 3.4	CHRONIC
791044	5/26/2008	OEV	5M; Flow; 2.5; mgd; D; 2.7	CHRONIC
791068	5/27/2008	CAT1	5M; BOD; 80; mg/L; D; 134	SERIOUS
791045	5/27/2008	OEV	5M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791046	5/29/2008	OEV	5M; Flow; 2.5; mgd; D; 3.2	CHRONIC
791067	5/31/2008	CAT1	5M; BOD; 40; mg/L; M; 125	SERIOUS
791053	5/31/2008	CAT1	5M; TSS; 40; mg/L; M; 110	SERIOUS
791047	6/12/2008	OEV	6M; Flow; 2.5; mgd; D; 3.0	CHRONIC
791048	6/15/2008	OEV	6M; Flow; 2.5; mgd; D; 3.6	CHRONIC
791049	6/18/2008	OEV	6M; Flow; 2.5; mgd; D; 2.8	CHRONIC
791050	6/21/2008	OEV	6M; Flow; 2.5; mgd; D; 3.5	CHRONIC

ATTACHMENT A
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (1/1/00 – 7/30/08)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
791052	6/30/2008	CAT1	6M; TSS; 40; mg/L; M; 63.5	SERIOUS
791799	7/30/2008	CAT1	7M; TSS; 40; mg/L; M; 65	SERIOUS
791797	8/21/2008	LREP ⁵	July 2008 SMR, due 8/20/2008, received 10/24/2008 (64 days late) (1st 30-day violation)	SERIOUS
791798	8/21/2008	LREP ⁵	July 2008 SMR, due 8/20/2008, received 10/24/2008 (64 days late) (2nd 30-day violation)	SERIOUS

¹ Violation ID in CIWQS

² Table of Abbreviations below defines abbreviations used in this table.

³ Violation Descriptions are coded as follows: Reporting period(s) (e.g., 2M = February, 9M-11M September through November); constituent or parameter (e.g., pH, BOD); effluent limitation; units; limitation period (where applicable); and reported result.

⁴ Exempt non-serious violations fall within the first three violations in a six-month period, thus are exempt. Serious and chronic violations are subject to MMPs

⁵ California Water Code Section 13385.1(a)(1) defines a serious late report violation subject to MMP as follows: "failure to file a discharge monitoring report required pursuant to Section 13383 for each complete period of 30 days following the deadline for submitting the report, if the report is designed to ensure compliance with limitations contained in waste discharge requirements that contain effluent limits."

<u>Abbreviation</u>	<u>Definition</u>
BOD	5-day biochemical oxygen demand
CAT1	Violation of effluent limitation for Group 1 pollutant as defined in Enforcement Policy
CIWQS	California Integrated Water Quality System database
D	Daily limitation period
EC	Electrical conductivity
I	Instantaneous limitation period
LREP	Late Report violation
M	Monthly limitation period
mgd	Million gallons per day
MMP	Mandatory Minimum Penalty
OEV	Other Effluent Violation
SMR	Self-Monitoring Report
SS	Settleable solids
SW	Source water
TCO	Total coliform organisms
TSS	Total suspended solids
umhos/cm	Micromhos per centimeter

ATTACHMENT A
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
CDI TIPTON MILK PROCESSING FACILITY
RECORD OF VIOLATIONS (1/1/00 – 7/30/08)

<u>MMP VIOLATION TYPE</u>	<u>VIOLATION PERIOD</u> <u>1/1/2000 TO 7/30/2008</u>
Serious Late Report Violations	3 ¹
Serious CAT1 Violations Subject to MMPs	112
Chronic CAT1 Violations Subject to MMPs	54
Chronic (non-serious) OEV Violations Subject to MMPs	307
Total Violations Subject to MMPs	476
Non-serious OEV Violations Exempt from MMPs	3

¹ Includes two serious late reporting violations that occurred 21 August 2008 for the late July 2008 self-monitoring report

Mandatory Minimum Penalty = 476 MMP Violations x \$3,000 = \$1,428,000

ATTACHMENT B
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
MANDATORY PENALTY
CALIFORNIA DAIRIES, INC.
TIPTON MILK PROCESSING FACILITY

RECORD OF VIOLATIONS ADDENDUM (29 January 2007 – 30 July 2008) MANDATORY PENALTIES
(Data reported under Monitoring and Reporting Program 94-295)

