

FEB 10 2020

Diana Robinson  
Foster Farms - Palm Ranch  
PO Box 831  
Livingston, CA 95334

**RE: Notice of Final Action - Authority to Construct  
Project Number: N-1193106**

Dear Ms. Robinson:

The Air Pollution Control Officer has issued Authority to Construct permits to Foster Farms - Palm Ranch for a modification to increase the permitted amount of chicken broilers from 609,280 to 737,032, at 6113 West Palm Avenue, Winton, CA. Enclosed is the Authority to Construct permit.

Notice of the District's preliminary decision to issue this Authority to Construct was published on January 9, 2020. 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. Nick Peirce at (209) 557-6400.

Sincerely,

Sincerely,



Arnaud Marjolle  
Director of Permit Services

AM:fjc

Enclosures

cc: Courtney Graham, CARB (w/ enclosure) via email

**Samir Sheikh**  
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



Facility # N-5570  
FOSTER FARMS, PALM RANCH  
ATTN: ENV AFFAIRS  
PO BOX 831  
LIVINGSTON, CA 95334

## **AUTHORITY TO CONSTRUCT (ATC)**

### **QUICK START GUIDE**

1. **Pay Invoice:** Please pay enclosed invoice before due date.
2. **Fully Understand ATC:** Make sure you understand ALL conditions in the ATC prior to construction, modification and/or operation.
3. **Follow ATC:** You must construct, modify and/or operate your equipment as specified on the ATC. Any unspecified changes may require a new ATC.
4. **Notify District:** You must notify the District's Compliance Department, at the telephone numbers below, upon start-up and/or operation under the ATC. Please record the date construction or modification commenced and the date the equipment began operation under the ATC. You may NOT operate your equipment until you have notified the District's Compliance Department. A startup inspection may be required prior to receiving your Permit to Operate.
5. **Source Test:** Schedule and perform any required source testing. See [http://www.valleyair.org/busind/comply/source\\_testing.htm](http://www.valleyair.org/busind/comply/source_testing.htm) for source testing resources.
6. **Maintain Records:** Maintain all records required by ATC. Records are reviewed during every inspection (or upon request) and must be retained for at least 5 years. Sample record keeping forms can be found at [http://www.valleyair.org/busind/comply/compliance\\_forms.htm](http://www.valleyair.org/busind/comply/compliance_forms.htm).

By operating in compliance, you are doing your part to improve air quality for all Valley residents.

**For assistance, please contact District Compliance staff at  
any of the telephone numbers listed below.**

Samir Sheikh  
Executive Director/Air Pollution Control Officer

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**Northern Region**  
4800 Enterprise Way  
Modesto, CA 95356-8718  
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## AUTHORITY TO CONSTRUCT

PERMIT NO: N-5570-2-1

ISSUANCE DATE: 02/10/2020

LEGAL OWNER OR OPERATOR: FOSTER FARMS, PALM RANCH  
MAILING ADDRESS: ATTN: ENV AFFAIRS  
PO BOX 831  
LIVINGSTON, CA 95334

LOCATION: 6113 W PALM AVE  
WINTON, CA 95388

**EQUIPMENT DESCRIPTION:**

MODIFICATION OF BROILER RANCH CONSISTING OF 609,280 BROILERS; 28 MECHANICALLY VENTILATED POULTRY HOUSES, INCLUDING ELECTRIC FANS/EQUIPMENT TOTALING 280 HP; INCREASE MAXIMUM ALLOWABLE BIRD NUMBERS FROM 609,280 BROILERS TO 737,032 BROILERS

### 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. 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. [Public Resources Code 21000-21177: California Environmental Quality Act]
4. Particulate matter emissions shall not exceed 0.1 grains/dscf in concentration. [District Rule 4201]
5. The maximum number of birds the entire facility shall house is 737,032 birds. Each individual broiler house shall not house more than 26,323 birds. [District Rules 2201 and 4102]
6. Emissions from each poultry house shall not exceed any of the following limits: 0.02 lb-PM10/bird-year, 0.0106 lb-VOC/bird-year, or 0.0143 lb-NH3/bird-year. [District Rule 2201]

CONDITIONS CONTINUE ON NEXT PAGE

YOU **MUST** NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (209) 557-6400 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.

Samir Sheikh, Executive Director / APCO

Arnaud Marjollet, Director of Permit Services

N-5570-2-1, Feb 10 2020 11:55AM - CRUZF : Joint Inspection NOT Required

7. Permittee shall house broilers in completely enclosed, mechanically-ventilated houses with environmental climate controls. [District Rules 2201 and 4570]
8. Permittee shall feed all broilers according to National Research Council (NRC) guidelines. [District Rules 2201 and 4570]
9. If a licensed veterinarian or a certified nutritionist determines that any VOC mitigation measure will be required to be suspended as a detriment to animal health or necessary for the animal to molt, the owners/operators 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]
10. Permittee shall maintain a record of the number of animals of each species and production group at the facility and shall maintain quarterly records of any changes to this information. [District Rule 4570]
11. 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]
12. Permittee shall use a dry housing cleaning method at all times, except when a wet cleaning method is required for animal health or biosecurity issues. [District Rule 4570]
13. Permittee shall maintain records to demonstrate that a dry housing cleaning method is maintained. For times when a wet cleaning method is required, the reason should be included as part of the records. [District Rule 4570]
14. Permittee shall use drinkers that do not drip continuously. [District Rule 4570]
15. Permittee shall inspect drinkers at least once every seven (7) days and adjust the height, volume, and location of drinkers if necessary. [District Rule 4570]
16. Permittee shall record the date that drinkers are inspected dates adjustments were made to the height, volume, and location of drinkers. [District Rule 4570]
17. Permittee shall inspect water pipes and drinkers and repair leaks daily. [District Rule 4570]
18. Permittee shall maintain records indicating that water pipes and drinkers are inspected daily and that any leaks are repaired. [District Rule 4570]
19. Permittee shall keep and maintain all records for a minimum of five (5) years and shall make records available to the APCO and EPA upon request. [District Rule 4570]