



Central Valley Regional Water Quality Control Board

17 July 2020

Stephen and Elizabeth Millier
Milliaire Winery
P.O. Box 1554
3468 Murphys Grade Road
Murphys, CA 95247

CERTIFIED MAIL
7019 2280 0001 9243 9553

NOTICE OF APPLICABILITY

WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS, WINERIES, AND RELATED AGRICULTURAL PROCESSORS WITHIN THE CENTRAL VALLEY REGION
ORDER R5-2020-0002-0029
STEPHEN AND ELIZABETH MILLIER
MILLIAIRE WINERY
CALAVERAS COUNTY

On 20 February 2020, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted the Conditional Waiver of Waste Discharge Requirements for Small Food Processors, Wineries, and Related Agricultural Processors within the Central Valley Region, Order R5-2020-0002 (the Waiver).

We are in receipt of your Report of Waste Discharge (RWD) dated 29 June 2020, which stated that you intend to comply with the conditions of the new Waiver for Tier 2 enrollees. Milliaire Winery (the winery) is owned and operated by Stephen and Elizabeth Millier (“Discharger”). Based on the information submitted in your RWD, the discharge qualifies for coverage under Tier 2 of the Waiver, which allows land application of up to 100,000 gallons of wastewater per year for irrigation of landscaping or crops. You are hereby assigned Order R5-2020-0002-0029. A copy of the [Waiver](#) is enclosed and is also available on the internet at:

(https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#waivers).

Please familiarize yourself with the contents of the Waiver, including the Conditions of Discharge (Waiver Attachment A) and Monitoring and Reporting Program (Waiver Attachment B). Winery waste must be managed and discharged in accordance with the

KARL E. LONGLEY ScD, P.E., CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

requirements contained in the Conditions of Discharge and with the information submitted in the RWD.

Milliaire Winery is located at 3468 Murphys Grade Road, Murphys in Calaveras County (Assessor's Parcel Number 57-02-002 and 57-002-015). The winery crushes approximately 90 to 100 tons of grapes per year and generates approximately 83,000 gallons of winery process wastewater on an annual basis. Process wastewater is collected into a 3,000-gallon storage tank and then is applied to 0.53 acres of land application area with native grasses. Approximately 11.8 tons (wet weight) of residual solids (grape stems, seeds, and skins) are generated onsite and are hauled off site to Ghirardelli Vineyard (partner of Milliaire Winery, near Burson in Calaveras County) for composting.

MONITORING AND REPORTING

Attachment B of the Waiver includes specific monitoring and reporting requirements that you must comply with, including routine monitoring and reporting to the Central Valley Water Board. Please review the Monitoring and Reporting Program closely and establish the appropriate record keeping system so that you are able to complete the required Annual Monitoring Report form, which is also contained in Attachment B of the Waiver.

By **February 1 of each year**, the Annual Monitoring Report must be submitted to our office, even if there is no discharge during the reporting year. The 2020 Annual Monitoring Report is due by **1 February 2021**.

GENERAL INFORMATION AND REQUIREMENTS

The Order includes specific and general conditions with which you must comply and you must maintain control over the discharge and operate in accordance with the information provided in your RWD and this Notice of Applicability.

Please review this Notice of Applicability carefully to ensure that it completely and accurately reflects the facility name, location, and details of the proposed discharge. Failure to comply with the requirements of the Waiver may result in enforcement action as authorized by provisions of the California Water Code, which could include civil liability. Discharge of wastes not described in the RWD is prohibited. If the method of waste disposal changes from that described in your RWD, you must submit an updated RWD to describe the new operation.

Please note that the Waiver will expire on **20 February 2025**, after which you must do one of the following:

1. Submit a new RWD with a filing fee to obtain coverage under a subsequently adopted waiver; or
2. Submit a RWD with a filing fee to apply for individual or general Waste Discharge Requirements, or
3. Cease the discharge.

DOCUMENT SUBMITTALS

All monitoring reports and other correspondence should be converted to searchable Portable Document Format (PDF) and submitted electronically. Documents that are less than 50 MB should be emailed to: centralvalleysacramento@waterboards.ca.gov.

To ensure that your submittal is routed to the appropriate staff person, the following information should be included in the body of the email or any documentation submitted to the mailing address for this office:

Facility Name: Milliaire Winery, Calaveras County
Program: Non-15 Compliance
Order: R5-2020-0002-0029
CIWQS Place ID:240828

Documents that are 50 MB or larger should be transferred to a CD, DVD, or flash drive and mailed to:

Central Valley Regional Water Quality Control Board
ECM Mailroom
11020 Sun Center Drive, Suite 200
Rancho Cordova, CA 95670

Now that the NOA has been issued, the Board's Compliance and Enforcement section will take over management of your case. Kenny Croyle is your new point of contact for any questions about the Waiver. If you find it necessary to make a change to your permitted operations, Kenny will direct you to the appropriate Permitting staff. You may contact Kenny at (916) 464-4676 or at kcroyle@waterboards.ca.gov.

for Patrick Pulupa
Executive Officer

Enclosure: Conditional Waiver of WDRs, Order R5-2020-0002
cc: Brian Moss, Calaveras County Environmental Health Department