<u>Violation ID¹</u>	<u>Violation Date</u>	<u>Violation Type²</u>	<u>Violation Description³</u>	<u>MMP Type⁴</u>
784895	1/29/2007	OEV	1M; Flow; 2.5; mgd; D; 3.842	CHRONIC
784896	1/30/2007	OEV	1M; Flow; 2.5; mgd; D; 3.386	CHRONIC
784897	2/1/2007	OEV	2M; Flow; 2.5; mgd; D; 4.061	CHRONIC
784899	2/2/2007	OEV	2M; Flow; 2.5; mgd; D; 3.547	CHRONIC
784902	2/4/2007	OEV	2M; Flow; 2.5; mgd; D; 3.147	CHRONIC
784903	2/6/2007	OEV	2M; Flow; 2.5; mgd; D; 3.461	CHRONIC
784904	2/14/2007	OEV	2M; Flow; 2.5; mgd; D; 2.548	CHRONIC
784907	2/16/2007	OEV	2M; Flow; 2.5; mgd; D; 2.644	CHRONIC
784908	3/17/2007	OEV	3M; Flow; 2.5; mgd; D; 4.090	CHRONIC
784909	3/18/2007	OEV	3M; Flow; 2.5; mgd; D; 3.304	CHRONIC
784910	3/19/2007	OEV	3M; Flow; 2.5; mgd; D; 3.218	CHRONIC
784912	3/20/2007	OEV	3M; Flow; 2.5; mgd; D; 3.256	CHRONIC
784913	3/21/2007	OEV	3M; Flow; 2.5; mgd; D; 2.898	CHRONIC
784920	3/22/2007	OEV	3M; Flow; 2.5; mgd; D; 2.861	CHRONIC
784923	3/25/2007	OEV	3M; Flow; 2.5; mgd; D; 2.615	CHRONIC
784925	3/28/2007	OEV	3M; Flow; 2.5; mgd; D; 2.724	CHRONIC
784926	3/31/2007	OEV	3M; Flow; 2.5; mgd; D; 3.22	CHRONIC
784865	4/25/2007	OEV	4M; Flow; 2.5; mgd; D; 4.976	CHRONIC
784867	4/26/2007	OEV	4M; Flow; 2.5; mgd; D; 3.746	CHRONIC
784868	4/27/2007	OEV	4M; Flow; 2.5; mgd; D; 3.310	CHRONIC
784869	4/28/2007	OEV	4M; Flow; 2.5; mgd; D; 3.141	CHRONIC
784870	4/29/2007	OEV	4M; Flow; 2.5; mgd; D; 2.841	CHRONIC
784871	4/30/2007	OEV	4M; Flow; 2.5; mgd; D; 2.870	CHRONIC
784873	5/1/2007	OEV	5M; Flow; 2.5; mgd; D; 2.682	CHRONIC
784874	5/2/2007	OEV	5M; Flow; 2.5; mgd; D; 2.581	CHRONIC
784876	5/4/2007	OEV	5M; Flow; 2.5; mgd; D; 2.656	CHRONIC
784877	5/23/2007	OEV	5M; Flow; 2.5; mgd; D; 3.204	CHRONIC
784878	5/24/2007	OEV	5M; Flow; 2.5; mgd; D; 5.135	CHRONIC
784879	5/25/2007	OEV	5M; Flow; 2.5; mgd; D; 3.393	CHRONIC
784880	5/26/2007	OEV	5M; Flow; 2.5; mgd; D; 3.229	CHRONIC
784881	5/27/2007	OEV	5M; Flow; 2.5; mgd; D; 3.284	CHRONIC
784883	5/28/2007	OEV	5M; Flow; 2.5; mgd; D; 2.943	CHRONIC
784884	5/29/2007	OEV	5M; Flow; 2.5; mgd; D; 2.831	CHRONIC
784888	6/25/2007	OEV	6M; Flow; 2.5; mgd; D; 3.932	CHRONIC

