

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
RESOLUTION NO. R5-2007-_____
APPROVING AN INITIAL STUDY
AND
ADOPTING A NEGATIVE DECLARATION
FOR
SK FOODS LEMOORE FACILITY
KINGS COUNTY

The California Regional Water Quality Control Board, Central Valley Region (hereafter Regional Water Board) finds:

1. The Regional Water Board proposes to adopt Waste Discharge Requirements (hereafter WDRs) for the discharge/recycling of wastewater to an approximately 2,600-acre disposal area by SK Foods (hereafter Discharger) from its Lemoore Tomato Processing Facility.
2. The Regional Water Board is the lead agency for this project under the California Environmental Quality Act and has conducted an Initial Study in accordance with Title 14, California Code of Regulation, Section 15063, entitled *Guidelines for the Implementation of the California Environmental Quality Act*.
3. The Discharger's Lemoore Facility is an existing facility that currently discharges/recycles wastewater to an 860-acre parcel approximately 2 miles northeast of the proposed 2,600-acre disposal area.
4. Copies of the Initial Study and Negative Declaration were transmitted to or made available to all agencies and persons known to be interested in these matters.
5. The Regional Water Board received comments regarding the Initial Study from the California Department of Health Services, the California Department of Water Resources, the California Department of Transportation, and a nearby property owner. These comments have been considered and addressed.
6. The Regional Water Board considered all testimony and evidence at a hearing held on 2 August 2007 in Rancho Cordova, California and good cause was found to approve the Initial Study and adopt a Negative Declaration.
7. Regional Water Board staff will now draft Tentative Waste Discharge Requirements that revise the existing WDRs for SK Foods and incorporate the various measures described in the Initial Study as part of the project. The proposed WDRs will contain discharge prohibitions, effluent and recycling water limitations, and will be developed to protect the beneficial uses of receiving water and prevent conditions of nuisance.

THEREFORE BE IT RESOLVED, pursuant to Section 21080, et seq. of the California Public Resources Code, the Regional Water Board, after considering the entire record, including written and oral testimony at the hearing:

1. Approves the Initial Study and adopts the Negative Declaration for the adoption of Waste Discharge Requirements (WDRs) for the SK Foods Lemoore Facility.

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2. Finds the record before the Regional Water Board contains no substantial evidence that a fair argument has been made that the project may have a significant effect on the environment.

I, PAMELA C. CREEDON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, Central Valley Region on 2 August 2007.

PAMELA C. CREEDON, Executive Officer