

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive Suite 200, Rancho Cordova, California 95670

PUBLIC HEARING

concerning

**CEASE AND DESIST ORDER
FOR
CLARK STRUCTURAL, LLC AND CLARK PACIFIC CORPORATION
FORMER SPRECKLES SUGAR FACILITY
YOLO COUNTY**

Clark Structural, LLC and Clark Pacific Corporation are the owners and operators of the former Spreckles Sugar Facility in Woodland, and are responsible for the removal and remediation of Precipitated Calcium Carboante (PCC) stockpiles generated from the processing of sugar beets into sugar. The cleanup and remediation of the PCC stockpiles is regulated under Waste Discharge Requirements (WDRs) Order R5-2003-0047, which provides a time schedule for these activities. The Discharger has not complied with the time schedule found in the WDRs.

The Central Valley Water Board will consider issuing a Cease and Desist Order containing an extended time schedule to comply with WDRs R5-2003-0047 and to remove the remaining PCC stockpiles. Closure of three areas defined by the Discharger shall be conducted in a phased approach with final closure of the last storage area by December 2015. The proposed Order includes a schedule of reporting requirements necessary to ensure the Discharger is maintaining the removal schedule and conducting appropriate maintenance measures to reduce or eliminate any threat to water quality and possible nuisance from wind or precipitation events.

A public hearing concerning this matter will be conducted during the Central Valley Water Board meeting scheduled for:

DATE: **1/2/3 August 2012**
TIME: 8:30 a.m.
PLACE: Central Valley Water Board
11020 Sun Center Drive
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Staff of Central Valley Water Board
- Clark Structural LLC and Clark Pacific Corporation

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Interested persons may request status as a designated party by submitting a request in writing to the Board so that it is received no later than **5 p.m. on 25 June 2012**. The request must explain the basis for the request.

Persons wishing to comment on these items shall submit evidence, if any, and/or comments to the Board so that they are received no later than **5 p.m. on 25 June 2012**. Written materials submitted after this time will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

NOTICE OF PUBLIC HEARING
CLARK STRUCTURAL , LLC AND CLARK PACIFIC CORPORATION
FORMER SPRECKLES SUGAR FACILITY
YOLO COUNTY

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All designated parties and interested persons may speak at the hearing, and are expected to orally summarize their written submittals. Oral testimony and cross-examination will be limited in time by the Board Chair.

Anyone having questions regarding the tentative CDO should contact Todd Del Frate at (916) 464-4737. The proposed Orders and related documents may be downloaded from the Central Valley Water Board's website at: http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/ Copies of these documents can also be obtained by contacting or visiting the Board's office at 11020 Sun Center Drive, Rancho Cordova, California, 95670, weekdays between 8:00 a.m. and 5:00 p.m.

The procedures governing the hearing may be found at California Code of Regulations, title 23, section 647 et seq., and are available upon request. Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/water_laws/. Information on 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.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least 5 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 you know who would be interested in this matter.

Original signed by:

FREDERICK MOSS, Assistant Executive Officer

1 June 2012