

PROPOSED
AMENDED
RULE 223.

EMISSION REDUCTION PERMITS REQUIREMENTS
FOR LARGE CONFINED ANIMAL FACILITIES

[Rule Index to be provided after rule adoption]

(a) Applicability

This rule establishes the ~~permitting~~ requirements for agricultural sources subject to permit as a result of California Health & Safety Code Section 40724.6 as effective January 1, 2004 and federal and state Clean Air Act requirements. A written Permit to Operate shall be required for all Large Confined Animal Facilities.

(b) Definitions

For the purpose of this rule, the following definitions shall apply:

- (1) AERATED STATIC PILE means a system designed, constructed, maintained, and operated for decomposing organic material in which the material is placed on top of perforated plates that are connected to blowers that either push or pull air through the piles. The system shall operate under negative or positive pressure for not less than 90% of its blower operation cycle and the exhaust shall be vented to a VOC control device with an overall capture and control efficiency of at least 80%.
- (2) AEROBIC LAGOON means a lagoon designed, constructed, maintained, and operated in accordance with the Natural Resource Conservation Service (NRCS) Practice Standard 359 (Waste Treatment Lagoon), as of date of adoption of this rule, or more recent applicable standard.
- (3) ALTERNATIVE MITIGATION MEASURE means a mitigation measure that is determined by the Executive Officer, California Air Resources Board (CARB), and United States Environmental Protection Agency (U.S. EPA) to achieve reductions that are equal to or exceed the reductions that would be achieved by other mitigation measures listed in this rule.
- (4) ANAEROBIC TREATMENT means the decomposition of organic matter by microbes in the absence of oxygen.
- (5) ANAEROBIC TREATMENT LAGOON means a lagoon designed, constructed, maintained, and operated in accordance with NRCS Practice Standard 359 (Waste Treatment Lagoon), as of date of adoption of this rule, or more recent applicable standard.

- (6) ANIMAL WASTE means any animal excretion and mixtures containing animal excretions including, but not limited to, solids separated from animal excretions.
- (7) BEST AVAILABLE RETROFIT CONTROL TECHNOLOGY (BARCT) means an emission limitation that is based on the maximum degree of reduction achievable, taking into account environmental, energy, and economic impacts by each class or category of source.
- (8) CERTIFIED NUTRITIONIST means a nutritionist certified by the American Registry of Professional Animal Scientists.
- (9) CLASS ONE MITIGATION MEASURES: a mitigation measure or combination of measures for the specific source category that, at the time of rule adoption, are considered to be the best available retrofit control technology (BARCT), as defined in the California Health and Safety Code Section 40406.
- (10) CLASS TWO MITIGATION MEASURES: a mitigation measure or combination of measures for the specific source category that, at the time of rule adoption, are considered to be more stringent than best available retrofit control technology (BARCT) standards for existing facilities taking into account environmental, energy, economic, legal, social, and technological factors.
- (11) CONFINED ANIMAL FACILITY (CAF) means a source or group of sources of air pollution at an agricultural source for the raising of 3,360 or more fowl or 50 or more animals, including but not limited to, any structure, building, installation, farm, corral, coop, feed storage area, milking parlor, or system for the collection, storage, or distribution of solid and liquid manure; if domesticated animals, including but not limited to, cattle, calves, horses, sheep, goats, swine, rabbits, chicken, turkeys, or ducks are corralled, penned, or otherwise caused to remain in restricted areas for commercial agricultural purposes and feeding is by means other than grazing.
- (12) DRY MANURE means animal waste with moisture content of less than 20%.
- (13) EMISSIONS MITIGATION PLAN means a document that lists and describes all mitigation measures to be implemented at the LCAF. The description shall be sufficiently detailed, such that another person could duplicate the measure by reading the description.

