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## Central Valley Regional Water Quality Control Board

08 July 2020

Jan-Erik D. Paino  
Ruhstaller Farm  
P.O. Box 1090  
Dixon, CA 95620

**Certified Mail**  
**7019 2280 0001 9243 9942**

### NOTICE OF APPLICABILITY

#### **WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS, WINERIES, AND RELATED AGRICULTURAL PROCESSORS WITHIN THE CENTRAL VALLEY REGION**

**ORDER R5-2020-0002-0021**

**JAN-ERIK D. PAINO, RUHSTALLER FARM  
SOLANO 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 Form 200 and Notice of intent (NOI) dated 30 June 2020, which state that the conditions described in your 2019 report of waste discharge (RWD) are still valid and that you intend to comply with the Tier 3 conditions of the Waiver. Ruhstaller Farm (the facility) is located at 6686 Sievers Road, Dixon, in Solano County. The facility is owned by Jan-Erik D. Paino and operated by Ruhstaller Farm. 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 (e.g., spent grain 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. All domestic waste is handled separately from process waste, via a septic system and leach field permitted by Solano County.

Based on the information provided in the NOI and supporting documents, we have determined that the discharge meets the required conditions for approval under the Waiver. You are hereby assigned Order R5-2020-0002-0021. A copy of the Waiver is enclosed and also available under the heading "Waivers for Small Food Processors and Small Wineries" on the State Water Board's [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](http://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

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). 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.

## **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 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 2019 RWD 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 RWD or in the Conditions of Discharge (Attachment A) of the Waiver is prohibited. If the character of waste or the method of waste disposal changes from that described in your RWD, you must submit an updated RWD to describe the new operation.

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](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: Ruhstaller Farm, Solano County  
Program: Non-15 Compliance  
Order: R5-2020-0002-0021  
CIWQS Place ID: 860242

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 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 him at (916) 464-4676 or at [Kenny.Croyle@waterboards.ca.gov](mailto:Kenny.Croyle@waterboards.ca.gov).

for Patrick Pulupa  
Executive Officer

enclosure: Conditional Waiver of WDRs, Order R5-2020-0002

cc w/o enc: Solano County Department of Environmental Health Department, Fairfield