

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

**SPECIAL BOARD ORDER R7-2016-0031
AMENDING TIME SCHEDULE ORDER R7-2016-0008
ISSUED TO ONE WORLD BEEF, LLC, OWNER/OPERATOR
WASTEWATER TREATMENT FACILITY
Brawley – Imperial County**

The California Regional Water Quality Control Board, Colorado River Basin Region (Colorado River Basin Water Board), finds that:

1. One World Beef, LLC (OWB or Discharger), submitted an application and Report of Waste Discharge (ROWD) for Waste Discharge Requirements (WDRs), dated November 25, 2015, for proposed on-site discharges of wastes from a wastewater treatment facility (WWTF) that provides services to a beef processing facility (Facility). The Facility is located at 57 Shank Road, Brawley, CA 92227, in Imperial County.
2. The Discharger has entered into a Purchase and Sales Agreement (Agreement) to buy the Facility from National Beef California, LP (NBC). NBC is a wholly-owned subsidiary of National Beef Packing Company, LLC (headquartered in Kansas City, Missouri), which in turn is a subsidiary of Leucadia National Corporation. The Facility is expected to be sold presently to the Discharger pursuant to the Agreement.
3. On January 14, 2016, the Colorado River Basin Water Board adopted Board Order R7-2016-0007, prescribing Waste Discharge Requirements for the Discharger's Facility that will generate industrial wastewater to be discharged (1) to areal groundwater through three unlined ponds and (2) from the WWTF into the city of Brawley municipal wastewater collection system for further treatment and disposal at the city of Brawley Wastewater Treatment Plant (Brawley WWTP). The Discharger proposes to implement a phased approach to ramp up operations at the Facility. Under the Discharger's proposal, there will be five (5) phases that ultimately will lead to a discharge of up to 1.30 million gallons per day of process wastewater.
4. In addition on January 14, 2016, the Colorado River Basin Water Board adopted Time Schedule Order (TSO) R7-2016-0008 pursuant to Sections 13267 and 13300 of the CWC, requiring the Discharger to prepare technical reports and to implement onsite improvements to bring its Facility and related proposed discharges of wastes into compliance with Board Order R7-2016-0007 in accordance with a time schedule for each of the five (5) operational phases.
5. At the time TSO R7-2016-0008 was adopted, the Discharger anticipated that escrow would close by January 2016, and would start Phase 1 of its operation in February 2016. However, the Discharger notified the Colorado River Basin Water Board in May 2016 that there have been a number of delays with its project, and it now expects to close escrow in June 2016. The delays have had a cascading effect on the expected startup date and each of the subsequent Phases of operation. Based on this effect, by letter dated May 20, 2016, the Discharger requested a five-month extension applicable to each Phase of the operation.
6. The Discharger has not discharged any wastes onsite since the adoption of Board Orders R7-2016-0007 and R7-2016-0008, and thus, the Discharger is in full compliance with both Orders. The Discharger has submitted a timely and justifiable request for a time extension of the deadlines prescribed by TSO R7-2016-0008.

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7. The Regional Water Board published Public Notice 7-16-27 for this Special Board Order on June 10, 2016.
8. Issuance of this Special Board Order amending TSO R7-2016-0008 to enforce CWC, Division 7, Chapter 5.5, is exempt from the provisions of CEQA (Pub. Resources Code, § 21000 et seq.), in accordance with Section 15321 (“Enforcement Actions by Regulatory Agencies”) Title 14, California Code of Regulations.

IT IS HEREBY ORDERED, that Time Schedule Order R7-2016-0008 is amended in the manner specified below upon the effective date of this Special Board Order, and, in order to meet the provisions contained in Division 7 of the California Water Code (CWC) and regulations adopted thereunder, the Discharger shall comply with the requirements in this Special Board Order as well as with those portions of TSO R7-2016-0008 that were not amended by this Special Board Order:

Pages 2-3, Finding 6, Table 2 is modified as follows:

Table 2: OWB’s Proposed WWTF Discharges and Improvements			
Phase	Proposed WWTF Improvements	Month/Year	Wastewater Flow Rate (gpd)
Phase 1	Replace rotary drum screens, replace wastewater pumps, overhaul DAF units, replace aeration system in Pond 2. Implement biological denitrification via baffle system, mixing and recirculation, and pH and dissolved oxygen monitoring.	Five (5) months from closing date	200,000
Phase 2	Increase aeration requirements for Pond system	One (1) year from closing date	400,000
Phase 3	Overhaul biogas utilization system; bypass pumping for denitrification slip stream.	Two (2) years from closing date	750,000
Phase 4	Replace sheet pile clarifier and SAF with new optimized clarifier.	Five (5) years from closing date	1,000,000
Phase 5	Clean close Pond 1, Engineering Alternative, refurbish Pond 1, or construct new anaerobic lagoon with internal mixing and sludge withdrawal system. Reuse or separate lined evaporation. Segregation of wastewater.	Five (5) years from closing date	1,300,000

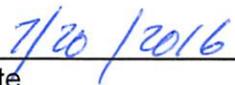
Page 7, Ordered Paragraph No. 4: Phase 1 WWTF Implementation technical report submittal. **Modify Completion dates of Milestones** as follows: “By July 15, 2016,...” to “Within 30 days of completion of Phase 1,...”

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This Special Board Order is effective upon the date of the Executive Officer's signature.



JOSE L. ANGEL, P.E.,
Executive Officer



Date