

**STATE OF CALIFORNIA  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL COAST REGION**

**STAFF REPORT FOR REGULAR MEETING OF MAY 14, 2004**

Prepared on February 17, 2004

**ITEM: 41**

**SUBJECT: Rescission of Waste Discharge Requirements (Order No. 88-96) for Delicato Vineyards/Enrollment in the *General Waste Discharge Requirements for Discharges of Winery Wastes* (Order No. R3-2002-84)**

**KEY INFORMATION**

Discharger: Delicato Vineyards  
Location: 51955 Oasis Road, King City  
Discharge Type: Winery Wastewater  
Treatment: Land Application  
Design Capacity: unknown  
Discharge Volume: up to 265,000 gallons per day  
Recycling: None  
Existing Order: 88-96

**SUMMARY**

Delicato Vineyards, a large winery near King City, land applies winery wastewater. In 1988, the Regional Board adopted waste discharge requirements (Order No. 88-96) to regulate Delicato Vineyards' winery wastewater discharge. For the last fifteen years, Delicato Vineyards has operated in compliance with its waste discharge requirements, which are due for a regularly scheduled update. In keeping with staff's current trend towards greater use of general waste discharge requirements, staff recommends rescinding Order No. 88-96 and regulating the discharge using the *General Waste Discharge Requirements for Discharges of Winery Wastes* (Order No. R3-2002-84). Although Delicato Vineyards would not be subject to individual waste discharge requirements, the change in regulatory instrument should not significantly change the regulatory result; monitoring would continue much like it has in the past.

**DISCUSSION**

The Regional Board last adopted waste discharge requirements for Delicato Vineyards in 1988. Section 13263(e) of the Porter-Cologne Water Quality Control Act authorizes Regional Boards to review waste discharge requirements periodically. Due to the age of the existing requirements for Delicato Vineyards (hereafter "Discharger") Regional Board staff is performing a review to ensure that regulation is consistent with current State laws, regulations, and Water Quality Control Plans.

The Delicato Vineyards is an existing, large winery in Monterey County. The Discharger treats and disposes of winery wastewater through a land application system. Current wastewater flow to the systems is up to 265,000 gallons per day during the crush season.

Regional Board staff inspected the facility and reviewed the Discharger's file for the following items:

- a. Compliance with the Water Quality Control Plan, statewide plans and policies, and federal and state laws and regulations
- b. Correspondence
- c. Compliance Inspection Reports
- d. Self Monitoring Reports
- e. Active enforcement orders
- f. Significant changes in discharge volume or characteristics or in the beneficial uses of receiving waters

Upon review, staff concluded that the volume, continuity, and character of the discharge have not changed since 1988 and the wastewater system is well maintained, operated effectively, and complies with Order No. 88-96. Rather than revise Order No. 88-96, staff recommends the Discharger be regulated by *General Waste Discharge Requirements for Discharges of Winery Wastes* (Order No. R3-2002-84), adopted by the Regional Water Quality Control Board on November 1, 2002. The General Order states,

*In accordance with California Water Code Section 13263(i), Wineries covered under these General Waste Discharge Requirements for Discharges of Winery Waste (hereafter "General WDRs"); (1) produce waste by similar operations, (2) involve similar types of waste, (3) require similar treatment standards, and (4) are more appropriately regulated under General WDRs*

The General Order implements applicable Regional Board standards, prohibitions, and requirements to protect water quality. If the discharge is regulated by the General Order, then individual waste discharge requirements would not be necessary and Order No. 88-96 can be rescinded.

## COMPLIANCE HISTORY

The Discharger has operated and discharged in compliance with existing waste discharge requirements for the past several years.

## ENVIRONMENTAL SUMMARY

Waste discharge requirements for existing facilities are exempt from provisions of the California Environmental Quality Act (Public Resource Code, Section 21100 et seq.) in accordance with Section 15301, Chapter 3, Title 14 of the California Administrative Code.

## COMMENTS

By a February 24, 2004 letter, the following parties were notified of staff's recommendation to rescind Waste Discharge Requirements Order No. 88-96 and approve coverage of the Discharger using the General Order:

**Ignacio Cruz-Osorio, Delicato Vineyards** – concurs with proposed action

**Monterey County Environmental Health Dept.** – No response

## RECOMMENDATION

Rescind Waste Discharge Requirements Order No. 88-96 and approve coverage of the Discharger by enrollment in the *General Waste Discharge Requirements for Discharges of Winery Wastes* (Order No. R3-2002-84).

## ATTACHMENTS

1. Existing Order No. 88-96 and Monitoring and Reporting Program

TJK  
S:\WDR\WDR Facilities\Monterey Co\Delicato Vineyards\Staff report, Recision of Order 88-96.doc  
File: Delicato Vineyards  
Task: 121-01