ATTACHMENT B
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS ADDENDUM (1/29/07 – 7/30/08)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
784889	6/26/2007	OEV	6M; Flow; 2.5; mgd; D; 2.966	CHRONIC
784890	6/27/2007	OEV	6M; Flow; 2.5; mgd; D; 3.252	CHRONIC
784891	6/28/2007	OEV	6M; Flow; 2.5; mgd; D; 2.996	CHRONIC
784821	7/26/2007	OEV	7M; Flow; 2.5; mgd; D; 3.953	CHRONIC
784822	7/27/2007	OEV	7M; Flow; 2.5; mgd; D; 2.734	CHRONIC
784825	7/28/2007	OEV	7M; Flow; 2.5; mgd; D; 2.837	CHRONIC
784826	7/29/2007	OEV	7M; Flow; 2.5; mgd; D; 2.753	CHRONIC
784827	7/30/2007	OEV	7M; Flow; 2.5; mgd; D; 3.082	CHRONIC
784828	7/31/2007	OEV	7M; Flow; 2.5; mgd; D; 2.647	CHRONIC
784848	8/3/2007	OEV	8M; Flow; 2.5; mgd; D; 2.676	CHRONIC
784850	8/5/2007	OEV	8M; Flow; 2.5; mgd; D; 3.949	CHRONIC
784853	8/22/2007	OEV	8M; Flow; 2.5; mgd; D; 4.146	CHRONIC
784855	8/23/2007	OEV	8M; Flow; 2.5; mgd; D; 3.578	CHRONIC
784856	8/25/2007	OEV	8M; Flow; 2.5; mgd; D; 3.162	CHRONIC
784857	8/30/2007	OEV	8M; Flow; 2.5; mgd; D; 3.438	CHRONIC
784859	9/20/2007	OEV	9M; Flow; 2.5; mgd; D; 4.098	CHRONIC
784860	9/21/2007	OEV	9M; Flow; 2.5; mgd; D; 2.846	CHRONIC
784861	9/22/2007	OEV	9M; Flow; 2.5; mgd; D; 2.761	CHRONIC
784862	9/24/2007	OEV	9M; Flow; 2.5; mgd; D; 2.706	CHRONIC
784863	9/26/2007	OEV	9M; Flow; 2.5; mgd; D; 3.269	CHRONIC
784124	10/18/2007	OEV	10M; Flow; 2.5; mgd; D; 4.057	CHRONIC
784126	10/19/2007	OEV	10M; Flow; 2.5; mgd; D; 2.839	CHRONIC
784127	10/20/2007	OEV	10M; Flow; 2.5; mgd; D; 2.849	CHRONIC
784128	10/22/2007	OEV	10M; Flow; 2.5; mgd; D; 3.628	CHRONIC
784130	10/24/2007	OEV	10M; Flow; 2.5; mgd; D; 2.623	CHRONIC
784131	10/26/2007	OEV	10M; Flow; 2.5; mgd; D; 3.065	CHRONIC
784809	10/27/2007	OEV	10M; Flow; 2.5; mgd; D; 3.145	CHRONIC
784812	10/28/2007	OEV	10M; Flow; 2.5; mgd; D; 2.777	CHRONIC
784813	11/15/2007	OEV	11M; Flow; 2.5; mgd; D; 4.371	CHRONIC
784814	11/16/2007	OEV	11M; Flow; 2.5; mgd; D; 2.761	CHRONIC
784815	11/17/2007	OEV	11M; Flow; 2.5; mgd; D; 2.913	CHRONIC
784816	11/18/2007	OEV	11M; Flow; 2.5; mgd; D; 2.709	CHRONIC
784817	11/19/2007	OEV	11M; Flow; 2.5; mgd; D; 3.047	CHRONIC
784818	11/22/2007	OEV	11M; Flow; 2.5; mgd; D; 5.54	CHRONIC
784820	11/24/2007	OEV	11M; Flow; 2.5; mgd; D; 3.111	CHRONIC
784077	12/13/2007	OEV	12M; Flow; 2.5; mgd; D; 5.250	CHRONIC
784081	12/14/2007	OEV	12M; Flow; 2.5; mgd; D; 4.050	CHRONIC

ATTACHMENT B
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS ADDENDUM (1/29/07 – 7/30/08)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
784083	12/15/2007	OEV	12M; Flow; 2.5; mgd; D; 3.737	CHRONIC
784084	12/16/2007	OEV	12M; Flow; 2.5; mgd; D; 3.962	CHRONIC
784085	12/17/2007	OEV	12M; Flow; 2.5; mgd; D; 3.358	CHRONIC
784087	12/18/2007	OEV	12M; Flow; 2.5; mgd; D; 3.180	CHRONIC
784105	12/19/2007	OEV	12M; Flow; 2.5; mgd; D; 3.178	CHRONIC
784106	12/20/2007	OEV	12M; Flow; 2.5; mgd; D; 2.878	CHRONIC
784108	1/8/2008	OEV	1M; Flow; 2.5; mgd; D; 4.801	CHRONIC
784110	1/9/2008	OEV	1M; Flow; 2.5; mgd; D; 4.269	CHRONIC
784111	1/10/2008	OEV	1M; Flow; 2.5; mgd; D; 3.806	CHRONIC
784113	1/11/2008	OEV	1M; Flow; 2.5; mgd; D; 3.647	CHRONIC
784115	1/12/2008	OEV	1M; Flow; 2.5; mgd; D; 2.741	CHRONIC
784116	1/13/2008	OEV	1M; Flow; 2.5; mgd; D; 2.772	CHRONIC
784117	1/14/2008	OEV	1M; Flow; 2.5; mgd; D; 2.937	CHRONIC
784119	1/28/2008	OEV	1M; Flow; 2.5; mgd; D; 4.042	CHRONIC
784120	1/29/2008	OEV	1M; Flow; 2.5; mgd; D; 3.554	CHRONIC
784122	1/30/2008	OEV	1M; Flow; 2.5; mgd; D; 3.220	CHRONIC
784123	1/31/2008	OEV	1M; Flow; 2.5; mgd; D; 3.135	CHRONIC

¹ Violation ID in CIWQS

² Table of Abbreviations below defines abbreviations used in this table.

³ Violation Descriptions are coded as follows: Reporting period(s) (e.g., 2M = February, 9M-11M September through November); constituent or parameter (e.g., Flow); effluent limitation; units; limitation period (where applicable); and reported result.

