



**MAY 11 2011**

Patrick Fagundes  
Palm Dairy  
22901 Rd 140  
Tulare, CA 93274]

**RE: Notice of Final Action - Authority to Construct  
Project Number: S-1094916**

Dear Mr. Fagundes:

The Air Pollution Control Officer has issued Authority to Construct permits to Palm Dairy for incorporation of requirements for compliance with District Rule 4570 Confined Animal Facilities into the permits for Palm Dairy, located at 20215 Rd 140, Tulare, CA. This rule requires existing confined animal facilities to reduce emissions of volatile organic compounds by implementing multiple mitigation measures.

Enclosed are copies of the Authority to Construct permits and a copy of the notice of final action to be published approximately three days from the date of this letter.

Notice of the District's preliminary decision to issue this Authority to Construct was published on March 11, 2011. The District's analysis of the proposal was also sent to CARB on March 8, 2011. No comments were received following the District's preliminary decision on this project.

Also enclosed is an invoice for the engineering evaluation fees pursuant to District Rule 3010. Please remit the amount owed, along with a copy of the attached invoice, within 60 days.

Thank you for your cooperation in this matter. If you have any questions, please contact Mr. Jim Swaney at (559) 230-5900.

Sincerely,

David Warner  
Director of Permit Services

DW:rn

Enclosures

**Seyed Sadredin**  
Executive Director/Air Pollution Control Officer

**Northern Region**  
4800 Enterprise Way  
Modesto, CA 95356-8718  
Tel: (209) 557-6400 FAX: (209) 557-6475

**Central Region (Main Office)**  
1990 E. Gettysburg Avenue  
Fresno, CA 93726-0244  
Tel: (559) 230-6000 FAX: (559) 230-6061

**Southern Region**  
34946 Flyover Court  
Bakersfield, CA 93308-9725  
Tel: 661-392-5500 FAX: 661-392-5585



MAY 11 2011

Mike Tollstrup, Chief  
Project Assessment Branch  
Stationary Source Division  
California Air Resources Board  
PO Box 2815  
Sacramento, CA 95812-2815

**RE: Notice of Final Action - Authority to Construct**  
**Project Number: S-1094916**

Dear Mr. Tollstrup:

The Air Pollution Control Officer has issued Authority to Construct permits to Palm Dairy for incorporation of requirements for compliance with District Rule 4570 Confined Animal Facilities into the permits for Palm Dairy, located at 20215 Rd 140, Tulare, CA. This rule requires existing confined animal facilities to reduce emissions of volatile organic compounds by implementing multiple mitigation measures.

Enclosed are copies of the Authority to Construct permits and a copy of the notice of final action to be published approximately three days from the date of this letter.

Notice of the District's preliminary decision to issue this Authority to Construct was published on March 11, 2011. The District's analysis of the proposal was also sent to CARB on March 8, 2011. No comments were received following the District's preliminary decision on this project.

Thank you for your cooperation in this matter. If you have any questions, please contact Mr. Jim Swaney at (559) 230-5900.

Sincerely,

David Warner  
Director of Permit Services

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Visalia Times-Delta

**NOTICE OF FINAL ACTION  
FOR THE ISSUANCE OF AUTHORITY  
TO CONSTRUCT PERMITS**

NOTICE IS HEREBY GIVEN that the Air Pollution Control Officer has issued Authority to Construct permits to Palm Dairy for incorporation of requirements for compliance with District Rule 4570 Confined Animal Facilities into the permits for Palm Dairy, located at 20215 Rd 140, Tulare, CA. This rule requires existing confined animal facilities to reduce emissions of volatile organic compounds by implementing multiple mitigation measures.

No comments were received following the District's preliminary decision on this project.

The application review for Project #S-1094916 is available for public inspection at [http://www.valleyair.org/notices/public\\_notices\\_idx.htm](http://www.valleyair.org/notices/public_notices_idx.htm) and the **SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT, 1990 EAST GETTYSBURG AVENUE, FRESNO, CA 93726** .



# AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-6732-1-4

**ISSUANCE DATE:** 05/09/2011

**LEGAL OWNER OR OPERATOR:** PALM DAIRY  
**MAILING ADDRESS:** 20215 RD 140  
TULARE, CA 93274

**LOCATION:** 20215 ROAD 140  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**  
MODIFICATION OF 2,400 COW HERRINGBONE MILKING PARLOR: CORRECT PERMITTED NUMBER OF MILK COWS TO 1,600; ADD MITIGATION MEASURES TO COMPLY WITH RULE 4570

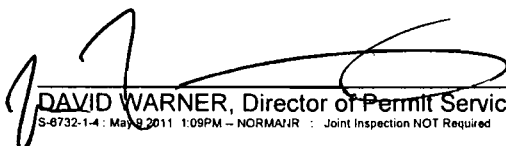
## CONDITIONS

1. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to enter the permittee's premises where a permitted source is located or emissions related activity is conducted, or where records must be kept under condition of the permit. [District Rule 1070]
2. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit. [District Rule 1070]
3. If a licensed veterinarian, a certified nutritionist, the California Department of Food and Agriculture (CDFA), or the United States Department of Agriculture (USDA) determines that any VOC mitigation measure (with a Rule 4570 reference) is detrimental to animal health and needs to be suspended, the Permittee must notify the District in writing within forty-eight (48) hours of the determination including the duration and the specific health condition requiring the mitigation measure to be suspended. If the situation is expected to exist longer than a thirty-day (30) period, the owner/operator shall submit a new emission mitigation plan designating a mitigation measure to be implemented in lieu of the suspended mitigation measure. [District Rule 4570]
4. Permittee shall flush or hose milk parlor immediately prior to, immediately after, or during each milking. [District Rule 4570]
5. Permittee shall provide verification that milk parlors are flushed or hosed prior to, immediately after, or during each milking. [District Rule 4570]

CONDITIONS CONTINUE ON NEXT PAGE

**YOU MUST NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (661) 392-5500 WHEN CONSTRUCTION IS COMPLETED AND PRIOR TO OPERATING THE EQUIPMENT OR MODIFICATIONS AUTHORIZED BY THIS AUTHORITY TO CONSTRUCT.** This is NOT a PERMIT TO OPERATE. Approval or denial of a PERMIT TO OPERATE will be made after an inspection to verify that the equipment has been constructed in accordance with the approved plans, specifications and conditions of this Authority to Construct, and to determine if the equipment can be operated in compliance with all Rules and Regulations of the San Joaquin Valley Unified Air Pollution Control District. Unless construction has commenced pursuant to Rule 2050, this Authority to Construct shall expire and application shall be cancelled two years from the date of issuance. The applicant is responsible for complying with all laws, ordinances and regulations of all other governmental agencies which may pertain to the above equipment.

Seyed Sadredin, Executive Director / APCO

  
DAVID WARNER, Director of Permit Services  
S-6732-1-4: May 9 2011 1:09PM - NORMA/JR : Joint Inspection NOT Required

6. All records shall be kept and maintained for a minimum of five (5) years and shall be made available to the APCO, ARB and EPA upon request. [District Rule 4570]
7. This permit does not authorize the violation of any conditions established for this facility in the Conditional Use Permit (CUP), Special Use Permit (SUP), Site Approval, Site Plan Review (SPR), or other approval documents issued by a local, state, or federal agency. [District Rules 2070 and 2080, and Public Resources Code 21000-21177: California Environmental Quality Act]
8. Permittee shall submit a complete Authority-to-Construct application by April 21, 2011 to comply with all applicable Phase II requirements of District Rule 4570, Section 5.6. [District Rule 4570]

## AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-6732-2-3

**ISSUANCE DATE:** 05/09/2011

**LEGAL OWNER OR OPERATOR:** PALM DAIRY  
**MAILING ADDRESS:** 20215 RD 140  
TULARE, CA 93274

**LOCATION:** 20215 ROAD 140  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**

MODIFICATION OF COW HOUSING - 2,400 MILK COWS, 240 DRY COWS AND 220 LARGE HEIFERS (15-24 MONTHS OLD) HOUSED IN OPEN CORRALS WITH A FLUSH SYSTEM AND SHADE STRUCTURES; CORRECT PERMITTED HERD SIZE TO 1,600 MILK COWS, 250 DRY COWS, 540 LARGE HEIFERS (15-24 MONTHS), 480 MEDIUM HEIFERS (7-14 MONTHS), 200 SMALL HEIFERS (4-6 MONTHS), AND 30 BULLS HOUSED IN OPEN CORRALS WITH A FLUSH SYSTEM AND 200 CALVES HOUSED IN CALF HUTCHES; ADD MITIGATION MEASURES TO COMPLY WITH RULE 4570

