

CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD
FRESNO
1685 E Street, Fresno, California 93706

NOTICE OF PUBLIC HEARING
concerning

**SPECIAL ORDER
FOR
CHEMICAL WASTE MANAGEMENT, INC.
KETTLEMAN HILLS FACILITY, KINGS COUNTY
MODIFYING WASTE DISCHARGE REQUIREMENTS ORDER R5-2006-0122**

Chemical Waste Management, Inc. ("CWMI") owns and operates the Kettleman Hills waste disposal facility. Non-hazardous Class II/III landfills B-17 and B-19 are regulated by Waste Discharge Requirements ("WDRs") Order R5-2006-0122. An 18.23-acre portion of Waste Management Unit B-19, which no longer accepts solid waste, is currently operated and monitored as a bioreactor project. Bioreactor projects are considered Research, Development and Demonstration projects ("RD&D Projects") under federal and state regulations. At the bioreactor portion of the landfill, non-hazardous liquids are injected into the existing waste mass to promote the biodegradation of solid waste.

The Central Valley Regional Water Board may not permit RD&D Projects in intervals longer than three years, and the total term for a permit, including renewals, may not exceed twelve years. WDRs Order R5-2006-0122 prohibits the addition of liquids into the bioreactor after 15 September 2011, which is three years after liquids were first introduced into the bioreactor. The Central Valley Regional Water Board is currently considering whether to allow the bioreactor to continue to operate for an additional three-year period.

A public hearing concerning the approval of a Special Order that would allow the bioreactor to operate for an additional three years was conducted on 4 August 2011 in Rancho Cordova, CA. The Central Valley Regional Water Board continued this meeting to receive additional input from interested parties. The public hearing will be resumed during a Central Valley Regional Water Board meeting scheduled for:

DATE: 13 September 2011
TIME: To begin at 4:00 p.m.
PLACE: Kettleman City Elementary School Cafeteria
701 General Petroleum Ave.
Kettleman City, CA

The designated parties for this hearing are as follows:

- CWMI
- Greenaction for Health and Environmental Justice
- El Pueblo Para El Aire y Agua Limpio/People for Clean Air and Water

At the 4 August 2011 Board Meeting, the designated parties had the opportunity to call and examine witnesses, to cross-examine opposing witnesses, to impeach witnesses, to rebut evidence, and have been subject to cross-examination. Additional time to make oral comments in front of the Central Valley Regional Water Board may be granted at the discretion of the Board Chair.

Interested persons may not cross-examine witnesses, and will not be subject to cross examination. Interested persons who present evidence may be subject to cross-examination. The deadline to submit written comments was **27 June 2011**. Any party requesting to submit late material must demonstrate good cause.

All interested persons that did not have the opportunity to speak at the 4 August 2011 Central Valley Regional Water Board meeting may make oral statements before the Board. Oral testimony will be limited in time by the Board Chair. Both designated and interested persons may be asked to respond to clarifying questions from Board members, counsel, staff, or others.

Anyone having questions regarding the Special Order should contact **James Dowdall at (559) 445-5108** or at **jdowdall@waterboards.ca.gov**. Anyone wishing to speak with someone in Spanish, please contact **Jorge Baca at (559) 445-6076 or by email at jbaca@waterboards.ca.gov**. Interested parties may download the Special Order from the Board's Internet website at:

http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/

Copies of the documents can also be obtained by contacting or visiting the Central Valley Regional Water Board's office at 1685 E St., Fresno, California 93706, weekdays between 8:00 a.m. and 5:00 p.m. or by contacting Board staff. The meeting agenda will be available at http://www.waterboards.ca.gov/board_info/agendas/ at least ten days before the meeting. The agenda may include staff revisions to the proposed order.

Meeting regulations governing hearings conducted by the Central Valley Regional Water Board may be found at California Code of Regulations, title 23, section 647 et seq. and are available upon request. Hearings before the Central Valley Regional Water Board are not conducted pursuant to Chapter 5 of the Administrative Procedure Act (commencing with section 11500 of the Government Code). The procedures applicable to this hearing may be obtained by accessing http://www.waterboards.ca.gov/laws_regulations/. Additional information regarding meeting and hearing procedures is also available on the Board's website at

http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

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The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. -Rizzardi at (916) 464-4839 at least five 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 who would be interested in this matter.

ORIGINAL SIGNED BY

Clay L. Rodgers, PG, CEG
Assistant Executive Officer

11 August 2011