



Central Valley Regional Water Quality Control Board

21 July 2020

Putah Creek Land Co.
Berryessa Gap Vineyards
27260 Highway 128
Winters, CA 95694

Certified Mail
7019 2280 0001 9243 9546

NOTICE OF APPLICABILITY

WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS, WINERIES, AND RELATED AGRICULTURAL PROCESSORS WITHIN THE CENTRAL VALLEY REGION
ORDER R5-2020-0002-0031
PUTAH CREEK LAND CO, BERRYESSA GAP VINEYARDS
YOLO 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 Notice of Intent (NOI) dated 29 June 2020, which stated that you intend to comply with the Tier 3 conditions of the Waiver. Based on the information provided in the NOI, we have determined that the discharge meets the required conditions for approval under the Waiver. You are hereby assigned Order R5-2020-0002-0031. A copy of the Waiver is enclosed and also available at the [State Water Boards Adopted Orders: Waivers webpage](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#waivers) (http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#waivers).

You should 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 and brewery waste must be managed and discharged in accordance with the requirements contained in the Conditions of Discharge and with the information submitted in the NOI.

DISCHARGE DESCRIPTION

Berryessa Gap Vineyards (the winery) is located at 27260 Highway 128, Winters in Yolo County. The winery is owned by Putah Creek Land Co. and operated by Berryessa Gap

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

Vineyards. Tier 3 allows land application of up to 1,000,000 gallons of wastewater per year for irrigation of landscaping or crops and land application of residual solids (pomace) associated with that volume of wastewater. A minimum of one acre of land application area per 100,000 gallons of discharged wastewater and associated residual solids is required. Any process wastewater or residual solids generated in excess of those amounts must be disposed of off-site at an appropriately permitted facility.

The winery produces wine and beer. The processing season for wine takes place between July through September. Beer is processed year-round. Wastewater is generated from the cleaning of all production equipment, including crushers, conveyors, presses, fermenters, tanks, kettles, barrels, and bottling and canning lines. The winery and microbrewery operations will generate approximately 486,000 gallons of wastewater annually.

Process wastewater is collected in storage tanks and used to irrigate prune and walnut orchards. Residual solids are applied on-site as a soil amendment or used as animal feed at a neighboring farm. Approximately 115 acres of land application area is available. Approximately 65 acres is for the application of wastewater and the remaining 50 acres is for the application of residual solids.

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 Waiver 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 NOI and this Notice of Applicability (NOA).

Please review this NOA 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 Conditions of Discharge (Attachment A) of the Waiver is prohibited.

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

1. Submit a new NOI with a filing fee (if required) to obtain coverage under a subsequently adopted waiver,
2. Submit a NOI 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: Berryessa Gap Vineyards, Yolo County
Program: Non-15 Compliance
Order: R5-2020-0002-0031
CIWQS Place ID: CW-654838

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 Notice of Applicability has been issued, the Board's Compliance and Enforcement section will take over management of your case. Brendan Kenny 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, Brendan will direct you to the appropriate Permitting staff. You may contact Brendan at (916) 464-4635 or at brendan.kenny@waterboards.ca.gov.

for Patrick Pulupa
Executive Officer

Encl: Conditional Waiver of WDRs, Order R5-2020-0002
Cc w/ out encl: Deborah Anderson, Yolo County Environmental Health, Woodland
Dan Martinez, Berryessa Gap Vineyards (via email)