## CONDITIONS

1. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to enter the permittee's premises where a permitted source is located or emissions related activity is conducted, or where records must be kept under condition of the permit. [District Rule 1070]
2. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit. [District Rule 1070]
3. If a licensed veterinarian, a certified nutritionist, the California Department of Food and Agriculture (CDFA), or the United States Department of Agriculture (USDA) determines that any VOC mitigation measure (with a Rule 4570 reference) is detrimental to animal health and needs to be suspended, the Permittee must notify the District in writing within forty-eight (48) hours of the determination including the duration and the specific health condition requiring the mitigation measure to be suspended. If the situation is expected to exist longer than a thirty-day (30) period, the owner/operator shall submit a new emission mitigation plan designating a mitigation measure to be implemented in lieu of the suspended mitigation measure. [District Rule 4570]

CONDITIONS CONTINUE ON NEXT PAGE

**YOU MUST NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (661) 392-5500 WHEN CONSTRUCTION IS COMPLETED AND PRIOR TO OPERATING THE EQUIPMENT OR MODIFICATIONS AUTHORIZED BY THIS AUTHORITY TO CONSTRUCT.** This is NOT a PERMIT TO OPERATE. Approval or denial of a PERMIT TO OPERATE will be made after an inspection to verify that the equipment has been constructed in accordance with the approved plans, specifications and conditions of this Authority to Construct, and to determine if the equipment can be operated in compliance with all Rules and Regulations of the San Joaquin Valley Unified Air Pollution Control District. Unless construction has commenced pursuant to Rule 2050, this Authority to Construct shall expire and application shall be cancelled two years from the date of issuance. The applicant is responsible for complying with all laws, ordinances and regulations of all other governmental agencies which may pertain to the above equipment.

Seyed Sadredin, Executive Director / APCO



DAVID WARNER, Director of Permit Services

S-6732-2-3 : May 9 2011 1:09PM - NORMANR : Joint Inspection NOT Required

4. Permittee shall clean concreted areas such that the depth of animal waste does not exceed twelve (12) inches at any point or time, except for in-corral mounding. [District Rule 4570]
5. Permittee shall measure and document the depth of manure on the concrete lanes at least once every ninety (90) days. [District Rule 4570]
6. Permittee shall maintain corrals/pens to ensure drainage and prevent water from standing more than forty-eight (48) hours after a storm. [District Rule 4570]
7. Permittee shall maintain sufficient records to demonstrate that corrals/pens are maintained to ensure drainage and prevent water from standing for more than forty-eight (48) hours after a storm. [District Rule 4570]
8. Permittee shall install all shade structures uphill of any slope in the corral. [District Rule 4570]
9. Permittee shall manage corrals such that the animal waste depth in the corral does not exceed twelve (12) inches at any time or point, except for in-corral mounding. [District Rule 4570]
10. Permittee shall measure and document the depth of manure in the corrals/pens at least once every ninety (90) days. [District Rule 4570]
11. Permittee shall knockdown fence line animal waste build-up prior to it exceeding a height of twelve (12) inches at any time or point. [District Rule 4570]
12. Permittee shall measure and document the depth of manure at the fence line at least once every ninety (90) days. [District Rule 4570]
13. Permittee shall scrape or flush feed aprons in corrals at least once every seven (7) days. [District Rule 4570]
14. Permittee shall record the date that feed aprons in corrals are scraped or flushed. [District Rule 4570]
15. Permittee shall maintain a record of the number of animals of each production group at the Facility and shall maintain quarterly records of any changes to this information. Such records may include DHIA monthly records, milk production invoices, ration sheets or periodic inventory records. [District Rule 4570]
16. All records shall be kept and maintained for a minimum of five (5) years and shall be made available to the APCO, ARB and EPA upon request. [District Rule 4570]
17. This permit does not authorize the violation of any conditions established for this facility in the Conditional Use Permit (CUP), Special Use Permit (SUP), Site Approval, Site Plan Review (SPR), or other approval documents issued by a local, state, or federal agency. [District Rules 2070 and 2080, and Public Resources Code 21000-21177: California Environmental Quality Act]
18. Permittee shall submit a complete Authority-to-Construct application by April 21, 2011 to comply with all applicable Phase II requirements of District Rule 4570, Section 5.6. [District Rule 4570]



# AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-6732-3-2

**ISSUANCE DATE:** 05/09/2011

**LEGAL OWNER OR OPERATOR:** PALM DAIRY  
**MAILING ADDRESS:** 20215 RD 140  
TULARE, CA 93274

**LOCATION:** 20215 ROAD 140  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**

MODIFICATION OF LIQUID MANURE HANDLING SYSTEM CONSISTING OF ONE MECHANICAL SEPARATOR, ONE SETTLING POND (490'X60'X15'), ONE LAGOON (1,075'X145'X20'), ONE STORAGE POND (1,060'X580'X20'), AND ONE DORMANT COVERED LAGOON DIGESTER: ADD MITIGATION MEASURES TO COMPLY WITH RULE 4570