⁴ Exempt non-serious violations fall within the first three violations in a six-month period, thus are exempt. Serious and chronic violations are subject to MMPs

<u>Abbreviation</u>	<u>Definition</u>
CIWQS	California Integrated Water Quality System database
D	Daily
mgd	Million gallons per day
MMP	Mandatory Minimum Penalty
OEV	Other Effluent Violation

ATTACHMENT B
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
CDI TIPTON MILK PROCESSING FACILITY
RECORD OF VIOLATIONS ADDENDUM (1/29/07 – 7/30/08)

<u>MMP VIOLATION TYPE</u>	<u>VIOLATION PERIOD</u> <u>1/29/2007 TO 7/30/2008</u>
Chronic (non-serious) OEV Violations Subject to MMPs:	88
Non-serious OEV Violations Exempt from MMPs:	0
Total Additional Violations Subject to MMPs:	88

Mandatory Minimum Penalty = 88 MMP Violations x \$3,000 = \$264,000

ATTACHMENT C
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
MANDATORY PENALTY
CALIFORNIA DAIRIES, INC.
TIPTON MILK PROCESSING FACILITY

SUMMARY OF VIOLATIONS SUBJECT TO MANDATORY PENALTIES
(31 July 2008 – 31 July 2010)

(Data reported under Monitoring and Reporting Program R5-2008-0114)

<u>Violation ID¹</u>	<u>Violation Date</u>	<u>Violation Type²</u>	<u>Violation Description³</u>	<u>MMP Type⁴</u>
881754	8/4/2008	CAT1	Total Suspended Solids (TSS) Daily Maximum limit is 80 mg/L and reported value was 395 mg/L.	SERIOUS
838650	8/4/2008	CAT1	Total Suspended Solids (TSS) Daily Maximum limit is 1004 lb/day and reported value was 1984 lb/day.	SERIOUS
838651	8/19/2008	CAT1	8M; TSS; 1004; lb/day; D; 8851	SERIOUS
838623	8/20/2008	CAT1	8M; TSS; 80; mg/L; D; 1640	SERIOUS
838607	8/31/2008	CAT1	Total Suspended Solids (TSS) Monthly Average (Mean) limit is 40 mg/L and reported value was 1018 mg/L.	SERIOUS
838679	8/31/2008	CAT1	Total Suspended Solids (TSS) Monthly Average (Mean) limit is 499 lb/day and reported value was 5417 lb/day.	SERIOUS
882026	8/31/2008	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 718 umhos/cm and reported value was 868 umhos/cm.	CHRONIC
838628	9/2/2008	CAT1	9M; TSS; 80; mg/L; D; 560	SERIOUS
838653	9/2/2008	CAT1	9M; TSS; 1004; lb/day; D; 3726	SERIOUS
838555	9/10/2008	OEV	9M; Flow; 4.32; mgd; D; 5.14	CHRONIC
838553	9/15/2008	OEV	9M; Flow; 4.32; mgd; D; 6.83	CHRONIC
838626	9/15/2008	CAT1	9M; TSS; 80; mg/L; D; 900	SERIOUS
838656	9/15/2008	CAT1	9M; TSS; 1004; lb/day; D; 14257	SERIOUS
838624	9/29/2008	CAT1	9M; TSS; 80; mg/L; D; 7700	SERIOUS
838658	9/29/2008	CAT1	9M; TSS; 1004; lb/day; D; 37292	SERIOUS
838551	9/30/2008	OEV	9M; Flow; 40; MG; Monthly Total; 45	CHRONIC
838608	9/30/2008	CAT1	Total Suspended Solids (TSS) Monthly Average (Mean) limit is 40 mg/L and reported value was 3053 mg/L.	SERIOUS
838678	9/30/2008	CAT1	Total Suspended Solids (TSS) Monthly Average (Mean) limit is 499 lb/day and reported value was 18425 lb/day.	SERIOUS
882027	9/30/2008	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 718 umhos/cm and reported value was 879 umhos/cm.	CHRONIC
838633	10/6/2008	CAT1	10M; TSS; 80; mg/L; D; 700	SERIOUS
838659	10/6/2008	CAT1	10M; TSS; 1004; lb/day; D; 3253	SERIOUS

ATTACHMENT C
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (7/31/08 – 7/31/10)

