

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

73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260
(760) 346-7491

Public Notice No. 7-04-32
NPDES Permit No. CA0104493
December 6, 2004

**ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R7-2004-0170
ISSUED TO
KUHN FARMS DAIRY**

**FOR DISCHARGES OF WASTEWATER
INTO DIXIE DRAIN 5B THROUGH TWO DISCHARGE POINTS
WHICH VIOLATES BOARD ORDER NO. 01-800(25)
NPDES PERMIT NO. CA017001**

Kuhn Dairy Farms owns and operates a confined animal feeding operation (CAFO) facility located in El Centro, California. On March 14, 2001, the California Regional Water Quality Control Board, Colorado River Basin Region (Regional Board) adopted General Waste Discharge Requirements, and a General National Pollutant Discharge Elimination System (NPDES) Permit No 01-800 to regulate discharges of waste for confined animal feeding operations. The waste discharge requirements for Kuhn Farms Dairy is assigned Order No. 01-800(25).

The Executive Officer of the Regional Board has issued Administrative Civil Liability Complaint No. R7-2004-0170 against the Discharger alleging that Kuhn Farms Dairy discharged wastewater into the Dixie Drain 5B through two discharge points in violation of Board Order No. 01-800(25). The discharge was observed by the County of Imperial, Department of Environmental Health Services staff during an inspection of the crop fields adjacent to the facility.

Pursuant to Section 13385 of the California Water Code this complaint proposes that the discharger pay Ten Thousand Dollars (\$10,000) of administrative civil liability.

Unless the discharger agrees to waive its right to a public hearing on the matter, the Regional Board will proceed with a hearing for this matter as follows:

Date: January 19, 2005
Time: 10:00 a.m.
Location: La Quinta City Council Chambers

If the discharger waives its right to the hearing and pays the administrative civil liability amount stated in the complaint, the settlement of this Complaint will be final after 30 days from the date of this Public Notice.

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During the hearing, the public and any other person interested in this matter can provide the Regional Board with comments on the Complaint.

Persons wishing to file written comments on, or objections to, the Administrative Civil Liability Complaint, or other aspects of this matter, are requested to do so within 30 days of the date of this Notice, so that the Regional Board may consider the comments.

Comments should be mailed to the following address:

California Regional Water Quality Control Board
Colorado River Basin Region
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

A copy of the proposed Complaint may be obtained from the Regional Board Office. Please contact Osabuogbe Igbinedion at (760) 776-8968 for any question regarding this matter. Please bring the foregoing to the attention of anyone you think would be interested in this matter.

Any person who is disabled and requires special accommodations to participate in this Regional Board Meeting, please contact Judy Reed at (760) 776-8958 or (760) 346-7491 no later than 10 days before the scheduled meeting.