



**California Regional Water Quality Control Board  
Central Valley Region  
Katherine Hart, Chair**



Linda S. Adams  
Acting Secretary for  
Environmental Protection

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Edmund G. Brown Jr.  
Governor

29 March 2011

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Mr. Jim Crandell  
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Woodbridge Winery  
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Ms. Alicia Stamps, P. E.  
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**NOTICE OF APPLICABILITY (NOA); LOW THREAT GENERAL WASTE DISCHARGE REQUIREMENTS ORDER NO. R5-2008-0081; WOODBRIDGE WINERY PROJECT; SAN JOAQUIN COUNTY**

Our office received a Notice of Intent (NOI) on 9 March 2011 from the Kennedy/Jenks Consultants on behalf of the R. M. E. Inc., d.b.a. Woodbridge Winery, (Discharger) for the Woodbridge Winery Project. Based on the information in the NOI, Central Valley Regional Water Quality Control Board (Central Valley Water Board) staff has determined that the project meets the required conditions for approval under the General Order for Dewatering and Other Low Threat Discharges to Surface Waters (Low Threat General Order). This project is hereby assigned Low Threat General Order No. R5-2008-0081-076 and National Pollutant Discharge Elimination System (NPDES) Permit No. CAG995001. Please reference the unique Order No. R5-2008-0081-076 in all future correspondence and documents.

The Low Threat General Order (enclosed) may also be viewed at the following web address: [http://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/general\\_orders/r5-2008-0081.pdf](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/general_orders/r5-2008-0081.pdf). You are urged to familiarize yourself with the contents of the entire document. The Low Threat General Order prescribes mandatory discharge monitoring requirements. The project activities shall be operated in accordance with the requirements contained in this NOA, the Low Threat General Order, and with the information submitted by the Discharger(s).

**CALIFORNIA TOXIC RULE / STATE IMPLEMENTATION POLICY MONITORING**

The Low Threat General Order incorporates the requirements of the California Toxic Rule (CTR) and the State Water Resources Control Board's (State Water Board), *Policy for Implementation of Toxic Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California*, 2005, also known as the State Implementation Policy (SIP).

Screening levels for the Priority Pollutants constituents are found in Attachment B of the Low Threat General Order No. R5-2008-081. Review of the priority pollutant laboratory data in comparison to the Most Stringent Objective/Criteria values, showed no reasonable potential to impact the receiving waters known as the Lower Mokelumne River.

**California Environmental Protection Agency**

## **PROJECT DESCRIPTION**

The Woodbridge Winery is located at 5950 East Woodbridge Road in the community of Acampo. Historically the winery has had four facultative ponds that are currently being used for the storage of excess treated process water and stormwater. The ponds are located south of the winery facility where there is an existing levee that separates the ponds from the Lower Mokelumne River at the south and west side of the pond system. This levee is approximately 1,200 feet in length and was constructed to the maximum height of 6 inches below the 100-year floodplain elevation as allowed by the U.S. Bureau of Reclamation. On the east side of the ponds is a berm that was constructed above the 100-year floodplain level for the placement of the existing railroad tracks.

The Discharger proposes to discharge from their pond system only during a 100-year or greater flooding event. Kennedy/Jenks Consultants estimate that during a 100-year flood event, releases from the Camanche Dam, located 17 miles upstream of the Woodbridge Winery, could potentially cause the Mokelumne River to overflow into the pond system at the south side where the berm ends. The extraordinarily high river flows will cause flood waters to enter into the pond system and possibly produce a breach at the northwest corner of the pond system. A proposed breach of 20 feet wide would yield an estimated discharge of 48,130 gallons per minute or 69.3 million gallons per day into the Lower Mokelumne River.

The Lower Mokelumne River is tributary to the San Joaquin River as part of the Sacramento-San Joaquin River Delta.

## **MONITORING AND REPORTING**

All Dischargers must notify Central Valley Water Board staff 24 hours before the start of each new discharge, as soon as noncompliance is anticipated, and when the discharge ceases. The Discharge is required to comply with all the monitoring and reporting requirements contained in Attachment E of the Low Threat General Order.

Effluent and receiving water analytical monitoring shall be conducted and the results submitted to the Central Valley Water Board on a quarterly basis unless specified otherwise. The Discharger must submit quarterly reports, as described in Attachment E, Section X, even if there is no discharge or receiving water flow during the reporting quarter, until the Discharger formally requests that coverage under this Order be terminated.

## **GENERAL INFORMATION AND REQUIREMENTS**

The required annual fee (as specified in the annual billing you will receive from the State Water Resources Control Board) shall be submitted until the discharge is terminated. To terminate coverage under the Low Threat General Order, the Dischargers must submit written notification to the Central Valley Water Board that the discharge regulated by this Low Threat General Order has ceased and is no longer necessary. If a timely written request is not received, then the Dischargers will be required to pay additional annual fees as determined by the State Water Resources Control Board.

## **ENFORCEMENT**

Failure to comply with the Low Threat General Order may result in enforcement actions, which could include civil liability. Effluent limitation violations are subject to a Mandatory Minimum Penalty (MMP) of \$3,000 per violation. Late reports may be subject to an MMP of \$3,000 for each period of 30 days late. When discharges do not occur during a quarterly monitoring period, the Dischargers must still submit a quarterly report indicating that no discharge occurred to avoid being subject to enforcement actions.

## **COMMUNICATION**

All monitoring report submittals, notification of the beginning and end of discharge, and questions regarding compliance and enforcement shall be directed to Spencer Joplin of the Central Valley Water Board's NPDES Compliance and Enforcement Unit. Mr. Joplin can be reached at (916) 464-4660 or [sjoplin@waterboards.ca.gov](mailto:sjoplin@waterboards.ca.gov).

Questions regarding the permitting aspects of this Low Threat General Order, and written notification for termination of coverage under this Order, shall be directed to Mike Negrete of the Central Valley Water Board's NPDES Permitting Unit. Mr. Negrete can be reached at (916) 464-4662 or [mnegrete@waterboards.ca.gov](mailto:mnegrete@waterboards.ca.gov).

*Signed by Frederick Moss for*

Pamela C. Creedon  
Executive Officer  
Central Valley Regional Water Quality Control Board

Enclosure: General Order No. R5-2008-0081 (Dischargers only)

cc: Mr. Dave Smith, U.S. Environmental Protection Agency, Region IX, San Francisco  
Mr. Phil Isorena, Division of Water Quality, State Water Board, Sacramento