- (14) FEED ALLEYWAY means the area where vehicles drive to distribute feed in the feed lane.
- (15) FEED APRON means the area where the animals stand to consume feed in non-poultry operations.
- (16) FEED LANE means the area where feed is placed and the area where animals stand to consume feed in non-poultry operations.
- (17) FREESTALL means a structure for housing animals in which the animals are contained in large pens under a roof and have free access to feed bunks, water containers, and stalls for resting.
- (18) IN-CORRAL MOUNDS means mounds of animal waste and/or soil which are constructed, designed, maintained, and operated by owner(s) or operator(s) of LCAFs to allow animals to have a dry area to lay and rest during the wet season.
- (19) LAGOON means a basin designed, constructed, maintained, and operated to store and biologically treat organic waste, such as animal manure, in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10, Section 651.1004, as of date of adoption of this rule, or more recent applicable guidance.
- (20) LAND INCORPORATE means use of a method such as tilling, injecting, or plowing that covers animal waste with soil in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10, Section 651.1102, as of date of adoption of this rule, or more recent applicable guidance.
- (21) LARGE CONFINED ANIMAL FACILITY (LCAF) means any confined animal facility that maintains on any one calendar day:
~~5001,000~~ or more- Milking Cows~~milk-producing dairy cows~~; or
3,500 or more beef cattle; or
7,500 or more calves, heifers, or other cattle; or
100,000 or more turkeys; or
~~400,000~~~~650,000~~ or more chickens including~~together than~~ laying hens; or
~~650,000 or more laying hens~~; or
3,000 or more swine; or
15,000 or more sheep, lambs, or goats; or
2,500 or more horses; or
~~400,000~~~~650,000~~ or more ducks; or
30,000 or more rabbits or other animals.

- (22) LICENSED VETERINARIAN means a veterinarian licensed by the State of California.
- (23) LIVESTOCK means any domesticated animal kept or raised for the production of eggs, milk, or meat.
- (24) MILKING COW means a cow that is currently producing milk (lactating).
- (25) PHOTOTROPIC LAGOON means a lagoon where at least 10% of the bacteria in the lagoon are photosynthetic bacterium; the bacteriochlorophyll ~~a~~ concentration is above 1081 µg/L; or that is designed, constructed, maintained, and operated according to standards in a published NRCS guidance document for design and management of phototropic lagoons.
- (26) PRECURSOR EMISSIONS means any emissions of air contaminants that contribute to the formation of ozone or particulates, including but not limited to, emissions of volatile organic compounds, oxides of nitrogen, and ammonia.
- (27) SHADE STRUCTURE means a structure designed, constructed, maintained, and operated to provide shade for livestock that meets all of the standards listed in the NRCS Conservation Practice Standard for Livestock Shade Structure Code 717, as of date of adoption of this rule, or more recent applicable guidance.
- (28) SOLID SEPARATOR SYSTEM means a system for separating solid manure from liquid manure products that is designed, constructed, maintained, and operated in accordance with NRCS Practice Standard 632 (Solid/Liquid Waste Separation Facility), as of date of adoption of this rule, or more recent applicable standard. These may include, but are not limited to, flat belt separators, roller press separators, vibrating screen separators, stationary screen separators, and settling basins.
- (29) SOURCE means any individual unit, piece of equipment, article, machine, process, contrivance, or combination thereof, which may emit or control an air contaminant. This includes any permit unit at any non-RECLAIM facility and any device at a RECLAIM facility.
- (30) STORAGE POND means a basin designed, constructed, maintained, and operated, to store manure and process water until utilization in accordance with NRCS Practice Standard 359 (Waste Treatment Lagoon), and does not meet the definition of a lagoon.

(c) Requirements

- (1) ~~On or after January 15, 2007, an~~ An owner or operator of an LCAF, shall not build, erect, install, alter, replace, or operate any LCAF without first obtaining written authorization from the Executive Officer, except as provided in paragraph (c)(6). The permit application shall include:
 - (A) The information that the Executive Officer determines is necessary to prepare an emissions inventory of all regulated air pollutants emitted from the operation, including, but not limited to, precursor and fugitive emissions, using emission factors approved by the Executive Officer; and
 - (B) List of all equipment that is a Source of air pollution~~all equipment and the regulating District rules;~~ and
 - (C) List of all other ~~sources~~ Sources of air pollution, including but not limited to, animals, birds, and Lagoons; and
 - (D) Total capacity of the facility in terms of animal and bird population; and
 - (E) An Emissions Mitigation Plan that demonstrates that the facility will use BARCT to reduce emissions of pollutants that contribute to the non-attainment of any ambient air quality standard, and that are within ~~the South Coast AQMD's~~ District's regulatory authority. ~~The Emissions Mitigation Plan shall be based on the list of control measures outlined in Appendix Attachment A of this rule. At the time of application submittal, owners or operators of LCAFs shall identify the control measures they plan to implement from the options available in Appendix Attachment A. Owners or Operators of LCAFs shall implement the identified control measures within one calendar year~~ 12 months of the date the permit is issued. measures are approved. For annual renewals any updates to the Emissions Mitigation Plan, the measures must be implemented in accordance with the schedule approved by the Executive Officer.
- (2) The Executive Officer shall act upon an application for a permit submitted pursuant to this rule within six months of the deemed complete date receipt of a complete application. This will not apply for a permit application submitted by an owner or operator of an LCAF that maintains 500 to 999 Milking Cows, or 400,000 to 649,999 chickens including laying hens, or 400,000 to 649,999 ducks.

