COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY
Blue Ridge Regional Office
www.deq.virginia.gov

L. Preston Bryant, Jr.
Secretary of Natural Resources

David K. Paylor
Director

Steven A. Dietrich
Regional Director

Lynchburg Office
7705 Timberlake Road
Lynchburg, Virginia 24502
(434) 582-5120
Fax (434) 582-5125

Roanoke Office
3019 Peters Creek Road
Roanoke, Virginia 24019
(540) 562-6700
Fax (540) 562-6725

April 14, 2009

Mr. Chuck Moore
Live Production Manager
Tyson Foods, Inc. – Feedmill
1938 West Patrick Highway
Jetersville, VA 23083

Re: **Reissuance** of VPDES Permit No. **VA0090131**; Tyson Foods, Inc. – Feedmill; Nottoway County, Virginia

Dear Mr. Moore:

Your VPDES permit is enclosed along with the final public participation item (No. 29) of the fact sheet. Discharge Monitoring Report (DMR) forms are also included with the permit. Please make additional copies of the DMRs for future use. The first DMR for the **third quarter of 2009** is due by **October 10, 2009.** Please send DMRs to:

Virginia Department of Environmental Quality
Blue Ridge Regional Office – Lynchburg
7705 Timberlake Road
Lynchburg, VA 24502

Please note that DEQ has implemented an e-DMR program that allows you to submit the effluent data electronically. If you are interested in participating in this program please visit the following website for details: http://www.deq.virginia.gov/water/edmrfaq.html.

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have thirty days from the date of service (the date you actually received this decision or the date it was mailed to you, whichever occurred first) within which to appeal this decision by filing a notice of appeal in accordance with the Rules of the Supreme Court of Virginia with the Director, Department of Environmental Quality. In the event that this decision is served on you by mail, three days are added to the period.

Alternatively, any owner under §§ 62.1-44.16, 62.1-44.17 and 62.1-44.19 of the State Water Control Law aggrieved by any action of the State Water Control Board taken without formal hearing or by inaction of the

Board, may demand in writing a formal hearing of such owner's grievance, provided a petition requesting such hearing is filed with the Board. Said petition must meet the requirements set forth in § 1.23(b) of the Board's Procedural Rule No. 1. In cases involving actions of the Board, such petition must be filed within thirty days after notice of such action is mailed to such owner by certified mail.

If you have any questions about the permit, please contact Leah R. Revelle at (434) 582-6219 or by email at lrrevelle@deq.viginia.gov.

Sincerely,

Stephen A. Dietrich, P.E.
Regional Director
Blue Ridge Regional Office

Enclosures: Fact Sheet Public Participation Item (No. 29), DMR and VPDES Permit

cc: OWPP
EPA, Region III – 3WP12
BRRO Compliance Auditor
BRRO Permit File (VA0090131)

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF ENVIRONMENTAL QUALITY
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM(NPDES)
DISCHARGE MONITORING REPORT(DMR)

Industrial Minor 04/09/2009

PERMITTEE NAME/ADDRESS(INCLUDE FACILITY NAME/LOCATION IF DIFFERENT)

NAME Tyson Foods-Poultry Processing-Feed Prod-Hatchery
ADDRESS 13264 Mountain Road
Glen Allen VA 23059

FACILITY LOCATION Highway 360 Nottoway County

VA0090131	001
PERMIT NUMBER	DISCHARGE NUMBER

MONITORING PERIOD						
	YEAR	MO	DAY		YEAR	MO	DAY
FROM				TO			

DEPT. OF ENVIRONMENTAL QUALITY (REGIONAL OFFICE)
South Central Regional Office
7705 Timberlake Rd
Lynchburg VA 24502

NOTE: READ PERMIT AND GENERAL INSTRUCTIONS BEFORE COMPLETING THIS FORM.