<u>Violation ID¹</u>	<u>Violation Date</u>	<u>Violation Type²</u>	<u>Violation Description³</u>	<u>MMP Type⁴</u>
838631	10/20/2008	CAT1	10M; TSS; 80; mg/L; D; 520	SERIOUS
838662	10/20/2008	CAT1	10M; TSS; 1004; lb/day; D; 3197	SERIOUS
838550	10/31/2008	OEV	10M; Flow; 40; MG; Monthly Total; 42	CHRONIC
838648	10/31/2008	CAT1	Total Suspended Solids (TSS) Monthly Average (Mean) limit is 40 mg/L and reported value was 610 mg/L.	SERIOUS
838677	10/31/2008	CAT1	Total Suspended Solids (TSS) Monthly Average limit is 499 lb/day and reported value was 3225 lb/day.	SERIOUS
882028	10/31/2008	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 716 umhos/cm and reported value was 899 uhos/cm.	CHRONIC
838636	11/10/2008	CAT1	11M; TSS; 80; mg/L; D; 380	SERIOUS
838665	11/10/2008	CAT1	11M; TSS; 1004; lb/day; D; 1842	SERIOUS
838634	11/24/2008	CAT1	11M; TSS; 80; mg/L; D; 280	SERIOUS
838668	11/24/2008	CAT1	11M; TSS; 1004; lb/day; D; 1324	SERIOUS
838647	11/30/2008	CAT1	Total Suspended Solids (TSS) Monthly Average limit is 40 mg/L and reported value was 330 mg/L.	SERIOUS
838675	11/30/2008	CAT1	Total Suspended Solids (TSS) Monthly Average limit is 499 lb/day and reported value was 1583 lb/day.	SERIOUS
882029	11/30/2008	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 716 umhos/cm and reported value was 873 umhos/cm.	CHRONIC
838641	12/1/2008	CAT1	12M; TSS; 80; mg/L; D; 530	SERIOUS
838669	12/1/2008	CAT1	12M; TSS; 1004; lb/day; D; 2529	SERIOUS
838640	12/9/2008	CAT1	12M; TSS; 80; mg/L; D; 82	CHRONIC
838639	12/15/2008	CAT1	12M; TSS; 80; mg/L; D; 440	SERIOUS
838671	12/15/2008	CAT1	12M; TSS; 1004; lb/day; D; 1710	SERIOUS
838638	12/22/2008	CAT1	12M; TSS; 80; mg/L; D; 360	SERIOUS
838672	12/22/2008	CAT1	12M; TSS; 1004; lb/day; D; 2021	SERIOUS
838549	12/26/2008	OEV	12M; Flow; 4.32; mgd; D; 4.35	CHRONIC
838645	12/31/2008	CAT1	Total Suspended Solids (TSS) Monthly Average limit is 40 mg/L and reported value was 353 mg/L.	SERIOUS
838673	12/31/2008	CAT1	Total Suspended Solids (TSS) Monthly Average limit is 499 lb/day and reported value was 1697 lb/day.	SERIOUS
882030	12/31/2008	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 716 umhos/cm and reported value was 856 umhos/cm.	CHRONIC bn
838542	1/8/2009	OEV	1M; Flow; 4.32; mgd; D; 4.55	CHRONIC

ATTACHMENT C
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (7/31/08 – 7/31/10)

<u>Violation ID¹</u>	<u>Violation Date</u>	<u>Violation Type²</u>	<u>Violation Description³</u>	<u>MMP Type⁴</u>
838567	1/8/2009	OEV	1M; TCO; 240; MPN/100 mL; I; 1600	CHRONIC
838544	1/10/2009	OEV	1M; Flow; 4.32; mgd; D; 5.58	CHRONIC
838573	1/12/2009	OEV	1M; TCO; 240; MPN/100 mL; I; 2420	CHRONIC
838545	1/18/2009	OEV	1M; Flow; 4.32; mgd; D; 4.82	CHRONIC
838563	1/19/2009	CAT1	1M; SS; 0.5; ml/L; D; 0.6	CHRONIC
838569	1/19/2009	OEV	1M; TCO; 240; MPN/100 mL; I; 2420	CHRONIC
838618	1/19/2009	CAT1	Total Suspended Solids (TSS) Daily Maximum limit is 1004 lb/day and reported value was 1138 lb/day.	CHRONIC
838643	1/19/2009	CAT1	1M; TSS; 80; mg/L; D; 130	SERIOUS
838561	1/20/2009	CAT1	1M; BOD; 800; lb/day; D; 1007	CHRONIC
838570	1/20/2009	OEV	1M; TCO; 240; MPN/100 mL; I; 2420	CHRONIC
838572	1/21/2009	OEV	1M; TCO; 240; MPN/100 mL; I; 2420	CHRONIC
838546	1/25/2009	OEV	1M; Flow; 4.32; mgd; D; 5.08	CHRONIC
838620	1/26/2009	CAT1	Total Suspended Solids (TSS) Daily Maximum limit is 1004 lb/day and reported value was 1359 lb/day.	CHRONIC
838642	1/26/2009	CAT1	1M; TSS; 80; mg/L; D; 185	SERIOUS
838547	1/31/2009	OEV	1M; Flow; 40; MG; Monthly Total; 42	CHRONIC
838560	1/31/2009	CAT1	1M; BOD; 400; lb/day; M; 418	CHRONIC
838606	1/31/2009	CAT1	Total Suspended Solids (TSS) Monthly Average (Mean) limit is 499 lb/day and reported value was 1549 lb/day.	SERIOUS
838644	1/31/2009	CAT1	1M; TSS; 40; mg/L; M; 158	SERIOUS
882031	1/31/2009	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 711 umhos/cm and reported value was 828 umhos/cm.	CHRONIC
821573	2/2/2009	OEV	2M; TCO; 240; MPN/100 mL; I; 300	CHRONIC
838579	2/2/2009	OEV	1M; TCO; 23; MPN/100 ml; 7-day Median; 2420	CHRONIC
838580	2/3/2009	OEV	2M; TCO; 23; MPN/100 ml; 7-day Median; 2420	CHRONIC
838581	2/4/2009	OEV	2M; TCO; 23; MPN/100 ml; 7-day Median; 300	CHRONIC
821576	2/9/2009	OEV	2M; TCO; 240; MPN/100 mL; I; 2420	CHRONIC
838582	2/9/2009	OEV	2M; TCO; 23; MPN/100 ml; 7-day Median; 300	CHRONIC
821575	2/10/2009	OEV	2M; TCO; 240; MPN/100 mL; I; 500	CHRONIC
838586	2/11/2009	OEV	2M; TCO; 23; MPN/100 ml; 7-day Median; 170	CHRONIC
821577	2/17/2009	CAT1	2M; TSS; 80; mg/L; D; 110	CHRONIC
838540	2/22/2009	OEV	2M; Flow; 4.32; mgd; D; 4.76	CHRONIC
821572	2/28/2009	OEV	2M; Flow; 40; MG; Monthly Total; 42	CHRONIC

