



# California Regional Water Quality Control Board Central Valley Region

Katherine Hart, Chair



Linda S. Adams  
Secretary for  
Environmental  
Protection

11020 Sun Center Drive #200, Rancho Cordova, California 95670-6114  
Phone (916) 464-3291 • FAX (916) 464-4645  
<http://www.waterboards.ca.gov/centralvalley>

Arnold  
Schwarzenegger  
Governor

19 April 2010

Mr. Jonathan Verbitsky  
Golden Leaves Vineyard and Winery  
3625 Omo Ranch Road  
Mt. Aukum, CA 95656

CERTIFIED MAIL  
7009 1410 0002 1422 3301

**NOTICE OF APPLICABILITY (NOA); CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS AND SMALL WINERIES WITHIN THE CENTRAL VALLEY REGION; ORDER NO. R5-2009-0097-0007; GOLDEN LEAVES VINEYARDS AND WINERY; 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 Golden Leaves Vineyard and Winery 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. R5-2009-0097-0007.

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](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. The facility must be operated in accordance with the requirements contained in the General Order, Standard Provisions and Reporting Requirements for WDRs, and with the information submitted in the RWD.

**DISCHARGE DESCRIPTION**

Jonathan Verbitsky owns and operates the Golden Leaves Vineyard and Winery (jointly referred to as Dischargers) located at 3625 Omo Ranch Road, in El Dorado County (APN 045-270-17). The winery will crush approximately 30 to 40 tons of grapes per year producing approximately 3,000 cases of wine annually. The Discharger has estimated that approximately 11,000 gallons of winery process wastewater will be produced on an annual basis. The crush pad and the equipment cleaning area will be located inside the winery building. Winery wastewater will be collected in floor drains that will be connected to a 1,000 gallon above ground storage tank. From the storage tank, wastewater will be pumped to an application trailer for land application in the vineyard. The wastewater will be applied evenly

over six acres of vineyard. Application areas will be rotated with a minimum of seven days rest between applications at any one area. Application will not be made to the vineyard during periods of rain or on wet soils. Winery operations will be postponed if the storage tank becomes full when land application is not feasible due to precipitation events.

The Discharger estimates that approximately 18 tons (wet weight) of solids (grape stems, seeds, and skins) will be produced annually based on the expected volume (30 to 40 tons) to be crushed each year. The solid waste will be temporarily stored in watertight bins before loading into the application trailer (agricultural spreader) for transport to the vineyard. Solids will be distributed between vine rows, and grape stems will be spread along vineyard access roads.

### **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 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.

If you have any questions regarding submitting an updated report of waste discharge, or questions about making changes to your permitted operations, please contact Ms. Lixin Fu, with the Permitting Title 27 and Confined Animals Section, at (916) 464-4689 or [Lfu@waterboards.ca.gov](mailto:Lfu@waterboards.ca.gov).

All compliance and enforcement questions should be directed to Brendan Kenny of the Compliance and Enforcement Section at (916) 464-4635 or [Bkenny@waterboards.ca.gov](mailto:Bkenny@waterboards.ca.gov). All technical reports and monitoring reports should be submitted to Mr. Kenny by the compliance due date.

Original signed by

Pamela C. Creedon  
Executive Officer

Enclosures (Discharger Only): General Conditional Waiver, Order No. R5-2009-0097  
Electronic Copy of Annual Report Form (Compact Disc)  
Standard Provisions and Reporting Requirements for  
Waste Discharge Requirements, 1 March 1991

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