PARAMETER		QUANTITY OR LOADING			QUALITY OR CONCENTRATION				NO. EX.	FREQUENCY OF ANALYSIS	SAMPLE TYPE
		AVERAGE	MAXIMUM	UNITS	MINIMUM	AVERAGE	MAXIMUM	UNITS			
001 FLOW	REPORTD				*********	*********	*********				
	REQRMNT	NL	NL	MGD	*********	*********	*********			1/3M	EST
002 PH	REPORTD	*********	*********			*********					
	REQRMNT	*********	*********		6.0	*********	9.0	SU		1/3M	GRAB
004 TSS	REPORTD	*********	*********		*********						
	REQRMNT	*********	*********		*********	NL	NL	MG/L		1/3M	GRAB
008 COD	REPORTD	*********	*********		*********						
	REQRMNT	*********	*********		*********	NL	NL	MG/L		1/3M	GRAB
442 COPPER, DISSOLVED (UG/L AS CU)	REPORTD	*********	*********		*********						
	REQRMNT	*********	*********		*********	NL	NL	UG/L		1/6M	GRAB
	REPORTD										
	REQRMNT									*******	
	REPORTD										
	REQRMNT									*******	
	REPORTD										
	REQRMNT									*******	

ADDITIONAL PERMIT REQUIREMENTS OR COMMENTS

BYPASSES AND OVERFLOWS	TOTAL OCCURRENCES	TOTAL FLOW(M.G.)	TOTAL BOD5(K.G.)

I CERTIFY UNDER PENALTY OF LAW THAT THIS DOCUMENT AND ALL ATTACHMENTS WERE PREPARED UNDER MY DIRECTION OR SUPERVISION IN ACCORDANCE WITH A SYSTEM DESIGNED TO ASSURE THAT QUALIFIED PERSONNEL PROPERLY GATHER AND EVALUATE THE INFORMATION SUBMITTED. BASED ON MY INQUIRY OF THE PERSON OR PERSONS WHO MANAGE THE SYSTEM OR THOSE PERSONS DIRECTLY RESPONSIBLE FOR GATHERING THE INFORMATION, THE INFORMATION SUBMITTED IS TO THE BEST OF MY KNOWLEDGE AND BELIEF TRUE, ACCURATE AND COMPLETE. I AM AWARE THAT THERE ARE SIGNIFICANT PENALTIES FOR SUBMITTING FALSE INFORMATION, INCLUDING THE POSSIBILITY OF FINE AND IMPRISONMENT FOR KNOWING VIOLATIONS. SEE 18 U.S.C. & 1001 AND 33 U.S.C. & 1319. (Penalties under these statutes may include fines up to $10,000 and/or maximum imprisonment of between 6 months and 5 years.)

OPERATOR IN RESPONSIBLE CHARGE			DATE		
TYPED OR PRINTED NAME	SIGNATURE	CERTIFICATE NO.	YEAR	MO.	DAY
PRINCIPAL EXECUTIVE OFFICER OR AUTHORIZED AGENT		TELEPHONE			
TYPED OR PRINTED NAME	SIGNATURE		YEAR	MO.	DAY

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF ENVIRONMENTAL QUALITY
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM(NPDES)
DISCHARGE MONITORING REPORT(DMR)

Industrial Minor 04/09/2009

PERMITTEE NAME/ADDRESS(INCLUDE FACILITY NAME/LOCATION IF DIFFERENT)

NAME Tyson Foods-Poultry Processing-Feed Prod-Hatchery
ADDRESS 13264 Mountain Road
Glen Allen VA 23059

FACILITY LOCATION Highway 360 Nottoway County

VA0090131	002
PERMIT NUMBER	DISCHARGE NUMBER

MONITORING PERIOD						
	YEAR	MO	DAY		YEAR	MO	DAY
FROM				TO			

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(REGIONAL OFFICE)

South Central Regional Office
7705 Timberlake Rd

Lynchburg VA 24502

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002 PH	REPORTD	*********	*********			*********					
	REQRMNT	*********	*********		6.0	*********	9.0	SU		1/6M	GRAB
004 TSS	REPORTD	*********	*********		*********	*********					
	REQRMNT	*********	*********		*********	*********	NL	MG/L		1/6M	GRAB
068 TKN (N-KJEL)	REPORTD	*********	*********		*********	*********					
	REQRMNT	*********	*********		*********	*********	NL	MG/L		1/6M	GRAB
199 FLOW, PRECIPITATION EVENT	REPORTD	*********			*********	*********	*********				
	REQRMNT	*********	NL	MG	*********	*********	*********			1/6M	EST
	REPORTD										
	REQRMNT									*******	
	REPORTD										
	REQRMNT									*******	
	REPORTD										
	REQRMNT									*******	
	REPORTD										
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COMMONWEALTH OF VIRGINIA
DEPARTMENT OF ENVIRONMENTAL QUALITY
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM(NPDES)
DISCHARGE MONITORING REPORT(DMR)