ATTACHMENT C
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (7/31/08 – 7/31/10)

<u>Violation ID</u> ¹	<u>Violation Date</u>	<u>Violation Type</u> ²	<u>Violation Description</u> ³	<u>MMP Type</u> ⁴
821582	2/28/2009	CAT1	2M; TSS; 40; mg/L; M; 59	SERIOUS
882032	2/28/2009	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 710 umhos/cm and reported value was 797 umhos/cm.	CHRONIC
821726	3/9/2009	OEV	3M; Flow; 4.32; mgd; D; 4.34	CHRONIC
821729	3/10/2009	CAT1	3M; TSS; 80; mg/L; D; 87	SERIOUS
821728	3/15/2009	OEV	3M; Flow; 4.32; mgd; D; 4.34	CHRONIC
821730	3/17/2009	CAT1	3M; TSS; 80; mg/L; D; 400	SERIOUS
821734	3/17/2009	CAT1	Total Suspended Solids (TSS) Daily Maximum limit is 1004 lb/day and reported value was 2970 lb/day.	SERIOUS
821731	3/24/2009	CAT1	3M; TSS; 80; mg/L; D; 220	SERIOUS
821735	3/24/2009	CAT1	3M; TSS; 1004; lb/day; D; 1816	SERIOUS
821725	3/31/2009	CAT1	3M; BOD; 400; lb/day; M; 406	CHRONIC
821732	3/31/2009	CAT1	3M; TSS; 40; mg/L; M; 184	SERIOUS
838603	3/31/2009	CAT1	Total Suspended Solids (TSS) Monthly Average limit is 499 lb/day and reported value was 1441 lb/day.	CHRONIC
882033	3/31/2009	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 706 umhos/cm and reported value was 779 umhos/cm.	CHRONIC
821800	4/3/2009	CAT1	4M; TSS; 80; mg/L; D; 87	CHRONIC
821801	4/14/2009	CAT1	4M; TSS; 80; mg/L; D; 100	CHRONIC
821795	4/21/2009	OEV	4M; TCO; 240; MPN/ 100 mL; I; 1600	CHRONIC
838588	4/21/2009	OEV	4M; TCO; 23; MPN/100 ml; 7-day Median; 240	CHRONIC
821802	4/30/2009	CAT1	4M; TSS; 40; mg/L; M; 60	SERIOUS
882034	4/30/2009	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 705 umhos/cm and reported value was 749 umhos/cm.	CHRONIC
838558	5/9/2009	CAT1	5M; BOD; 400; lb/day; M; 658	CHRONIC
882035	5/31/2009	OEV	Electrical Conductivity @ 25 Deg. C 12-Month Average limit is 704 umhos/cm and reported value was 722 umhos/cm.	CHRONIC

¹ Violation ID in CIWQS

² Table of Abbreviations below defines abbreviations used in this table.

³ Coded Violation Descriptions are coded as follows: Reporting period(s) (e.g., 2M = February, 9M-11M September through November); constituent or parameter (e.g., Flow); effluent limitation; units; limitation period (where applicable); and reported result.

⁴ Exempt non-serious violations fall within the first three violations in a six-month period, thus are exempt. Serious and chronic violations are subject to MMPs

ATTACHMENT C
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 RECORD OF VIOLATIONS (7/31/08 – 7/31/10)

<u>Abbreviation</u>	<u>Definition</u>
BOD	5-day biochemical oxygen demand
CAT1	Violation of effluent limitation for a Category 1 Pollutant
CIWQS	California Integrated Water Quality System database
D	Daily
I	Instantaneous maximum
M	Monthly
mgd	Million gallons per day
MMP	Mandatory Minimum Penalty
OEV	Other Effluent Violation
TCO	Total coliform organism
TSS	Total suspended solids
umhos/cm	Micromhos per centimeter

<u>MMP VIOLATION TYPE</u>	<u>VIOLATION PERIOD</u> <u>07/31/2008 TO 8/31/2010</u>
Serious CAT1 Violations Subject to MMPs	46
Chronic (non-serious) CAT1 Violations Subject to MMPs:	12
Chronic (non-serious) OEV Violations Subject to MMPs:	39
Non-serious OEV Violations Exempt from MMPs:	0
Total Additional Violations Subject to MMPs:	97

Mandatory Minimum Penalty = 97 MMP Violations x \$3,000 = \$291,000

ATTACHMENT D
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
MANDATORY PENALTY
CALIFORNIA DAIRIES, INC.
TIPTON MILK PROCESSING FACILITY
SUMMARY OF VIOLATIONS SUBJECT TO MANDATORY PENALTIES
(1 January 2000 – 31 July 2010)
(Data reported under Monitoring and Reporting Programs 94-295 and R5-2008-0114)

<u>MMP VIOLATION TYPE</u>	<u>VIOLATION PERIOD</u> <u>1/1/2000 TO 7/31/2010</u>
Serious Late Report Violations	3 ¹
Serious CAT1 Violations Subject to MMPs	158
Chronic CAT1 Violations Subject to MMPs	66
Chronic (non-serious) OEV Violations Subject to MMPs	434
Total Violations Subject to MMPs	661
Non-serious OEV Violations Exempt from MMPs	3

¹ Includes two serious late reporting violations that occurred 21 August 2008 for the late July 2008 self-monitoring report.

