



DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

801 K STREET, MS 19-01, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • WWW.CALRECYCLE.CA.GOV

October 29, 2010

Mr. David Sholes
Central Valley Regional Water Quality Control Board
1685 E Street
Fresno, California 93706

NOV 01 2010

FRESNO, CALIF.

Subject: Tentative Waste Discharge Requirements Order No. R5-2010-XXXX (WDRs), General Order for Dairies with Manure Anaerobic Digester or Co-digester Facilities (Anaerobic Digester Facilities) for issuance by the Central Valley Regional Water Quality Control Board (CVRWQCB).

Dear Mr. Sholes:

CalRecycle staff appreciates the opportunity to review the WDRs for the Anaerobic Digester Facilities in California's Central Valley. CalRecycle staff has no comments specific to the Tentative WDR General Order at this time. CalRecycle has participated in the Technical Advisory Group (TAG) and reviewed and commented on the draft Program Environmental Impact Report (EIR) for the *Waste Discharge Regulatory Program for Dairy Manure Digester and Dairy Manure Co-Digester Facilities*.

Please note that CalRecycle has outlined CalRecycle's regulatory requirements relative to anaerobic digestion projects in a publication entitled *How Anaerobic Digestion Fits Current Board Regulatory Structure*. The publication may also be accessed online at the following URL: <http://www.calrecycle.ca.gov/Publications/Organics/2009021.pdf>. This document provides an overview of how the Title 14 requirements for permit/authorization apply to anaerobic digestion with consideration of the feedstock, source of the feedstock, location and quantity involved. CalRecycle hopes that this document will inform project developers in a manner that facilitates the expanded use of anaerobic digestion technology. Determination of the appropriate level of authorization or permit for an activity involving anaerobic digestion is made by the [Local] Enforcement Agency. Thank you for the opportunity to comment on the Tentative WDR General Order.

CalRecycle supports the CVRWQCB's work on dairy manure digestion and co-digestion technology and expect that the Program EIR will aid in the streamlining of the permitting of Anaerobic Digestion Facilities. Please note that correspondence for staff of CalRecycle's Waste Compliance and Mitigation Program should continue to be sent to 1001 I Street, P.O. Box 4025, Sacramento, CA 95812. Correspondence specifically for the attention of the Director of CalRecycle should be sent to the address in the letterhead at the top of this letter. If you have any questions or comments, please contact Ken Decio of my staff at (916) 341-6313, facsimile at (916) 319-7244, or e-mail Mr. Decio at Ken.Decio@CalRecycle.ca.gov.



Sincerely,

*Kevin Taylor
for Mark deBie*

Mark de Bie, Division Chief
Permitting and LEA support Division
Waste Compliance and Mitigation Program

CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

cc: Ken Decio
Training, Outreach and Safety Services Branch
Permitting and LEA support Division
Waste Compliance and Mitigation Program
CalRecycle