



**Notice of Public Hearing
to consider
Adoption of a Negative Declaration
Regarding an Application for Permit to Operate a Food
Processing By-product Use Site**

Date: March 12, 2010
To: Interested Parties
From: Department of Environmental Resources
Subject: JND Thomas Co., Inc., Application for Permit to Operate a Food Processing By-product Use Site
Comment Period: Occurred January 13, 2010 – February 11, 2010
Public Hearing Date and Location: April 6, 2010, at 9:05 a.m.
Basement Chambers, 1010 10th Street, Modesto, CA

You may have previously received notice regarding this project, and your comments, if provided, were reviewed and considered. Based on all comments received, Stanislaus County anticipates adopting a Negative Declaration for this project.

Notice is further given that at the above said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board of Supervisors for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to the above application is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Stanislaus County Board of Supervisors, 1010 10th Street, Suite 6500, Modesto, CA 95354.

The Final Negative Declaration document, which includes comment letters received during the public review period and responses to those comments, is available for viewing online at: www.stancounty.com/er/ceqa.shtm or at the Stanislaus County Department of Environmental Resources, 3800 Cornucopia Way, Suite C, Modesto, CA 95358. A Negative Declaration is a document filed to satisfy requirements of the California Environmental Quality Act (CEQA). This document states that there are no significant effects resulting from the project.

Please contact Vicki Jones at (209) 525-6710 if you have any questions. Thank you.

Applicant: JND Thomas Co., Inc.

Project Locations and APNs: Generator of food processing by-products as a soil amendment:
ConAgra Foods, 554 S. Yosemite Ave, Oakdale includes
APNs 063-024-002, 063-024-008, 063-024-009, and 063-024-020
Two parcels proposed for land application located in the unincorporated areas of the County:
Parcel 1(a): Ellenwood Rd., west side of road, Waterford (also known as 3000 Crow Rd., Oakdale) – APN 015-003-004;
Parcel 1(b): Ellenwood Rd., east side of road, Oakdale (also known as 4000 Ellenwood Rd., Oakdale) – APN 015-081-048

[Parcels 2, 3(a), 3(b), and 3(c): Voluntarily removed from the project]

Project Description: Applicant(s) has applied for a Stanislaus County Food Processing By-product Use permit for land application of food processing by-products. This project includes the land-application of food processing by-product mud, consisting of tomato and bean plant material and soil rinsed from the produce, dredged from the ConAgra facility large aerated pond and by-product rinse mud generated from the rinsing of produce prior to processing to be utilized as soil amendments on active farmland and orchards. These activities would be performed and enforced under the Stanislaus County Ordinance, Chapter 9.88, for food processing by-product use. Subject land application parcels total approximately 1,056.7 acres. With required by-product application setbacks, subject land application parcels total approximately 802 usable acres for by-product application. Land application will typically occur during spring, summer and fall months. Application of by-product materials would not exceed limits based on agronomic rates for the crops and trees that are planted.