Mandatory Minimum Penalty = 661 MMP Violations x \$3,000 = \$1,983,000

**ATTACHMENT E
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
MANDATORY PENALTY
CALIFORNIA DAIRIES, INC.
TIPTON MILK PROCESSING FACILITY
PROPOSED SUPPLEMENTAL ENVIRONMENTAL PROJECTS**

PIXLEY SUPPLEMENTAL ENVIRONMENTAL PROJECT PROPOSAL

Overview:

CDI calls this SEP the “Pixley Water Well Preliminary Hydrogeological Investigation and Pilot Test Well Program.” The unincorporated community of Pixley is about three miles south of the Tipton Facility. The Pixley Public Utility District (District) has four municipal production wells. Three of these wells (Well Nos. 1, 2A, and 3A) extract groundwater that contains arsenic concentrations that exceed 10 ug/L, the State primary maximum contaminant level (MCL). Among the possible mitigation measures under consideration by the District is the construction of replacement production wells in three different locations in the Pixley area: one new well on each side of State Route 99 and a third well that may be on either side of State Route 99.

Each new well would be constructed with the intent of avoiding arsenic concentrations above 10 ug/L and producing at least 1,100 gallons per minute to replace the capacities of Well Nos. 1, 2A, and 3A. In the circumstance that the new well does not produce water that has an arsenic concentration that is sufficiently low for blending, the District would construct and operate an arsenic-removal treatment plant at the new well site. The District plans to investigate and consider the development of at least one of these new wells. The first site to be investigated is anticipated to be located at a residential lot near the intersection of Compton and Cedar Avenues. The treatment process, if determined necessary, would be determined upon evaluation of the specific water quality of the zone sampling.

Project:

The Pixley SEP features the construction of a test well in one of the three locations identified by the District, along with a technical study of well yield and groundwater quality, to determine if groundwater extracted from the location and depth considered for one of the replacement production wells meet the arsenic MCL. CDI proposes to fund the project and hire Provost & Pritchard Engineering Group, Inc. to conduct the study, contract the pilot well, conduct testing, and complete the report. The goal of the proposed project is to develop information necessary to construct new production wells that will meet the arsenic MCL.

Cost:

CDI estimates the Pixley SEP to cost approximately \$200,000. The table below itemizes the estimated costs per project component. Any remaining portion of the \$200,000 not expended on the Pixley SEP will be remitted to the State **by 400 days following Order issuance.**

ATTACHMENT E
 ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
 CDI TIPTON MILK PROCESSING FACILITY
 PROPOSED SUPPLEMENTAL ENVIRONMENTAL PROJECTS

A. Construction Costs

<u>Work Item #</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit of Measure</u>	<u>Unit Price</u>	<u>Cost of Work Item</u>
1	Test Well	1	Each	\$90,000	\$90,000
2	Geologic Analysis	1	Lump Sum	\$20,000	\$20,000
3	Water Supply Testing	1	Lump Sum	\$15,000	\$15,000

B. Estimated Engineering Cost including:

1.	Design engineering	\$15,000
2.	Special services (Conditional Use Permit/Zone Change/site plan review, foundation or archeological investigations, extensive environmental work.	0
3.	Consulting Engineering:	15,000

C. Advertising/Award (printing and noticing) 5,000

D. Property Acquisition (if applicable)

1.	Real Property:	25,000
2.	Appraisals, title work, and related work	10,000

E. Contingency – 2.6% Subtotal 5,000

F. TOTAL PROJECT COST \$200,000

Implementation:

CDI shall complete an agreement with the District and engage the services of a consultant to complete the Pixley SEP **no later than 45 days following Order issuance**. CDI shall complete the project **no later than 385 days following Order issuance**.

Deliverables:

<u>Deliverables:</u>	<u>Compliance Date (days after Order issuance)</u>
1. Copy of the agreement between CDI and the District	60
2. Copy of the executed contract and scope of work with a consultant to complete the Pixley SEP	60
3. Copy of the Project Engineering Report With Recommendations	400

In addition to the above, CDI shall submit quarterly status reports on the Pixley SEP each calendar quarter beginning **January 2011** and ending **January 2012**. Each quarterly status

report shall include copies of all invoices paid during the reporting calendar quarter to the consultant and any subcontractors retained to perform work on the Pixley SEP.

