

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 87-063

RESCINDING WASTE DISCHARGE REQUIREMENTS FOR:

ED OLIVERA DOING BUSINESS AS OLIVERA EGG RANCH
OLIVERA EGG RANCH
SAN JOSE, SANTA CLARA COUNTY

The California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter called the Board) finds that:

1. On May 16, 1978, the Board adopted Order No. 78-34, waste discharge requirements for the operation of egg ranch on San Felipe Road in San Jose. Ed Olivera, and Ed Olivera doing business as Olivera Egg Ranch (hereinafter called the discharger), owned and operated this confined animal facility.
2. The Olivera Egg Ranch was a chicken farm consisting of seven large enclosed coops which housed approximately 40,200 chickens. Waste generated in these coops was washed from beneath the cages by water and delivered to a 160' x 160' x 10' deep waste pond (anaerobic lagoon) by gravity. Solids from the waste pond were trucked to a six acre disposal area located on leased land to the east of the waste pond. Liquids from the waste pond were used for irrigation of an orchard adjacent to and north of the disposal area. The site drained to an unnamed creek which is tributary to Thompson Creek. Thompson Creek flows into the San Francisco Bay via Silver and Coyote Creeks.
3. On October 16, 1985, the Board rescinded Order No. 78-34, and adopted Order No. 85-122, updated waste discharge requirements for the egg ranch. This Order required that the discharger provide either a technical report, including an evaluation of the hydrology and hydrogeology of the site, or a written commitment to cease operations at the facility.
4. On March 21, 1986, the discharger provided a written commitment to cease operations at the facility, and to remove all waste from the pond, pursuant to an established time schedule.
5. Removal of sludge from the pond commenced in July of 1986. Sludge was placed for drying on adjacent land.
6. An inspection by Regional Board staff on August 5, 1986 verified progress towards completion of pond closure. Another inspection on September 4, 1986 verified that all sludge originally contained in the pond had been removed and was being dried on adjacent land. A final inspection of the

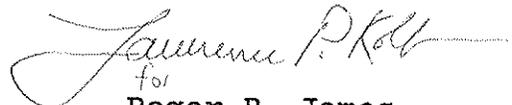
site on February 5, 1987 verified that all sludge previously spread onto land had been thoroughly and satisfactorily removed. Grading of the pond area had been completed to provide adequate drainage to prevent ponding of rainwater.

7. The Olivera Egg Ranch is no longer in operation, the waste pond previously in existence at the site has been dismantled, and all waste has been removed from the premises. There is no longer any waste discharge at the site; therefore, waste discharge requirements are no longer necessary.
8. This action is an order to rescind waste discharge requirements for a privately owned waste disposal facility, with no expansion of use beyond that previously existing. Consequently, this project qualifies for an exemption to the California Environmental Quality Act (CEQA) as provided for in CEQA Section 21084 (a), and Section 15310 of the Resources Code.
9. The Board notified the discharger and interested agencies and persons of its intent to rescind waste discharge requirements and has provided them with an opportunity for a public hearing and to submit their written views and recommendations.
10. The Board, in a public meeting, heard and considered all comments pertaining to the discharge.

IT IS HEREBY ORDERED THAT:

This Regional Board's Order No. 85-122 is rescinded.

I, Roger B. James, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on June 17, 1987.


for
Roger B. James
Executive Officer