



California Regional Water Quality Control Board Central Valley Region

Katherine Hart, Chair



Linda S. Adams
Secretary for
Environmental
Protection

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Arnold
Schwarzenegger
Governor

3 March 2010

Mr. Greg Boeger
Boeger Winery, Inc.
1709 Carson Rd.
Placerville, CA 95667

CERTIFIED MAIL
7009 1410 0002 1422 2915

NOTICE OF APPLICABILITY (NOA); CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS AND SMALL WINERIES WITHIN THE CENTRAL VALLEY REGION; ORDER NO. R5-2009-0097-0004; BOEGER WINERY, INC.; EL DORADO COUNTY

Central Valley Regional Water Quality Control Board (Central Valley Water Board) staff received your application including the Report of Waste Discharge (RWD) and application fee of \$1,226 submitted for Boeger Winery, Inc. (Discharger) for regulatory 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). Based on the information in the application, we have determined that the Discharger meets the required conditions for approval under this Order for your facility and the proposed waste discharge. You are hereby assigned Order No. R5-2009-0097-0004.

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 may be viewed on our website at http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#Waivers. You are urged to familiarize yourself with the contents of the entire Order which prescribes mandatory discharge and monitoring requirements. Your winery must be operated in accordance with the requirements contained in the Order and with the information submitted in your application.

DISCHARGE DESCRIPTION

Boeger Winery, Inc. is a small winery, producing about 30,000 gallons of wastewater and processing about 350 tons of grapes each year. The winery is located at 1709 Carson Rd. in Placerville, on Assessor's Parcel Number 49-050-15-100. Wastewater drains into a small collection sump which then flows directly into a tank mounted on a trailer so it can be applied to the on-site 40 acre vineyard surrounding the winery. A 300 gallon tank is included on the application vehicle to provide wastewater storage when needed. Solid wastes are placed in a manure spreader and spread in the vineyard at a rate of less than 3.5 tons per acre.

MONITORING AND REPORTING

This Order includes specific monitoring requirements that you must implement and reporting requirements you must comply with, including routine monitoring and reporting to the Central

California Environmental Protection Agency

Valley Water Board. Please review the Monitoring and Reporting Program (MRP) 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

This Order includes specific and general conditions required for your operation. In addition, you must maintain control over the discharge and operate in accordance to the information provided in your application.

Please review this Notice of Applicability carefully to ensure that it completely and accurately reflects the facility name, location, and discharge. Failure to comply with the requirements in the Order may result in an enforcement action as authorized by provisions of the California Water Code. If the discharge violates the terms or conditions above, the Central Valley Water Board may take enforcement action, including assessment of administrative civil liability which is a monetary penalty.

Discharge of waste material other than described in the application is prohibited. If the method of waste disposal changes from that described in your application, you must submit a new *Report of Waste Discharge Technical Information* form describing 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, or (2) the discharge must cease.

All monitoring reports submittals and questions regarding compliance and enforcement shall be directed to Mr. Brendan Kenny at (916) 464-4635 or bkenny@waterboards.ca.gov. Questions regarding the permitting aspects of your coverage may be directed to Ms. Lixin Fu at (916) 464-4689 or LFu@waterboards.ca.gov.

Original signed by

Pamela C. Creedon
Executive Officer

Enclosures (Discharger Only): General Conditional Waiver, Order No. R5-2009-0097
Standard Provisions and Reporting Requirements for
Waste Discharge Requirements, 1 March 1991

cc (Without Enclosure): El Dorado County Environmental Health Department, Placerville