Linda S. Adams Agency Secretary

California Regional Water Quality Control Board

San Francisco Bay Region

1515 Clay Street, Suite 1400, Oakland, California 94612 (510) 622-2300 • Fax (510) 622-2460 http://www.waterboards.ca.gov/sanfranciscobay



July 11, 2008 File No. 2138.16 (MRF)

Mustards Grill Attn: Cindy Pawlcyn 7399 St. Helena Highway Napa, CA 94558

Cosentino Winery Attn: Julie Weinstock 7415 St. Helena Highway Napa, CA 94558

Subject: Administrative Civil Liability Complaint No. R2-2008-0039

For the facility located at:

Mustards Grill and Cosentino Winery 7399 and 7415 St. Helena Highway Napa, Napa County

Dear Ms. Pawlcyn & Ms. Weinstock:

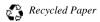
Enclosed are a public notice and a Complaint for Administrative Civil Liability issued to Mustards Grill and Cosentino Winery for the subject site. The Complaint alleges that Mustards Grill and Cosentino Winery have violated their waste discharge requirements by failing to submit its 2006/2007 annual report by July 1, 2007, as required. The complaint proposes administrative civil liability of \$24,200.

A public hearing on this matter has been scheduled for the September 10, 2008, Water Board hearing in the Elihu M. Harris State Building, first floor auditorium, located at 1515 Clay Street, Oakland, California. The meeting agenda will be mailed to you prior to the hearing.

At this time, you have two options:

1. You can appear before the Water Board during the scheduled meeting to contest the Complaint; written comments are to be submitted no later than **5 pm on August 11**, **2008**. At that time, the Board may impose the Administrative Civil Liability in the amount proposed, for a different amount, decline to seek civil liability, or refer the case to the Attorney General for judicial enforcement.

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2. You can waive the right to a hearing to contest the allegations contained in the Complaint by paying the civil liability in full or undertaking an acceptable Supplemental Environmental Project (SEP) up to \$12,100 and paying the remainder of the civil liability, all in accordance with the procedures and limitations set forth in the waiver attached to the Complaint.

If you have any questions, please call Michelle Rembaum-Fox of my staff at (510) 622-2387 or via email to mrembaumfox@waterboards.ca.gov

Sincerely,

Dyan C. Whyte Assistant Executive Officer

Enclosures:

Public Notice Complaint No. R2-2008-0039 Attachment 1 – SEP Information

Cc: SWRCB, Office of the Chief Counsel – Dorothy Dickey SWRCB, Division of Water Quality – Bruce Fujimoto SWRCB, Office of Statewide Consistency – Margie Young Sejal Choksi, San Francisco BayKeeper