



Central Valley Regional Water Quality Control Board

24 June 2024

CERTIFIED MAIL

9589 0710 5270 0591 2581 91

MER Properties
1215 Birchbrook Court
Manteca, CA 95336

NOTICE OF PUBLIC HEARING

TENTATIVE RESCISSION OF WASTE DISCHARGE REQUIREMENTS ORDER R5-95-155; MER PROPERTIES, MANUEL XAVIER DAIRY, SAN JOAQUIN COUNTY

TO ALL CONCERNED PERSONS AND AGENCIES:

Enclosed is a tentative order rescinding Waste Discharge Requirements Order No. R5-95-155 for MER Properties, Manuel Xavier Dairy in San Joaquin County. The Central Valley Region Water Quality Control Board (Central Valley Water Board) will be considering adoption of the tentative Rescission Order at its 22/23 August 2024 meeting. Any comments or recommendations you or others may have concerning the tentative Rescission Order must be submitted in writing to this office by **5 p.m. on 24 July 2024**. Absent a showing of good cause and lack of prejudice to other parties, the Board Chair may exclude comments and evidence received after this deadline.

In order to conserve paper and reduce mailing costs, a paper copy of the tentative Rescission Order has been sent only to the Discharger. Others are advised that the tentative Rescission Order will be available, within the next couple of days, on the Central Valley Water Board's [Tentative Order Website](https://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/) under the heading, "Discharger-Specific Items for Future Approval and/or Regional Water Board Meetings". (https://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/)

A Public Hearing concerning this matter will be held during the Central Valley Regional Water Quality Control Board (Central Valley Water Board) meeting scheduled for:

Date: 22/23 August 2024

Time: To Be Determined

MARK BRADFORD, CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

Place: Central Valley Regional Water Quality Control Board Office
11020 Sun Center Drive, Suite 200 Rancho Cordova, CA 95670
(Physical Meeting Location with Remote Meeting Option)

This public meeting is currently scheduled to take place in-person and via video and teleconference, but the format may be changed in the future. Any person wishing to obtain information about changes to the date, time, location, or format, of the meeting should visit the [Central Valley Water Board's website](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) (https://www.waterboards.ca.gov/centralvalley/board_info/meetings/).

The final meeting agenda will be available on the Central Valley Water Board's website at least 10 days before the meeting. The agenda will provide the location and format of the meeting, the anticipated date the hearing will be held for this item, and the anticipated order of all the agenda items; however, the Board may consider agenda items out of their listed order. The agenda materials may also include staff revisions to the proposed order.

Persons wishing to make non-evidentiary policy statements at the Board meeting (such statements will generally be limited to 3 minutes) are **not** required to submit written comments, but the Board appreciates receiving those comments in writing by the due date listed above so that they may be included in the packages that the Board members will receive ahead of the meeting.

The Central Valley Water Board is implementing a Paperless Office system. Please email any comment to rb5s-caf-comments@waterboards.ca.gov and cc bryan.botsford@waterboards.ca.gov. In the subject line of the email please include **"MER Properties, Confined Animal Facility, Rescission Comments."**

If you have any questions regarding the tentative Rescission Order, or if you do not have internet access and wish to request paper copies, contact Bryan Botsford at bryan.botsford@waterboards.ca.gov.

John T. Murphy, P.G. #9524, C.HG. #1092
Supervising Engineering Geologist
Confined Animals Unit

Enclosure: Tentative Rescission Order
cc w/o enc: San Joaquin County Environmental Health Department, Stockton

cc via email: Donna Burlingame, donna.burlingame@comcast.net