Industrial Minor 04/09/2009

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FACILITY LOCATION Highway 360 Nottoway County

VA0090131	003
PERMIT NUMBER	DISCHARGE NUMBER

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		AVERAGE	MAXIMUM	UNITS	MINIMUM	AVERAGE	MAXIMUM	UNITS			
002 PH	REPORTD	*********	*********			*********					
	REQRMNT	*********	*********		6.0	*********	9.0	SU		1/6M	GRAB
004 TSS	REPORTD	*********	*********		*********	*********					
	REQRMNT	*********	*********		*********	*********	NL	MG/L		1/6M	GRAB
068 TKN (N-KJEL)	REPORTD	*********	*********		*********	*********					
	REQRMNT	*********	*********		*********	*********	NL	MG/L		1/6M	GRAB
199 FLOW, PRECIPITATION EVENT	REPORTD	*********			*********	*********	*********				
	REQRMNT	*********	NL	MG	*********	*********	*********			1/6M	EST
	REPORTD										
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	REQRMNT	*********	*********		*********	*********	NL	MG/L		1/3M	GRAB
068 TKN (N-KJEL)	REPORTD	*********	*********		*********	*********					
	REQRMNT	*********	*********		*********	*********	NL	MG/L		1/3M	GRAB
120 E.COLI	REPORTD				*********						
	REQRMNT	********	********		*********	NL	NL	N/CML		1/3M	GRAB
199 FLOW, PRECIPITATION EVENT	REPORTD	*********			*********	*********	*********				
	REQRMNT	*********	NL	MG	*********	*********	*********			1/3M	EST
	REPORTD										
	REQRMNT									*******	
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TYPED OR PRINTED NAME	SIGNATURE		YEAR	MO.	DAY

THIS REPORT IS REQUIRED BY LAW (33 U. S. C. § 1318 40 CFR 122.41(l)(4)(i)). FAILURE TO REPORT OR FAILURE TO REPORT TRUTHFULLY CAN RESULT IN CIVIL PENALTIES NOT TO EXCEED $10,000 PER DAY OF VIOLATION: OR IN CRIMINAL PENALTIES NOT TO EXCEED $25,000 PER DAY OF VIOLATION OR BY IMPRISONMENT FOR NOT MORE THAN FIVE YEARS, OR BOTH.

GENERAL INSTRUCTIONS

1. Complete this form in permanent ink or indelible pencil.
2. Be sure to enter the dates for the first and last day of the period covered by the report on the form in the space marked "Monitoring Period".
3. For those parameters where the "permit requirement" spaces are blank or a limitation appears, provide data in the "reported" spaces in accordance with your permit.
4. Enter the average and, if appropriate, maximum quantities and units in the "reported" spaces in the columns marked "Quantity or Loading". KG/DAY = Concentration(mg/l) x Flow(MGD) x 3.785.
5. Enter maximum, minimum, and/or average concentrations and units in the "reported" spaces in the columns marked "Quality or Concentration".
6. Enter the number of samples which do not comply with the maximum and /or minimum permit requirements in the "reported" space in the column marked "No. Ex.".
7. Enter the actual frequency of analysis for each parameter (number of times per day, week, month) in the "reported" space in the column marked "Frequency of Analysis".
8. Enter the actual type of sample collected for each parameter in the "reported" space in the column marked "Sample Type".
9. Enter additional required data or comments in the space marked "additional permit requirements or comments".
10. Record the number of bypasses during the month, the total flow in million gallons and BOD5 in kilograms in the proper columns in the section marked "Bypasses and Overflows".
11. The operator in responsible charge of the facility should review the form and sign in the space provided. If the plant is required to have a licensed operator, the operator's certificate number should be reported in the space provided.
12. The principal executive officer should then review the form and sign in the space provided and provide a telephone number where he/she can be reached.
13. You are required to sample at the frequency and type indicated in your permit.
14. Send the completed form to your Dept. of Environmental Quality Regional Office by the 10th of each month.
15. You are required to retain a copy of the report for your records.
16. Where violations of permit requirements are reported, attach a brief explanation in accordance with the permit requirements describing causes and corrective actions taken. Reference each violation by date.
17. If you have any questions, contact the Dept. of Environmental Quality Regional Office.