
Central Valley Regional Water Quality Control Board

24 July 2013

Susan and Scott Simkover
Apocalypse Wines LLC
6675 Kelsey Creek Drive
Kelseyville, CA 95451

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. R5-2009-0097-0089, APOCALYPSE WINES LLC DBA SMILING DOGS RANCH, LAKE COUNTY

Central Valley Regional Water Quality Control Board (Central Valley Water Board) staff reviewed the 1 July 2013 Report of Waste Discharge (RWD) submitted by Apocalypse Wines LLC to apply for regulatory coverage under the *Conditional Waiver of Waste Discharge Requirements for Small Food Processors and Small Wineries within the Central Valley Region, Order R5-2009-0097* (Order). The Order, which was 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 RWD contains the information required and the discharge as described in the RWD qualifies for coverage under the Order. You are hereby assigned Order R5-2009-0097-0089. A copy of the Order is enclosed and it is also available on the internet 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

Susan and Scott Simkover (Dischargers) own and will operate the Apocalypse Wines LLC, which is located at 6675 Kelsey Creek Drive in Kelseyville, Lake County. Apocalypse Wines is a new winery doing business as Smiling Dogs Ranch. The Dischargers anticipate winery operations to begin by September 2013.

The Dischargers will crush approximately 12 to 15 tons of grapes each year through 2014, and estimate that approximately 4,700 gallons of winery process wastewater will be produced annually. Increased wastewater flows are anticipated over the next five years. However, flows are estimated to be less than 10,000 gallons per year. Process wastewater will be generated from grape crushing, tank and barrel washing, and bottling. Process wastewater will be collected in plastic tanks and used to irrigate approximately 3.5 acres of land application areas (LAAs). The LAAs consists of approximately 1.5 acres of grape vines and 2 acres of walnut trees.

Approximately 3.5 tons of residual solids (grape pulp, skins, stems, and seeds) will be generated each year. The solids will be collected in bins and applied as a soil amendment on the same LAAs identified above via a tractor.

Domestic wastewater is collected in a septic tank and discharged to a leachfield system permitted through Lake County.

MONITORING AND REPORTING

The Order 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, 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, Section 13261, which could include civil liability (a fine).

Discharge of wastes 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 you must do one of the following:

1. Submit a new application with a filing fee to obtain coverage under a subsequently adopted waiver; or
2. Submit an application with a filing fee to apply for individual or general Waste Discharge Requirements, or
3. Cease the discharge.

If you have any questions regarding submitting an updated RWD, or questions about making changes to your permitted operations, please contact Ms. Lani Andam at (916) 464-4723 or landam@waterboards.ca.gov.

All compliance and enforcement questions should be directed to Mr. Guy Childs of the Compliance and Enforcement Section at (916) 464-4648 or gchilds@waterboards.ca.gov. All monitoring reports must be submitted to Mr. Child by the compliance due date.

- Original signed by Kenneth Landau for -

PAMELA C. CREEDON
Executive Officer

Enclosure: Conditional Waiver of WDRs, Order R5-2009-0097

cc w/o enc: Lake County Environmental Health, Lakeport