



November 3, 2022

DAIRY VENTURE LLC
%RALPH STAAL
1350 WAUBEEK ROAD
CENTRAL CITY IA 52214

RE: **Notice of Violation** – Dairy Venture LLC 1350 Waubeeek RD Central City
Failure to Update Current Manure Management Plan (MMP)-567 IAC 65.17(12)
Facility ID#63902, DNR Complaint #31447

Dear Mr. Staal:

On November 3, 2022, the Department of Natural Resources (DNR) received a complaint regarding improper confinement manure application from the above referenced facility. The complainant stated that you had surface applied liquid manure.

During our discussion on the phone (11/3/22) you stated that you had surface applied liquid manure this past week. You also stated this was due to an issue with the injector and that you plan to incorporate the manure.

As part of my investigation I reviewed the MMP for this facility and noted that **injection** is listed as the **only** method of application for liquid manure in the MMP. Although the rules allow you to surface apply the manure, to do so would require updating your MMP. During our discussions you confirmed to me that the MMP had not been updated to include surface application. This is a violation of 567 IAC 65.17(12) as indicated below:

567 IAC 65.17(12) Current manure management plan. The owner of a confinement feeding operation who is required to submit a manure management plan shall maintain a current manure management plan at the site of the confinement feeding operation or at a residence or office of the owner or operator of the operation within 30 miles of the site. The plan shall include completed manure sales forms for a confinement feeding operation from which manure is sold. **If manure management practices change, a person required to submit a manure management plan shall make appropriate changes consistent with this rule.** If values other than the standard table values are used for manure management plan calculations, the source of the values used shall be identified.

This means that if the method of manure application changes, the owner of the confinement who is required to submit an MMP must make appropriate changes to the plan.

In order to consider this matter resolved you are required to apply manure in accordance with the current MMP from this date forward. If management practices change, the MMP must be updated accordingly.

This office is not pursuing additional enforcement action at this time. However, this does not preclude the Department from taking enforcement action on this violation, or other violations in the future.

Should you have any questions, do not hesitate to write or call me at 563/927-2640, Ext. 312.

Sincerely,

ENVIRONMENTAL SERVICES DIVISION

Jessica Ragsdale
Environmental Specialist

c: Becky Sexton - Consultant

Efile: 57 AFO Central City 63902 Dairy Venture LLC nov 110322 jmr