## CONDITIONS

1. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to enter the permittee's premises where a permitted source is located or emissions related activity is conducted, or where records must be kept under condition of the permit. [District Rule 1070]
2. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit. [District Rule 1070]
3. If a licensed veterinarian, a certified nutritionist, the California Department of Food and Agriculture (CDFA), or the United States Department of Agriculture (USDA) determines that any VOC mitigation measure (with a Rule 4570 reference) is detrimental to animal health and needs to be suspended, the Permittee must notify the District in writing within forty-eight (48) hours of the determination including the duration and the specific health condition requiring the mitigation measure to be suspended. If the situation is expected to exist longer than a thirty-day (30) period, the owner/operator shall submit a new emission mitigation plan designating a mitigation measure to be implemented in lieu of the suspended mitigation measure. [District Rule 4570]
4. Permittee shall not allow liquid animal waste to stand in the fields for more than twenty-four (24) hours after irrigation. [District Rule 4570]

CONDITIONS CONTINUE ON NEXT PAGE

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Seyed Sadredin, Executive Director / APCO

  
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DAVID WARNER, Director of Permit Services

S-6732-3-2 : May 9 2011 1:09PM -- NORMANR : Joint Inspection NOT Required



5. Permittee shall maintain records to demonstrate liquid animal waste does not stand in the fields for more than twenty-four (24) hours after irrigation. [District Rule 4570]
6. Permittee shall remove solids from the waste system with a solid separator system, prior to the waste entering the lagoon. [District Rule 4570]
7. All records shall be kept and maintained for a minimum of five (5) years and shall be made available to the APCO, ARB and EPA upon request. [District Rule 4570]
8. This permit does not authorize the violation of any conditions established for this facility in the Conditional Use Permit (CUP), Special Use Permit (SUP), Site Approval, Site Plan Review (SPR), or other approval documents issued by a local, state, or federal agency. [District Rules 2070 and 2080, and Public Resources Code 21000-21177: California Environmental Quality Act]
9. Permittee shall submit a complete Authority-to-Construct application by April 21, 2011 to comply with all applicable Phase II requirements of District Rule 4570, Section 5.6. [District Rule 4570]



# AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-6732-4-2

**ISSUANCE DATE:** 05/09/2011

**LEGAL OWNER OR OPERATOR:** PALM DAIRY  
**MAILING ADDRESS:** 20215 RD 140  
TULARE, CA 93274

**LOCATION:** 20215 ROAD 140  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**  
MODIFICATION OF SOLID MANURE HANDLING CONSISTING OF OPEN MANURE STOCK PILES INCLUDING AN OPEN WINDROW COMPOSTING OPERATION: ADD MITIGATION MEASURES TO COMPLY WITH RULE 4570


## CONDITIONS

1. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to enter the permittee's premises where a permitted source is located or emissions related activity is conducted, or where records must be kept under condition of the permit. [District Rule 1070]
2. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit. [District Rule 1070]
3. If a licensed veterinarian, a certified nutritionist, the California Department of Food and Agriculture (CDFA), or the United States Department of Agriculture (USDA) determines that any VOC mitigation measure (with a Rule 4570 reference) is detrimental to animal health and needs to be suspended, the Permittee must notify the District in writing within forty-eight (48) hours of the determination including the duration and the specific health condition requiring the mitigation measure to be suspended. If the situation is expected to exist longer than a thirty-day (30) period, the owner/operator shall submit a new emission mitigation plan designating a mitigation measure to be implemented in lieu of the suspended mitigation measure. [District Rule 4570]
4. Permittee shall land incorporate all solid animal waste within seventy-two (72) hours of removal from animal housing. [District Rule 4570]
5. Permittee shall maintain records that show that all solid animal waste has been incorporated within seventy-two (72) hours of removal from animal housing. [District Rule 4570]

CONDITIONS CONTINUE ON NEXT PAGE

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Seyed Sadredin, Executive Director / APCO

  
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DAVID WARNER, Director of Permit Services

