



GAVIN NEWSOM  
GOVERNOR



JARED BLUMENFELD  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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## Central Valley Regional Water Quality Control Board

31 July 2020

Robert Eisenman & Linda Stockstill  
Ayrael Vieux Winery, LLC.  
5957 Chabot Crest  
Oakland, CA 94618

**Certified Mail**  
**7019 2280 0001 9243 5579**

### **NOTICE OF APPLICABILITY**

WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS, WINERIES, AND RELATED AGRICULTURAL PROCESSORS WITHIN THE CENTRAL VALLEY REGION  
ORDER R5-2020-0002-0033  
AYRAEL VIEUX WINERY, LLC.  
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 letter dated 25 June 2020, which stated that you intend to comply with the Tier 1 conditions of the Waiver. Ayrael Vieux Winery (the winery) is located at 1690 Monge Ranch Road, Douglas Flat, Calaveras County. Tier 1 allows land application of up to 10,000 gallons of wastewater per year for irrigation of landscaping or crops and land application of residual solids (pomace and lees) associated with that volume of wastewater. Any process wastewater or residual solids generated in excess of those amounts must be disposed of off-site at an appropriately permitted facility. If you wish to land apply more wastewater or residual solids, you must submit a new application and the applicable fee and obtain coverage under Tier 2 or 3 of the Waiver prior to increasing the discharge volume.

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 -2020-0002-0033. A copy of the [Waiver](#) is enclosed and also available at:

([https://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/#waivers](https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#waivers))

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

11020 Sun Center Drive #200, Rancho Cordova, CA 95670 | [www.waterboards.ca.gov/centralvalley](http://www.waterboards.ca.gov/centralvalley)

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

## **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 Notice of Intent 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 Notice of Intent is prohibited. Please note that the Waiver will expire on **20 February 2025**, after which you must do one of the following:

1. Submit a new Report of Waste Discharge with a filing fee to obtain coverage under a subsequently adopted waiver,
2. Submit a Report of Waste Discharge 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](mailto: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: Ayrael Vieux Winery, Calaveras County  
Program: Non-15 Compliance  
Order: R5-2020-0002-0033  
CIWQS Place ID: 741012

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. 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](mailto:kcroyle@waterboards.ca.gov).

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for Patrick Pulupa  
Executive Officer

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