DISSOLVED AIR FLOTATION SUPPLEMENTAL ENVIRONMENTAL PROJECT PROPOSAL

Overview:

CDI calls this SEP “DAF Improvements.” It consists of adding Dissolved Air Flotation (DAF) technology¹ to the Tipton Facility’s wastewater treatment facility, which CDI is currently expanding to increase its effluent percolation pond disposal capacity to accommodate the Facility’s entire wastewater flow. The Fact Sheet in Waste Discharge Requirements Order R5-2008-0114 summarizes CDI’s planned changes to the discharge, which include implementing salinity reduction treatment technology and constructing five new unlined effluent percolation ponds. CDI is preparing a Report of Waste Discharge in support of discharging all of the Tipton Facility’s milk processing wastewater to percolation ponds, thereby eliminating its discharge to Morrison Ditch.

Project:

CDI proposes to install two DAF units that will be operated as needed to reduce the concentration of total suspended solids (TSS) in wastewater discharged to percolation ponds. CDI has identified the unit as a Multifloat DAF unit with a capacity of 750 gallons per minute manufactured by Krofta Engineering.

Order R5-2008-0114 does not prescribe effluent TSS limitations for the discharge to the percolation ponds. Consequently, CDI is not currently required to implement the DAF SEP or install comparable treatment technology to reduce TSS concentrations in the discharge to the percolation ponds.

CDI plans to operate the percolation ponds in alternating cycles of service and “rest and re-aeration” to periodically restore oxygen levels in the soil and, consequently, enhance soil treatment of decomposable waste constituents. Over time, suspended solids in the discharge will accumulate in a sludge layer on the pond bottom, reducing the rate at which wastewater infiltrates into the soil and therefore the pond’s disposal capacity. To restore a pond’s disposal capacity, the pond is taken out of service and allowed to dry. The sludge layer is removed, treated as necessary (e.g., dewatered and stabilized), and disposed of at permitted facility (e.g., land fill) or, more likely, discharged to land for use as a soil amendment under Board-issued

¹ **Dissolved air flotation** (DAF) is a water treatment process that clarifies wastewaters by the removal of suspended matter such as oil or solids. The removal is achieved by dissolving air in the water or wastewater under pressure and then releasing the air at atmospheric pressure in a flotation tank or basin. The released air forms tiny bubbles which adhere to the suspended matter causing the suspended matter to float to the surface of the water where it may then be removed by a skimming device. DAF is very widely used in treating the industrial wastewater from oil refineries, petrochemical and chemical plants, and paper mills, general water treatment and similar industrial facilities.

waste discharge requirements or a waiver of waste discharge requirements. Following sludge removal, the pond bottom is deep ripped prior to being placed back in service. Reducing the TSS concentrations in pond influent will reduce the frequency of pond maintenance and may even allow for the deep-ripping of pond bottoms without the removal of accumulated solids.

CDI's goal will be to operate the percolation ponds through their "rest and re-aeration" periods while monitoring the levels of TSS in the pond influent and measuring the impacts of the solids deposits to the pond bottoms. Monitoring will be conducted on a daily basis through the recording of influent flow volume and height of freeboard in ponds in service. This practice will allow for the determination of percolation rates vs. TSS vs. flow over periods of time and will be evaluated to determine an optimum run time of the DAF treatment maintain the desired TSS to the percolation ponds. It is CDI's goal to reach a balance of run time versus influent TSS that allows CDI to rest and re-aerate the ponds by deep ripping without having to remove sludge from the pond bottoms during these rotating cycles.

Cost:

CDI expects to invest approximately \$2,000,000 for the purchase and installation of the two Multifloat DAF units and associated tankage, pumping, controls, and conveyance. The table below itemizes the estimated costs per project component.

A.	Project Component Description	<u>Estimated Cost</u>
	Two Krofta Engineering 750 gallon-per-minute Multifloat DAF units and ancillary equipment	\$750,000
	pH Neutralization System	75,000.00
	Flow Equalization and Sludge Tanks	250,000
	Automation and Controls	50,000
	Site Improvements and Installation	200,000
	Mechanical Electrical and Piping	150,000
	Engineering, permits, etc.	100,000
	Start up / Commissioning	50,000
B.	Contingency – 20 % of Subtotal	325,000
C.	TOTAL PROJECT COST	1,950,000

Implementation:

CDI shall prepare specifications for the DAF SEP project and solicit project proposals **no later than 30 days following Order issuance**. CDI shall complete the project **no later than 420 days following Order issuance**.

ATTACHMENT E
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2011-0515
CDI TIPTON MILK PROCESSING FACILITY
PROPOSED SUPPLEMENTAL ENVIRONMENTAL PROJECTS

<u>Deliverables:</u>	<u>Compliance Date (days after Order issuance)</u>
1. Copy of the DAF SEP project specifications	45
2. Certification by a California-registered civil engineer that the DAF SEP has been completed as proposed	450

In addition to the above, CDI shall submit quarterly status reports on the DAF SEP each calendar quarter beginning **January 2011** and ending **April 2012**. Each quarterly status report shall include copies of all invoices paid during the reporting calendar quarter to the consultant and any subcontractors retained to perform work on the DAF SEP.