

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

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

PUBLIC HEARING

Concerning

Consideration of a Cleanup and Abatement Order

for

**Dixon Commercial Properties, Monfort, Inc., Con Agra Foods, Inc. and
Greynom, Inc.**

Solano County

This Cleanup and Abatement Order (Order) is proposed to be issued for the Dixon Business Park to Dixon Commercial Properties, Monfort, Inc. (f/k/a Monfort of Colorado, Inc.), ConAgra Foods, Inc. and Greynom, Inc. (f/k/a Armour Food Company), based on provisions of California Water Code Section 13304, which authorizes the California Regional Water Quality Control Board, Central Valley Region to issue Cleanup and Abatement Orders.

Dixon Commercial Properties currently owns the Dixon Business Park (Site), which is located at North 1st Street in Dixon, California and occupies approximately 50 acres. The Dixon Business Park consists of 10 lots of which three have been developed and have tilt-up concrete buildings. The Site was formerly used for meat processing from the mid 1930's to the late 1980's. Industrial waste from the Site consisted of wash waters, paunch materials and other liquid wastes, from the processing of approximately 125 cattle and 1200 sheep daily and the rendering of scrap materials. Wastewater from these operations was disposed in seven ponds (aerobic and anaerobic) for treatment, storage, and disposal.

Dixon Commercial Properties performed groundwater sampling of four on-site monitoring wells over a one and half-year period from April 2001 to August 2002. Sampling data from these monitoring wells indicate the presence of Nitrate (as NO₃) and TDS that exceed the applicable water quality objectives (WQOs) identified in the Regional Board's *Water Quality Control Plan for the Sacramento River and San Joaquin River Basins*. The exceedance of applicable WQOs in the Basin Plan constitutes pollution as defined in the California Water Code Section 13050.

This Order requires the Dischargers to investigate the discharges of waste, clean up the waste, and abate the effects of the waste, forthwith, resulting from former activities at the Dixon Business Park, in conformance with State Board Resolution No. 92-49 *Policies and Procedures for Investigation and Cleanup and Abatement of Discharges Under Water Code Section 13304* and with the Regional Board's *Water Quality Control Plan for the Sacramento River and San Joaquin River Basins*.

NOTICE OF PUBLIC HEARING -2-
DIXON COMMERCIAL PROPERTIES,
MONFORT, INC. (f/k/a MONFORT OF COLORADO, INC.),
CONAGRA FOODS, INC., GREYNOM, INC. (f/k/a ARMOUR FOOD COMPANY)
SOLANO COUNTY

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

DATE: 20 and 21 October 2005
TIME: 8:30 a.m.
PLACE: CV-RWQCB Board Room
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Staff of Central Valley Regional Board
- Dixon Commercial Properties
- Con Agra Foods, Inc.
- Monfort, Inc.
- Greynom, Inc.

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested and not designated parties. Such interested persons may request status as a designated party for purpose of this hearing by submitting such request in writing to the Board no later than **10 October 2005**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

Persons wishing to comment on this noticed hearing item must submit testimony, evidence, if any, and/or comments in writing to the Regional Board no later than **10 October 2005**. Written evidence or comments submitted after **10 October 2005** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

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

Anyone having questions on the tentative Order for the Dixon Business Park should contact Robert Reeves at (916) 464-4651. Interested parties may download the proposed Order and related documents from the Regional Board's Internet website at <http://www.waterboards.ca.gov/centralvalley/tentative>. Copies of these documents can also be obtained by contacting or visiting the Regional Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m..

NOTICE OF PUBLIC HEARING -3-
DIXON COMMERCIAL PROPERTIES,
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SOLANO COUNTY

The procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/water_laws/. Information on meeting and hearing procedures is also available on the Regional Board's website at http://www.waterboards.ca.gov/centralvalley/board_meetings/mtgprocd.html or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Janice Tanaka at (916) 464-4839.

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

Please bring the above information to the attention of anyone you know who would be interested in this matter.

Original signed by
JACK E. DEL CONTE ,
Assistant Executive Officer

[27 September]