



Central Valley Regional Water Quality Control Board

21 October 2020

Jerry Pantaleo, President
Lamanuzzi & Pantaleo, LLC
11770 Road 27 1/2th
Madera, CA 93637

CERTIFIED MAIL
7019 2970 0001 5206 4210

NOTICE OF APPLICABILITY

RESOLUTION NO. R5-2020-0002
WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR
SMALL FOOD PROCESSORS, WINERIES, AND RELATED AGRICULTURAL
PROCESSORS WITHIN THE CENTRAL VALLEY REGION

LAMANUZZI & PANTALEO, LLC,
LAMANUZZI & PANTALEO DEHYDRATOR
FRESNO COUNTY
(ENROLLEE # R5-2020-0002-0052)

On 20 February 2020, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Resolution R5-2020-0002, the *Waiver of Waste Discharge Requirements for Small Food Processors, Wineries, and Related Agricultural Processors* within the Central Valley Region (Small Food Processor Waiver or Waiver).

We are in receipt of your Report of Waste Discharge (RWD) received on 18 May 2020, which indicates you intend to comply with Tier 3 conditions of the Waiver. 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 associated with that volume of wastewater. Any process wastewater or residual solids in excess of those amounts must be disposed of off-site at an appropriately permitted facility. **The discharge shall not exceed a flow of 550,000 gallons per year (gpy).**

Based on the information provided in the RWD, we have determined that the discharge meets the required conditions for approval under the Waiver. You are hereby assigned

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

enrollee number R5-2020-0002-0052. A [copy of the Waiver](#) and the [Waiver Attachments](#) are enclosed and available on the Central Valley Water Board's website. (https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/waivers/r5-2020-0002_waiver_wdrs.pdf and https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/waivers/r5-2020-0002_waiver_atts.pdf)

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). The discharge must be managed in accordance with the requirements contained in the Conditions of Discharge and information submitted in the RWD.

DISCHARGE DESCRIPTION

Lamanuzzi & Pantaleo, LLC owns and operates the Lamanuzzi & Pantaleo Dehydrator (Facility) at 3636 North Grantland Avenue in Fresno County as shown in Attachment A. The Facility was previously enrolled under *Waiver of Waste Discharge Requirements for Small Food Processors, Wineries, and Related Agricultural Processors within the Central Valley Region*, Order R5-2015-0005. According to the RWD, the dehydrating plant is currently not in operation and has not been in operation since 2014. Historically, the processing season has been from August through December. It is estimated that the Facility will process about 500 tons of grapes per year when operational. The Facility will generate approximately 500,000 to 550,000 gallons per year when operational. Chemicals used during operation include sodium hydroxide and sodium hypochlorite. Wastewater generated at the Facility is collected in an above ground sump and passed through a 10-millimeter stainless steel screen prior to being discharge to the 5.5-acre disposal area. The disposal area consists of 16 irrigation checks. The discharge is manually rotated between the checks. It is estimated that about 0.05 dry tons of residual solids (grape stems) are produced at the Facility. The residual solids are stored in covered bins and hauled off-site for animal feed.

Domestic wastewater is disposed by an on-site septic tank, regulated by Fresno County. This NOA does not regulate the discharge of wash water or any other wastewater to the on-site septic system.

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 can complete the required Annual Monitoring Report form, which is also contained in Attachment B of the Waiver.

By **1st February 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 **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 RWD 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 Conditions of Discharge (Attachment A) of the Waiver is prohibited.

Please note that the Waiver will expire on **20 February 2025**, after which you must either cease the discharge or do one of the following:

1. Submit a new RWD with a filing fee (if required) to obtain coverage under a subsequently adopted waiver, or
2. Submit a RWD with a filing fee to apply for individual or general Waste Discharge Requirements.

SALT AND NITRATE CONTROL PROGRAMS

As part of the Central Valley Salinity Alternatives for Long-Term Sustainability (CV-SALTS) initiative, the Central Valley Water Board adopted Basin Plan amendments (Resolution R5-2018-0034) incorporating new programs for addressing ongoing salt and nitrate accumulation in the Central Valley at its 31 May 2018 Board Meeting. On 16 October 2019, the State Water Resources Control Board adopted Resolution 2019-0057 approving the Central Valley Water Board Basin Plan amendments and also directed the Central Valley Water Board to make targeted revisions to the Basin Plan amendments within one year from the approval of the Basin Plan amendments by the Office of Administrative Law. The Office of Administrative Law approved the Basin Plan amendments on 15 January 2020 (OAL Matter No. 2019-1203-03).

For the Salt Control Program, discharges will receive a Notice to Comply with instructions and obligation for the Salt Control Program within a year of the effective date of the amendments. The Salt Notice to Comply letters should be issued in the next couple of months. Upon receipt of the Notice to Comply, the Discharger will have no more than six months to submit their Notice of Intent informing the Central Valley Water Board of their choice between Option 1 (Conservative Salinity Permitting Approach) or Option 2 (Alternative Salinity Permitting Approach).

For the Nitrate Control Program, the Board identified areas, referred to as Priority 1 and Priority 2 basins, where nitrates in groundwater are more prevalent and therefore pose a higher risk to persons who rely on groundwater as a source of drinking water. Priority 1 and Priority 2 basins have timelines under which permittees, such as you, are required to implement Nitrate Control Program requirements. Lamanuzzi & Pantaleo Dehydrator is

within Priority 1 Groundwater Basin 5-22.08 (San Joaquin Valley – Kings) and was issued a Notice to Comply on 29 May 2020. The Notice to Comply requires you to submit a Notice of Intent **by 7 May 2021** to comply with the Nitrate Control Program.

