

---

## Central Valley Regional Water Quality Control Board

5 May 2016

James Gullet  
Vino Noceto  
11011 Shenandoah Road  
Plymouth, CA 95669

**CERTIFIED MAIL**  
**91 7199 9991 7035 8361 3987**

### **NOTICE OF APPLICABILITY**

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

**ORDER R5-2015-0005-0069**

**JAMES AND SUZANNE GULLET FAMILY TRUST  
VINO NOCETO  
AMADOR COUNTY**

On 5 February 2015, 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 R5-2015-0005* (the Waiver).

We are in receipt of your Report of Waste Discharge (RWD) dated 13 April 2016, which stated that you intend to comply with the Tier 2 conditions of the Waiver. 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 Order R5-2015-0005-0069. A copy of the Waiver is enclosed and also available at:

[http://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/#waivers](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#waivers)

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). Winery waste must be managed and discharged in accordance with the requirements contained in the Conditions of Discharge and with the information submitted in the RWD.

### **DISCHARGE DESCRIPTION**

Vino Noceto (the winery) is located at 11011 Shenandoah School Road, Plymouth in Amador County. The winery is owned and operated by James and Suzanne Gullet Family Trust.

Tier 2 allows land application of up to 100,000 gallons of wastewater per year for irrigation of landscaping or crops and land application of residual solids (pomace 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. If you wish to land apply more wastewater or residual solids, you must submit a new application and to obtain coverage under Tier 3 of the Waiver prior to increasing the discharge volume.

The winery crushes approximately 200 tons of grapes per year and generates approximately 45,000 gallons of winery process wastewater on an annual basis. Process wastewater is collected into a 1,500-gallon settling tank and decanted process water is directed into a 7,000-gallon storage tank prior to discharge to 28 acres of land application areas. The land application areas include vineyards, orchards, and landscaping on two adjacent properties owned by the winery owner. Wastewater will be applied to on-site orchard and/or vineyard utilizing a liquid manure or fertilizer spreader, or a tractor-towed tank trailer with a liquid spreader bar. Wastewater will be applied sparsely and evenly to avoid spot-concentrations. Land application areas will be rotated throughout the year to ensure even distribution of wastewater.

The Discharger estimates that approximately 25 tons of solids (grape stems, seeds, and skins) are produced annually. Solid waste is applied to the land application areas manually on a daily basis to minimize storage.

## **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 also 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 2016 Annual Monitoring Report is due by **1 February 2017**.

## **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 RWD is prohibited. If the method of waste disposal changes from that described in your RWD, you must submit an updated RWD to describe the new operation.

Please note that the Waiver will expire on **5 February 2020**, after which you must do one of the following:

1. Submit a new RWD with a filing fee to obtain coverage under a subsequently adopted waiver,
2. Submit a RWD 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.


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: Vino Noceto, Amador County		
Program: Non-15 Compliance	Order: R5-2015-0005-0069	CIWQS Place ID: 824167

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

 For  
PAMELA C. CREEDON  
Executive Officer

Enclosure: Conditional Waiver of WDRs, Order R5-2015-0005

cc: Mike Israel, Amador County Environmental Health, Jackson  
Robin Peters, Cal State Engineering, Inc, Jackson