- (3) Owners or Operators of LCAFs shall implement the control measures identified in their Emissions Mitigation Plan submitted pursuant to paragraphs (c)(1) within 12 months~~one calendar year~~ of the date on which the permit is approved by the Executive Officer.
 - (4) ~~On or before January 15, 2008, and each year thereafter, the~~ An owner or operator of an LCAF, shall submit an updated Emissions Mitigation Plan if there are changes in facility operation or the feasibility of mitigation measures~~an annual compliance plan that updates the information required by subparagraphs (c)(1)(A) through (c)(1)(E) of this rule.~~
 - (5) Owners or Operators of LCAFs shall implement the new or amended emissions mitigation measures identified in their Emissions Mitigation Plan submitted pursuant to paragraph (c)(4) of this rule in accordance with the schedule approved by the Executive Officer.
 - (6) An owner or operator of an LCAF that maintains 500 to 999 Milking Cows or 400,000 to 649,999 chickens including laying hens, or 400,000 to 649,999 ducks, shall:
 - (A) Submit a complete permit application with the information required by subparagraphs (c)(1)(A) through (c)(1)(E) no later than January 1, 2027 or comply with the alternative compliance pathway in subdivision (j); and
 - (B) On or after January 1, 2029, operate only after submitting a permit application with the information listed in subparagraphs (c)(1)(A) to (c)(1)(E) and obtaining a Permit to Operate.
- (d) Compliance Determination
- (1) Any violation of the permit conditions constitutes a violation of ~~the~~ this rule.
 - (2) Pursuant to South Coast AQMD~~District~~ Rule 204, the Executive Officer may update LCAF permits upon annual renewal to include conditions necessary for compliance.
- (e) Annual Permit Renewal
- (1) Permits to Operate for LCAF shall be renewed pursuant to South Coast AQMD Rule 204 and Rule 301.~~(d)~~
 - (2) An owner or operator of an LCAF submitting Plans ~~submitted~~ pursuant to paragraph (c)(4) shall not be subject to Rule 306 plan annual review/renewal fees unless the plan is modified or a new plan is submitted. For new and

modified plans, owners shall remit the annual review/renewal fees pursuant to Rule 306.

(f) Recordkeeping

All owners or operators of ~~confined animal facilities~~ CAF, ~~regardless of size,~~ shall keep records that specify the monthly average number of animals maintained at the facility. Records shall be maintained and kept at the facility for a minimum of three years or ~~for a minimum of five years~~ if it is a Title V facility. These records shall be presented to the Executive Officer, or ~~his~~ designee, upon request.

(g) Noticing

Prior to issuing any permit for an LCAF, the draft permit shall be available for public review and inspection for a period of not less than 30 calendar days. This will not apply for a permit being issued to an LCAF that maintains 500 to 999 Milking Cows, or 400,000 to 649,999 chickens including laying hens, or 400,000 to 649,999 ducks.

(h) Non-duplication

Information required by paragraphs (c)(1) and (c)(4) that is submitted ~~annually~~ pursuant to other South Coast AQMD District Rules and Regulations, including annual emissions reporting (AER), may be excluded from the information requirements of this rule.

~~(i) Existing Permitted Facilities~~

~~Operators that have obtained a LCAF permit on or before June 2, 2006, or submitted a complete application to the District to obtain a LCAF permit on or before June 2, 2006, satisfy the information requirements of sub-clauses (c)(1)(A) through (c)(1)(D) of this rule for initial permitting.~~

~~(j)~~(i) Other Provisions

(1) ~~Any permit issued to a LCAF is subject to all applicable provisions of the California Health & Safety Code and the South Coast AQMD District Rules and Regulations.~~

(2) ~~An LCAF owner or operator may temporarily suspend implementation of a feed or animal housing mitigation measure provided:~~

- ~~(A)~~(1) It is determined by a Licensed Veterinarian or Certified Nutritionist that the mitigation measure is detrimental to animal health, or that suspension of the mitigation measure is necessary for the animal to molt; and
- ~~(B)~~(2) The owner or operator notifies ~~the South Coast AQMD District~~, within forty-eight (48) hours of the determination that the mitigation measure is being temporarily suspended; the specific health condition requiring the mitigation measure to be suspended; and the duration that the measure must be suspended for animal health reasons; and
- ~~(C)~~(3) The emission mitigation measure is not suspended for longer than recommended by the Licensed Veterinarian or Certified Nutritionist; and
- ~~(D)~~(4) If such a condition exists, or is expected to exist for longer than thirty (30) days, the owner or operator shall, within that thirty (30) day period, submit a new Emissions Mitigation Plan designating a mitigation measure to be implemented in lieu of the mitigation measure that was suspended; and
- ~~(E)~~(5) The Executive Officer approves in writing the temporary suspension of the mitigation measure for the time period requested by the owner or operator.