[More information on the Salt and Nitrate Control Program](https://www.cvsalinity.org/public-info) may be found on the internet (<https://www.cvsalinity.org/public-info>).

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: centralvalleyfresno@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: Lamanuzzi & Pantaleo Dehydrator
Program: Non-15
Order: R5-2020-0002-0052
CIWQS Place ID: 248646

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
Fresno Office
1685 E Street
Fresno, CA 93706

All documents, including responses to inspections and written notifications, submitted to comply with this Waiver shall be directed, via the paperless office system, to the Compliance and Enforcement Unit, attention to Russell Walls. Mr. Walls can be reached at (559) 488-4392 or Russell.Walls@waterboards.ca.gov. Questions regarding the permitting aspects of the Waiver, and notification for termination of coverage under the Waiver, shall be directed, via the paperless office system, to the WDR Permitting Unit, attention Denise Soria. Ms. Denise Soria can be reached at (559) 444-2488 or by email at denise.soria@waterboards.ca.gov.

Any person aggrieved by this action (issuance of the NOA enrolling the Facility under the Waiver) may petition the State Water Resources Control Board to review the action in accordance with California Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Resources Control Board must receive the petition by 5:00 p.m., 30 days after the date of this NOA, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Resources Control Board by 5:00 p.m. on the next business day. [Copies of the law and regulations](#)

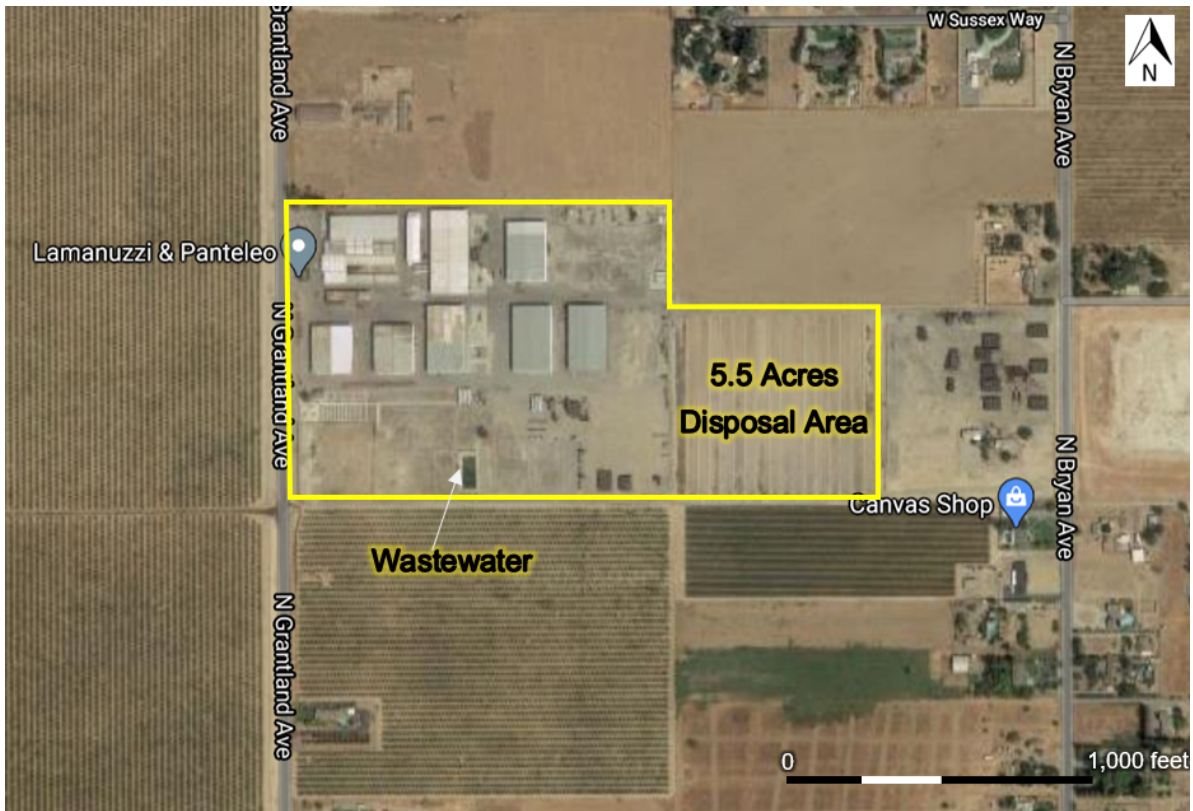
[applicable to filing petitions](http://www.waterboards.ca.gov/public_notices/petitions/water_quality) may be found on the internet or will be provided upon request. (http://www.waterboards.ca.gov/public_notices/petitions/water_quality)

Original Signed by Clay L. Rodgers for:
Patrick Pulupa
Executive Officer

Attachment: Attachment A: Site Map

Enclosure: Resolution R5-2020-0002 (Discharger only)

cc w/o encl: Russell Walls, Central Valley Water Board, Fresno (via email)
Fresno County Planning Department, Fresno



ATTACHMENT A – SITE MAP

**ORDER R5-2020-0002-0052
LAMANUZZI & PANTALEO, LLC
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FRESNO COUNTY**