



**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

17 February 2011

David Pratt
dkcellars
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CERTIFIED MAIL
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NOTICE OF APPLICABILITY, CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS AND SMALL WINERIES WITHIN THE CENTRAL VALLEY REGION, ORDER NO. R5-2009-0097-0044, DKCELLARS, EL DORADO COUNTY

Central Valley Regional Water Quality Control Board (Central Valley Water Board) staff reviewed the 4 March 2010 Report of Waste Discharge (RWD) submitted by dkcellars for coverage under the *Conditional Waiver of Waste Discharge Requirements for Small Food Processors and Small Wineries within the Central Valley Region, Order No. R5-2009-0097* (Order) and determined that the RWD is complete. You are hereby assigned Order No. R5-2009-0097-0044.

The Order, adopted by the Central Valley Water Board on 8 October 2009, is a conditional waiver of waste discharge requirements for small wineries and small food processors. The Order is enclosed and it is also available on the website at: http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#waivers.

Please familiarize yourself with the contents of the Order including the discharge and monitoring requirements. The facility must be operated in accordance with the requirements contained in the Order and with the information submitted in the RWD.

DISCHARGE DESCRIPTION

David Pratt (Discharger) owns and operates the dkcellars at 7380 Vineyard View Drive in Fair Play, El Dorado County.

The Discharger will crush approximately 30 tons of grapes each year for the next five years, and estimates that 12,000 gallons of winery process wastewater will be produced annually.

Wastewater generated from crushing, bottling, racking, and general cleaning activities is collected in two 1,100-gallon aboveground storage tanks. The effluent from the tanks is applied to a 0.5-acre area of the 9.5-acre on-site vineyard via a drip irrigation system. Approximately seven tons of residual solids (grape stems, seeds, and skins) will be produced annually and the solids will be applied to the on-site vineyard.

California Environmental Protection Agency

MONITORING AND REPORTING

The Order includes specific monitoring requirements for you to implement and reporting requirements 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, contained in the Order. The *Annual Monitoring Report* form must be submitted to our office by **1 February of each year**, even if there is no discharge during the reporting year.

GENERAL INFORMATION AND REQUIREMENTS

The Order includes specific and general conditions required for your operation. In addition, you must maintain control over the discharge and operate in accordance with the information provided in your application and this Notice of Applicability (NOA).

Please review this NOA carefully to ensure that it completely and accurately reflects the facility name, location, and discharge. Failure to comply with the requirements of the Order may result in enforcement action as authorized by provisions of the California Water Code, which could include civil liability.

Discharge of waste material not described in the RWD is prohibited. If the method of waste disposal changes from that described in your application, you must submit an updated RWD to describe the new operation.

Please note that the Order will expire on 8 October 2014, at which time either (1) a new application with a filing fee will be necessary for regulatory coverage under a subsequently adopted new Order, (2) you seek coverage under an individual or other order, or (3) the discharge must cease.

If you have any questions regarding submitting an updated RWD, or questions about making changes to your permitted operations, please contact Ms. Lixin Fu at (916) 464-4689 or lfu@waterboards.ca.gov.

All compliance and enforcement questions should be directed to Mr. Brendan Kenney at (916) 464-4635 or bkenney@waterboards.ca.gov. All monitoring reports should be submitted to Mr. Kenney by the compliance due date.

Original Signed by Frederick Moss for

Pamela C. Creedon
Executive Officer

Enclosure (Discharger Only): General Conditional Waiver, Order No. R5-2009-0097

David Pratt
2011
dkcellars

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17 February

cc w/o enc: El Dorado County Environmental Health Department, Placerville