(j) Alternative Compliance Pathway

If an owner or operator of an LCAF that maintains 500 to 999 Milking Cows or 400,000 to 649,999 chickens including laying hens, or 400,000 to 649,999 ducks elects to comply with an alternative pathway in lieu of submitting a permit application as required in paragraph (c)(6), the owner or operator of the LCAF shall:

- (1) By January 1, 2027, notify the Executive Offer in writing by electronic mail to Rule223@aqmd.gov that the facility will:
 - (A) Cease operations by January 1, 2029; or
 - (B) No longer meet the definition of an LCAF by January 1, 2029; and
- (2) By January 1, 2029:
 - (A) Cease operations; or
 - (B) No longer meet the definition of an LCAF; or
 - (C) Operate only after submitting a permit application with the information listed in subparagraphs (c)(1)(A) to (c)(1)(E) and obtaining a Permit to Operate.

APPENDIX A: LARGE CAF MITIGATION MEASURES

Owners/operators of an LCAF that is a dairy~~Dairy~~ shall also comply with the following applicable requirements:

Table 1 - Dairy LCAF Mitigation Measure Requirements

(A). Feed and Silage Operations: Owners/operators shall incorporate at least five (5) of the following feed and silage mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	Feed according to National Research Council (NRC) guidelines.
2.	Feed animals high moisture corn or steam-flaked corn and not feed animals dry rolled corn.
3.	Remove spoiled feed from feed <u>Feed H</u> ane at least once every seven (7) days
4.	Remove spilled feed from feed <u>Feed a</u> lleyways at least bi-weekly.
5.	Remove uneaten wet feed from feed bunks within twenty-four (24) hours of a rain event.
6.	Feed or dispose of rations within forty-eight (48) hours of grinding and mixing rations.
7.	Store grain in a weatherproof storage structure from October through May.
8.	Cover the horizontal surface of silage piles, except for the area where feed is being removed from the pile.
9.	Collect leachate from the silage piles and send it to a waste treatment system such as a lagoon <u>Lagoon</u> at least once every twenty-four (24) hours.
10.	Implement alternative <u>Alternative mitigation</u> mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
11.	a. Enclose silage in a silage bag system designed for that purpose, or b. Enclose silage in a weatherproof structure and vent to a control device with <u>an overall control efficiency of at least 80%</u> control efficiency , or c. Eliminate silage from animal diet.
(B). Milk Parlor: Owners/operations shall incorporate at least one (1) of the following mitigation measures in each milk parlor:	
<i>Class One Mitigation Measures</i>	
1.	a. Flush or hose milk parlor immediately prior to, immediately after, or during each milking in accordance with the recommendations in <u>Natural Resources Conservation Services (NRCS) Agricultural Waste Management Field Handbook Chapter 10 Section 651.1002</u> or more recent NRCS guidance.
2.	Implement alternative <u>Alternative mitigation</u> mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
3.	a. Enclose and vent the milk parlor to a control device certified by the District <u>South Coast AQMD</u> to achieve at least 80% capture and control efficiency when animals are in the parlor.