S-6732-4-2: May 9 2011 1:09PM - NORMANR : Joint Inspection NOT Required

6. Permittee shall remove separated solids from the dairy within seventy-two (72) hours of drying the separated solids. [District Rule 4570]
7. Permittee shall keep records of dates when separated solids are dried and removed from the dairy. [District Rule 4570]
8. Permittee shall remove animal waste from the facility within seventy-two (72) hours of removal from the pens or corrals. [District Rule 4570]
9. Permittee shall keep records of dates when animal waste is removed from the pens/corrals and the dairy. Manure hauling invoices may be used to meet this requirement. [District Rule 4570]
10. All records shall be kept and maintained for a minimum of five (5) years and shall be made available to the APCO, ARB and EPA upon request. [District Rule 4570]
11. This permit does not authorize the violation of any conditions established for this facility in the Conditional Use Permit (CUP), Special Use Permit (SUP), Site Approval, Site Plan Review (SPR), or other approval documents issued by a local, state, or federal agency. [District Rules 2070 and 2080, and Public Resources Code 21000-21177: California Environmental Quality Act]
12. Permittee shall submit a complete Authority-to-Construct application by April 21, 2011 to comply with all applicable Phase II requirements of District Rule 4570, Section 5.6. [District Rule 4570]



## AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-6732-8-1

**ISSUANCE DATE:** 05/09/2011

**LEGAL OWNER OR OPERATOR:** PALM DAIRY  
**MAILING ADDRESS:** 20215 RD 140  
TULARE, CA 93274

**LOCATION:** 20215 ROAD 140  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**  
FEED STORAGE AND HANDLING CONSISTING OF COMMODITY BARNs AND SILAGE PILES

### CONDITIONS

1. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to enter the permittee's premises where a permitted source is located or emissions related activity is conducted, or where records must be kept under condition of the permit. [District Rule 1070]
2. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit. [District Rule 1070]
3. If a licensed veterinarian, a certified nutritionist, the California Department of Food and Agriculture (CDFA), or the United States Department of Agriculture (USDA) determines that any VOC mitigation measure (with a Rule 4570 reference) is detrimental to animal health and needs to be suspended, the Permittee must notify the District in writing within forty-eight (48) hours of the determination including the duration and the specific health condition requiring the mitigation measure to be suspended. If the situation is expected to exist longer than a thirty-day (30) period, the owner/operator shall submit a new emission mitigation plan designating a mitigation measure to be implemented in lieu of the suspended mitigation measure. [District Rule 4570]
4. Permittee shall feed all animals according to National Research Council (NRC) guidelines. [District Rule 4570]
5. Permittee shall maintain records of feed content, formulation, and quantity of feed additive utilized, to demonstrate compliance with National Research Council (NRC) guidelines. Records such as feed company guaranteed analyses (feed tags), ration sheets, or feed purchase records may be used to meet this requirement. [District Rule 4570]

CONDITIONS CONTINUE ON NEXT PAGE

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Seyed Sadredin, Executive Director / APCO

  
DAVID WARNER, Director of Permit Services

S-6732-8-1: May 9 2011 1:09PM - NORMANR : Joint Inspection NOT Required

6. Permittee shall feed high moisture corn or steam-flaked corn to animals and shall not feed any dry rolled corn to animals. [District Rule 4570]
7. Permittee shall maintain records to demonstrate animals are fed high moisture corn or steam-flaked corn and no dry rolled corn. Records such as feed company guaranteed analyses (feed tags), ration sheets, or feed purchase records may be used to meet this requirement. [District Rule 4570]
8. Permittee shall feed or dispose of rations within forty-eight (48) hours of grinding and mixing rations. [District Rule 4570]
9. Permittee shall maintain records of when feed was either fed to animals or disposed of within forty-eight (48) hours of grinding and mixing rations. [District Rule 4570]
10. Permittee shall store grain in a weatherproof storage structure from October through May. [District Rule 4570]
11. Permittee shall maintain records when grain is stored in a weatherproof storage structure from October through May. [District Rule 4570]
12. Permittee shall cover all silage piles, except for the area where feed is being removed from the pile. [District Rule 4570]
13. All records shall be kept and maintained for a minimum of five (5) years and shall be made available to the APCO, ARB and EPA upon request. [District Rule 4570]
14. This permit does not authorize the violation of any conditions established for this facility in the Conditional Use Permit (CUP), Special Use Permit (SUP), Site Approval, Site Plan Review (SPR), or other approval documents issued by a local, state, or federal agency. [District Rules 2070 and 2080, and Public Resources Code 21000-21177: California Environmental Quality Act]
15. Permittee shall submit a complete Authority-to-Construct application by April 21, 2011 to comply with all applicable Phase II requirements of District Rule 4570, Section 5.6. [District Rule 4570]