

**AMENDMENT GPA 01-001**

# **ANIMAL CONFINEMENT FACILITIES PLAN**

Approved: Tulare County Planning Commission  
Resolution No. 7963 - August 14, 2002

Adopted: Tulare County Board of Supervisors  
Resolution No. 2002-0751 - October 8, 2002

**AMENDMENT TO THE  
TULARE COUNTY GENERAL PLAN  
ANIMAL CONFINEMENT FACILITIES PLAN  
GPA 01-001**

**I. INTRODUCTION**

This document amends the 2000 Animal Confinement Facilities Plan (ACFP), a component of the Environmental Resources Management Element of the Tulare County General Plan by amending Policy No. 3 of the ACFP to specifically allow the Hilarides Dairy to be between one-quarter and one-third mile from the neighboring dairy. Policy No. 3 requires new dairies to have a one-half mile separation from other animal confinement facilities.

**II. BACKGROUND**

The County of Tulare adopted the Animal Confinement Facilities Plan in April of 2000. On December 12, 2000, by Resolution No. 2000-999, the Board of Supervisors authorized the applicant, Rob Hilarides, to submit a request for General Plan Amendment as part of his overall proposal to establish a new dairy operation, and this amendment is a result of that application.

The proposed lagoons, calf hutches and a small portion of the freestall barns lie within the ½ mile separation radius from the dairy to the south. With these facilities relocated or removed, the proposal would be in conformance with the ½ mile separation policy and could operate at the level dictated by the remaining lagoon capacity. However, according to the Draft EIR for the Hilarides Dairy Establishment Project (ref. Chapter 4), reduced project size alternatives were found to be infeasible. In order that the project be able to move forward and the public benefit of closure of the Lindsay Olive Growers brine ponds be maintained, the applicant petitioned for an amendment to the General Plan to allow a lesser separation between two facilities in this particular case.

**III. SUPERSEDURE**

This plan amendment supersedes, insofar as General Plan Land Use Policies are concerned, GPA 99-005, adopted April 11, 2000, for the subject property. No map changes are made to the ACPF Study area.

**IV. URBAN BOUNDARIES**

No change.

**V. LAND USE DESIGNATIONS**

No change.

**VI. POLICIES**

Policy No. 3, in Chapter 3 of the ACFP, is amended as described below.

**VII. REVIEW AND REVISION**

General Plan Element and subcomponent (such as the ACFP) policies regarding land use are subject to periodic review subsequent to the adoption of land use and urban boundary updates by the cities and communities within the policy's area of effect.

**VIII. IMPLEMENTATION**

Policy No. 3 in Chapter 3 of the ACFP is amended to read as follows:

3. New dairy and other animal confinement facilities (animal barns, corrals, and pens; wastewater lagoon/sumps; manure and feed storage areas excluding hay barns) shall be located at least one-half mile (2640 feet) from the nearest dairy, swine, poultry, or other animal confinement facility, except that the public interest warrants relief for the Hilarides Dairy Establishment which is planned to be placed as a post-closure activity over the former location of the Lindsay Olive Growers disposal ponds, and which may be located not less than one-quarter of a mile from an existing animal confinement facility located approximately 1800 feet to the southwest of said dairy establishment. These separations are required to avoid potential nuisance problems, disease transmission, soil and groundwater contamination, and air quality degradation.

Expansions of legally-established dairies or other legally established animal confinement facilities that do not meet the one-half mile separation may be permitted provided that any new facilities do not encroach any closer than the existing facilities. Consideration of such expansions shall be on a case-by-case basis through the special use permit process; however, in no instance shall the degree of nonconformity of the separation encroachment be increased.