Table 1 - Dairy LCAF Mitigation Measure Requirements (Continued)	
(C). Freestall Barns: Owners/operations housing animals in freestalls <u>Freestalls</u> shall incorporate at least two (2) of the following mitigation measures in each freestall <u>Freestall</u> barn.	
<i>Class One Mitigation Measures</i>	
1.	Vacuum or scrape freestalls <u>Freestalls</u> consistent with, during, after, or prior to each milking. Vacuum or scrape freestalls <u>Freestalls</u> in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1002 or more recent NRCS guidance.
2.	Inspect water pipes and troughs and repair leaks at least once a day.
3.	Use non-manure-based bedding for at least 90% of the bedding material, by weight, for freestalls <u>Freestalls</u> (e.g. rubber mats, almond hulls, sand, or waterbeds).
4.	Remove wet manure from individual cow freestall <u>Freestall</u> beds at least once a day.
5.	Rake, harrow, scrape, or grade bedding in freestalls <u>Freestalls</u> at least twice every seven (7) days.
6.	Use a dry <u>Dry</u> manure <u>Manure</u> handling system, such as scraping, instead of a liquid manure handling system such as a flush system.
7.	Have no animals in exercise pens, corrals, or dry lots at any time.
8.	Flush freestalls <u>Freestalls</u> more frequently than the milking schedule. Flush in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1002 or more recent NRCS guidance.
9.	Implement alternative <u>Alternative</u> mitigation <u>Mitigation</u> measure <u>Measure</u> (s), not listed above, subject to approval of the Executive Officer.
(D). Corrals: Owners/operators housing animals in corrals shall incorporate at least six (6) of the following mitigation measures in each corral where animals have been housed in the last thirty (30) days.	
<i>Class One Mitigation Measures</i>	
1.	a. Clean manure from corrals at least four (4) times per <u>calendar</u> year with at least sixty (60) days between cleaning, or b. Clean corrals at least once between April and July and at least once between October and December, or c. Clean concreted areas such that the depth of manure does not exceed twelve (12) inches at any point or time, except for in<u>In</u>-corral<u>Corral</u> mounding<u>Mounding</u>, or d. Manage corrals such that the manure depth in the corral does not exceed twelve (12) inches at any time or point, except for in<u>In</u>-corral<u>Corral</u> mounding<u>Mounding</u>.
2.	Knockdown fence line manure build-up prior to it exceeding a height of twelve (12) inches at any time or point.

Table 1 - Dairy LCAF Mitigation Measure Requirements (Continued)	
3.	Scrape or flush feed Feed aprons <u>Aprons</u> in accordance NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1002, or more recent NRCS guidance in all corrals at least once every seven (7) days.
4.	Slope the surface of the pens at least 3% where the available space for each animal is 400 square feet or less. Slope the surface of the pens at least 1.5% where the available space for each animal is more than 400 sq. feet per animal.
5.	a. Maintain corrals to ensure drainage and prevent water from standing more than forty-eight (48) hours after a storm, or b. Maintain corrals and drylots so that there are no indentions in the surface where puddles may form and remain for more than forty-eight (48) hours.
6.	Install floats on the troughs or use another method approved by the Executive Officer to ensure that the water in the troughs does not intentionally or unintentionally overflow or spill onto an earthen ground.
7.	Inspect water pipes and troughs and repair leaks at least once a day.
8.	Harrow, rake, or scrape pens sufficiently to maintain a dry surface, unless the corrals have not held animals in the last thirty (30) days.
9.	a. Use lime or a similar absorbent material in the pens according to the manufacturer's recommendations to minimize moisture in the pens, or b. Apply thymol to corral soil in accordance with the manufacturer's recommendation, or c. Apply eugenol to corral soil in accordance with the manufacturer's recommendation.
10.	Implement alternative <u>Alternative mitigation</u> Mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer
<i>Class Two Mitigation Measures</i>	
11.	Install shade structures.
12.	House animals in an enclosure vented to a control device certified by the District <u>South Coast AQMD</u> to achieve at <u>an overall control efficiency of least 80%</u> control efficiency .

(E). Handling of Solid Manure or Separated Solids: Owners/operators that handle or store solid manure or separated solids outside the animal housing shall incorporate at least two (2) of the following mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	Cover dry <u>Dry manure</u> Manure piles outside the pens with a waterproof covering from October through May, except for times, not to exceed twenty-four (24) hours per <u>calendar</u> year, when wind events remove the covering. The covering shall be in accordance with applicable recommendations in NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1003, or more recent NRCS guidance.
<i>Continued on next page</i>	

Table 1 - Dairy LCAF Mitigation Measure Requirements (Continued)	
2.	Cover dry separated solids outside the pens with a waterproof covering from October through May, except for times, not to exceed twenty-four (24) hours each, when wind events remove the covering. The covering shall be in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1003 or more recent NRCS guidance.
3.	Remove manure from the facility within seventy-two (72) hours of removal from the pens or corrals.
4.	Implement alternative <u>Alternative mitigation</u> Mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
5.	Compost manure removed from pens with an aerated static pile <u>Aerated Static Pile</u> vented to a biofilter or other control device with <u>an overall control efficiency</u> of at least 80% control efficiency designed, constructed, operated, and maintained in accordance with NRCS Practice Standard 317 (Composting Facility), or more recent NRCS standard.
6.	Store all removed manure in an enclosure vented to a control device <u>with an overall control efficiency of at least 80%</u> control efficiency .
7.	Send at least 51% of the animal waste <u>Animal Waste</u> removed from site to a digester, with a control device with <u>an overall</u> control efficiency of at least 80%, within seventy-two (72) hours of removal from the housing. The digester shall be designed, constructed, maintained, and operated in accordance with NRCS Practice Standard 365 (Anaerobic Digester – Ambient Temperature and Practice Standard 366 (Anaerobic Digester – Controlled Temperature), or more recent NRCS standard.
(F).	Handling Manure in Liquid Form: Owners/operators that handle manure in a liquid form shall incorporate at least one (1) of the following mitigation measures:
<i>Class One Mitigation Measures</i>	
1.	Manage the facility such that lagoons <u>Lagoons</u> only contain waste from the milking parlor and storm water.
2.	a. Use phototrophic <u>Phototrophic lagoons</u> <u>Lagoons</u> , or b. Use an anaerobic treatment lagoon <u>Lagoon</u>
3.	Remove solids from the waste system with a solid separator system, prior to the waste entering the lagoon <u>Lagoon</u> .
4.	Maintain lagoon <u>Lagoon</u> at a pH between 6.5 and 7.5.
5.	Implement alternative <u>Alternative mitigation</u> Mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
6.	a. Use an aerobic <u>Aerobic lagoon</u> <u>Lagoon</u> , or b. Use a mechanically aerated lagoon <u>Lagoon</u> designed, constructed, maintained, and operated in accordance with the recommendations in NRCS Practice Standard 559 (Waste Treatment Lagoon), or more recent NRCS standard, or c. Maintain organic loading in the lagoon <u>Lagoon</u> such that the total solids is less than 3.5 mg (dry weight)/mL, or total volatile solids is less than 3.5 mg/mL.
<i>Continued on next page</i>	

Table 1 - Dairy LCAF Mitigation Measure Requirements (Continued)	
7.	Use additional non-standard equipment or chemicals on the solid <u>Solid separator</u> Separator system <u>System</u> , such as roller or screw presses or chemical coagulants and flocculants, that increase the percent of solid separation achieved by the separator and that is approved by the Executive Officer.
8.	Cover the lagoon <u>Lagoon</u> or storage <u>Storage pond</u> Pond and vent to a control device with <u>an overall control efficiency of at least 80%</u> control efficiency .

(G). Land Application of Liquid or Dry Manure: Owner/operators who land apply dry or liquid manure to crop land on the facility shall incorporate at least two (2) of the following mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	a. Land incorporate <u>Incorporate</u> all manure within seventy-two (72) hours of removal in accordance with the recommendations of NRCS Agriculture Waste Management Field Handbook Chapter 11 Section 651.1102, or more recent NRCS standards, or b. Only apply manure that has been treated with an anaerobic digestion process or aerobic <u>Aerobic lagoon</u> Lagoon or digester system designed, constructed, maintained, and operated in accordance with the appropriate NRCS Practice Standard 629 (Waste Treatment), Practice Standard 359 (Waste Treatment Lagoon), Practice Standard 365 (Anaerobic Digester – Ambient Temperature and Practice Standard 366 (Anaerobic Digester – Controlled Temperature), or more recent NRCS standard.
2.	Allow liquid manure to stand in the fields no more than twenty-four (24) hours after irrigation and apply liquid manure in accordance with the recommendations of NRCS Agriculture Waste Management Field Handbook Chapter 11 Section 651.1102, or more recent NRCS standards.
3.	Only apply solid manure that has a moisture content of less than 50% in accordance with the recommendations of NRCS Agriculture Waste Management Field Handbook Chapter 11 Section 651.1102, or more recent NRCS standards.
4.	Implement alternative <u>Alternative mitigation</u> Mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.

Note:

1. An owner/operator may temporarily suspend utilization of a mitigation measure provided all of the following requirements are met:
 - (a) It is determined by a ~~certified~~ Licensed veterinarian ~~Veterinarian~~ or Certified nutritionist ~~Nutritionist~~ that the mitigation measure may be detrimental to animal health or that suspension of the mitigation measure is necessary for the animal to molt, and
 - (b) The operator notifies ~~the District~~ South Coast AQMD, within forty-eight (48) hours of the Licensed veterinarian's ~~Veterinarian's~~ or Certified nutritionist's ~~Nutritionist's~~ determination, that a measure is being temporarily suspended, and
 - (c) If such a situation exists, or is expected to exist for longer than thirty (30) days, the owners/operators shall, within that thirty (30) day period,

submit a new mitigation measure to be implemented in lieu of the mitigation measure that was suspended.

2. An owner/operator may substitute a mitigation measure from one section in the applicable table (tables 2 through 6) for a mitigation measure in another section of the applicable table, provided it is demonstrated, to the satisfaction of the Executive Officer, that the substitution would result in equal or greater emission reductions. Substituted measures shall be requested by submittal of an application to modify the mitigation plan required by Rule 223 paragraph (c)(4) with remittance of fees pursuant to Rule 306, and shall be included as permit requirements.
3. For the purposes of this Appendix attachment, the term “Executive Officer” when used for the approval of alternate mitigation measures means the Executive Officer of ~~the South Coast~~ SCAQMD, CARB, and U.S. EPA.

Owners/operators of a LCAF that is a poultry operation~~Poultry Operation~~ shall also comply with the following applicable requirements:

Table 2 – Poultry Operations LCAF Mitigation Measure Requirements

(A). Poultry House: Each poultry house shall incorporate at least four (4) of the following mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	a. Remove cake manure daily in accordance with the recommendation of <u>Natural Resources Conservation Services (NRCS)</u> Agricultural Waste Management Field Handbook Chapter 10 Section 651.1002, or more recent NRCS guidance, or b. Clean under poultry cages daily in accordance with the recommendation of NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1002, or more recent NRCS guidance.
2.	Use poultry litter additives designed to reduce air emissions or moisture content in litter, such as aluminum sulfate or sodium bisulfate, according to manufacturer recommendations.,.
3.	Use a dry housing cleaning method at all times, except when a wet cleaning method is required for animal health or biosecurity issues.
4.	Use drinkers that do not drip.
5.	Adjust the height, volume, and location of drinkers daily.
6.	Use evaporative cooling pad or tunnel ventilation with no foggers in houses.
7.	Slope the ground of the houses or pens a minimum of 3%.
8.	Install mounds or berms up gradient to prevent the runoff of stormwater into pens (only an option for animals allowed to freely move between indoor housing structures and outdoor pens)
9.	Inspect water pipes and drinkers and repair leaks at least once a day.
10.	Maintain the roof structure and manage roof runoff in accordance with the recommendations of NRCS Practice Standard 561 – Heavy Use Area Protection, or more recent NRCS standards.
11.	Only use fogger systems designed, operated and maintained according to manufacturer recommendations that provide water droplets with an average size of 50 microns or less.
12.	Implement alternative <u>Alternative mitigation-Mitigation measure</u> <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
13.	Vent housing to a VOC control device with an overall VOC capture and control efficiency of at least 80%.
14.	a. Use a belt litter removal system that dries the litter, or b. House animals in a tunnel ventilated houses with mechanical ventilation, or c. Use a litter drying system, such as a flat bed drying system.
<i>Continued on next page</i>	

Table 2 – Poultry Operations LCAF Mitigation Measure Requirements (Continued)

(B). Feed Operations: Owners/operators shall incorporate at least five (5) of the following feed mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	a. Feed according to <u>National Research Council (NRC)</u> guidelines, or b. Feed animals probiotics designed to improve digestion according to manufacturer recommendations, or c. Feed animals an amino acid supplemented diet to meet their nutrient requirements, or d. Feed animals feed additives such as amylase, xylanase, and protease, designed to maximize digestive efficiency according to manufacturer recommendations.
2.	Remove spilled feed from housing at least once every seven (7) days.
3.	Enclose grain in a weatherproof storage structure from October through May.
4.	Feed or dispose of feed within forty-eight (48) hour of grinding and mixing feed.
5.	Remove wet feed from animal housing within twenty-four (24) hours of a rain event.
6.	Remove spilled feed from facility at least once every seven (7) days.
7.	Implement alternative <u>Alternative mitigation</u> Mitigation measure <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Continued on next page</i>	

(C). Handling of Solid Manure or Separated Solids: Owners/operators that handle or store solid manure or separated solids outside the animal housing shall incorporate at least one (1) of the following mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	a. Remove all Animal waste <u>Waste</u> from site within seventy-two (72) hours of removal from housing, or b. Send all animal waste to a storage facility designed, constructed, maintained, and operated to the recommendations in NRCS Practice Standard 313 (Waste Storage Facility) or more recent NRCS standard.
2.	Cover animal <u>Animal waste</u> <u>Waste</u> outside the housing with a waterproof covering from October through May, except for times, not to exceed twenty-four (24) hours per <u>calendar</u> year, when wind events remove the covering, the covering shall be in accordance with applicable recommendations in NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1003, or more recent NRCS guidance.
3.	Use a dry <u>Dry manure</u> <u>Manure</u> handling system in housing, such as stockpiles, solid land application, or a thin bed manure drying system, instead of a wet system such as flushing, manure storage <u>Storage ponds</u> <u>Ponds</u> , or manure treatment lagoons <u>Lagoons</u> .
4.	Implement alternative <u>Alternative mitigation</u> <u>Mitigation measure</u> <u>Measure(s)</u> , not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
5.	Store all removed animal <u>Animal waste</u> <u>Waste</u> in an enclosure vented to a control device with <u>an overall control efficiency of at least 80%</u> control efficiency .
6.	Send at least 51% of the animal <u>Animal waste</u> <u>Waste</u> removed from site to a digester, with a control device <u>with an overall control efficiency of at least 80%</u> , within seventy two (72) hours of removal from housing. The digester shall be designed, constructed, maintained, and operated in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1006, or more recent NRCS guidance.
7.	Compost animal <u>Animal waste</u> <u>Waste</u> removed from the housing with an aerated <u>Aerated static</u> <u>Static pile</u> <u>Pile</u> vented to a control device with <u>an overall control efficiency of at least 80%</u> control efficiency designed, constructed, operated, and maintained in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1004, or more recent NRCS guidance.
<i>Continued on next page</i>	

Table 2 – Poultry Operations LCAF Mitigation Measure Requirements (Continued)

(D). Handling of Manure in Liquid Form: Owners/operators that handle manure in a liquid form shall incorporate at least one (1) of the following mitigation measures:	
<i>Class One Mitigation Measures</i>	
1.	Manage the facility such that only storm water and water used to wash eggs enters the lagoon Lagoon.
2.	a. Use phototrophic Phototrophic lagoons Lagoons, or b. Use an anaerobic Anaerobic treatment Treatment lagoon Lagoon designed, constructed, maintained, and operated in accordance with NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1004, or more recent NRCS guidance.
3.	Remove solids from the waste system with a solid Solid separator Separator system System, prior to the waste entering the lagoon Lagoon that is designed, constructed, operated, and maintained in accordance with NRCS Practice Standard 629 (Waste Treatment), or more recent NRCS standard.
4.	Maintain lagoon Lagoon at a pH between 6.5 and 7.5.
5.	Implement alternative Alternative mitigation Mitigation measure Measure(s), not listed above, subject to approval of the Executive Officer.
<i>Class Two Mitigation Measures</i>	
6.	a. Use aerobic Aerobic lagoons Lagoons designed, constructed, maintained, and operated to the recommendations in NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1004 or more recent NRCS guidance, or b. Use a mechanically aerated lagoon Lagoon designed, constructed, maintained, and operated according to the recommendations in NRCS Agricultural Waste Management Field Handbook Chapter 10 Section 651.1004 or more recent NRCS guidance, or c. Maintain organic loading in the lagoon Lagoon that is less than 3.5 mg (dry weight)/mL, or total volatile solids is less than 3.5 mg/mL.
7.	Use additional non-standard equipment or chemicals on the solid Solid separator Separator system System, such as roller or screw presses or chemical coagulants and flocculants that increase the percent of solid separation achieved by the separator and is approved by the Executive Officer.
8.	Cover the lagoon Lagoon or storage Storage pond Pond and vent to a biofilter or a control device with <u>an overall control efficiency of at least 80%</u> control efficiency .

Note:

1. An owner/operator may temporarily suspend utilization of a mitigation measure provided all of the following requirements are met:
 - (a) It is determined by a Licensed ~~certified veterinarian~~Veterinarian or Certified nutritionist~~Nutritionist~~ that the mitigation measure may be detrimental to animal health or that suspension of the mitigation measure is necessary for the animal to molt, and

- (b) The operator notifies ~~the District~~South Coast AQMD, within forty-eight (48) hours of the ~~veterinarian's~~Licensed Veterinarian's or ~~nutritionist's~~Certified Nutritionist's determination, that a measure is being temporarily suspended, and
 - (c) If such a situation exists, or is expected to exist for longer than thirty (30) days, the owners/operators shall, within that thirty (30) day period, submit a new mitigation measure to be implemented in lieu of the mitigation measure that was suspended.
- 2. An owner/operator may substitute a mitigation measure from one section in the applicable table (tables 2 through 6) for a mitigation measure in another section of the applicable table, provided it is demonstrated, to the satisfaction of the Executive Officer, that the substitution would result in equal or greater emission reductions. Substituted measures shall be requested by submittal of an application to modify the mitigation plan required by Rule 223 paragraph (c)(4) with remittance of fees required by Rule 306, and shall be included as permit requirements.
- 3. For the purposes of this Appendix~~attachment~~, the term "Executive Officer" when used for the approval of alternate mitigation measures means the Executive Officer of ~~the South Coast~~ SCAQMD, CARB, and U.S. EPA.