

Please indicate County where your project is located here:

Napa County

MAIL FORM AND ATTACHMENTS TO:
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
http://www.waterboards.ca.gov/waterrights

STATE WATER RESOURCES CONTROL BOARD
2012 SEP 27 AM 10:37
DIV OF WATER RIGHTS SACRAMENTO

PETITION FOR CHANGE

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

- Point of Diversion, Point of Rediversion, Place of Use, Purpose of Use, Distribution of Storage, Temporary Urgency, Instream Flow Dedication, Waste Water, Split, Terms or Conditions, Other, Application, Permit, License, Statement

I (we) hereby petition for change(s) noted above and described as follows:

Point of Diversion or Rediversion - Provide source name and identify points using both Public Land Survey System descriptions to 1/4-1/4 level and California Coordinate System (NAD 83).

Present: N/A
Proposed: N/A

Place of Use - Identify area using Public Land Survey System descriptions to 1/4-1/4 level; for irrigation, list number of acres irrigated.

Present: Stag's Leap Winery-129.6 Acres, Regusci/Clos duVal - 184.1, Chimney Rock-119.9 Acres, Mondavi-318 Acres, Vintners Golf course-58.2 /Acres = Total 809.8 Acres
Proposed: Same as Present including Beringer-240 Acres, Silverado West-94 Acres, Herrick Ranch-171.0 Acres, Veterans Park-3.7 Acres = 508.7 Acres + 809.8 Acres for a total of 1,318.5 Acres

Purpose of Use

Present: Irrigation of recycled water from May 15th to October 14th
Proposed: Same as Present

Split

Provide the names, addresses, and phone numbers for all proposed water right holders.

This project does not involve modification of water rights.

In addition, provide a separate sheet with a table describing how the water right will be split between the water right holders: for each party list amount by direct diversion and/or storage, season of diversion, maximum annual amount, maximum diversion to offstream storage, point(s) of diversion, place(s) of use, and purpose(s) of use. Maps showing the point(s) of diversion and place of use for each party should be provided.

Distribution of Storage

Present: Existing Storage Indicated in Tier 1 Service Area of Figure 5-1a
Proposed: Tier 1 and Tier 2 Service Areas indicated on Figure 5-1a

R' chd \$1,000 9/27/12

**Temporary Urgency**

This temporary urgency change will be effective from  to

Include an attachment that describes the urgent need that is the basis of the temporary urgency change and whether the change will result in injury to any lawful user of water or have unreasonable effects on fish, wildlife or instream uses.

**Instream Flow Dedication** – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Upstream Location:

Downstream Location:

List the quantities dedicated to instream flow in either:  cubic feet per second or  gallons per day:

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

Will the dedicated flow be diverted for consumptive use at a downstream location?  Yes  No  
 If yes, provide the source name, location coordinates, and the quantities of flow that will be diverted from the stream.

**Waste Water**

If applicable, provide the reduction in amount of treated waste water discharged in cubic feet per second.  
\*Potential for a reduction of 0.57cfs which results in the potential for that amount left in river during summer months.

Will this change involve water provided by a water service contract which prohibits your exclusive right to this treated waste water?  Yes  No

Will any legal user of the treated waste water discharged be affected?  Yes  No

**General Information** – For all Petitions, provide the following information, if applicable to your proposed change(s).

Will any current Point of Diversion, Point of Storage, or Place of Use be abandoned?  Yes  No

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of:  
 ownership     lease     verbal agreement     written agreement

If by lease or agreement, state name and address of person(s) from whom access has been obtained.

An easement for sewage pipeline and incidental purposes, recorded March 26, 1941 as Book 162 at page 25 of Official Records, in Favor of: The State of California with Beringer Wine Estates Company for the Joint Treatment Plants sewer outfall. See enclosed Figure 5-1a for location of existing sewer outfall.

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change.

The location of the existing wastewater outfall will not change as a result of this project. The Town does not take water out of the stream from this outfall.

**All Water Right Holders Must Sign This Form:** I (we) declare under penalty of perjury that this change does not involve an increase in the amount of the appropriation or the season of diversion, and that the above is true and correct to the best of my (our) knowledge and belief. Dated  at

\_\_\_\_\_  
Water Right Holder or Authorized Agent Signature

*SL R...*  
\_\_\_\_\_  
Water Right Holder or Authorized Agent Signature

**NOTE: All petitions must be accompanied by:**  
 (1) the form Environmental Information for Petitions, available at:  
[http://www.waterboards.ca.gov/waterrights/publications\\_forms/docs/pet\\_info.pdf](http://www.waterboards.ca.gov/waterrights/publications_forms/docs/pet_info.pdf)  
 (2) applicable fees, per the Water Rights Fee Schedule, available at:  
[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/fees/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/fees/)

## ENVIRONMENTAL INFORMATION FOR PETITIONS

This form is required for all petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

### DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition for change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

Following is the project description for the recommended project for the Town of Yountvilles Recycled Water Project:

The Town proposes to meet its wastewater reuse permit requirements and offset Napa River water and groundwater use by expanding its existing recycled water system to accommodate additional recycled water users. The recommended project would install approximately 6,110 feet of new 8-inch diameter pipeline, 1,190 linear feet of new 6-inch diameter pipeline, new valves and turnouts for three new recycled water customers, and equipment upgrades at the JTP and RWPS to distribute disinfected tertiary recycled water to existing vineyard irrigation ponds. The recycled water pumped from the JTP would augment the water in these ponds for all or part of the year for irrigation purposes. Under the Project, new vineyard customers currently utilizing Napa River water or groundwater for drip irrigation would switch to use of Title 22 disinfected tertiary treated recycled water when it is available. Vineyard customers would continue to utilize pumped Napa River water or groundwater when recycled water is not available.

The Project would provide equipment upgrades at the RWPS and increased use of existing storage capacity through the installation of new pipeline. The Project would utilize 357.5 AF of new available storage capacity of recycled water by using customers' existing vineyard irrigation ponds.

There will be no change in land use by this project.

A Joint CEQA/NEPA document has been prepared for the Town of Yountville Recycled Water Expansion Project. The relevant documents have been provided on the enclosed CD for (Attachment 1) your use and are as follows:

3051-12 Resolution for Mitigated Negative Declaration (MND) Adoption  
Final MND Rev. 70.30.12  
Letter of Transmittal to Clearinghouse  
Recycled Water Project Notice of Determination  
Town of Yountville Recycled Water Project Revised Environmental Assessment and Initial Study/Proposed Mitigated Negative Declaration

Insert the attachment number here, if applicable:

1

## Coordination with Regional Water Quality Control Board

For change petitions only, you must request consultation with the Regional Water Quality Control Board regarding the potential effects of your proposed change on water quality and other instream beneficial uses. (Cal. Code Regs., tit. 23, § 794.) In order to determine the appropriate office for consultation, see: [http://www.waterboards.ca.gov/waterboards\\_map.shtml](http://www.waterboards.ca.gov/waterboards_map.shtml). Provide the date you submitted your request for consultation here, then provide the following information.

Date of Request

March 30, 2012

Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?

Yes  No

Will a waste discharge permit be required for the project?

Yes  No

If necessary, provide additional information below:

The Town has had meetings with the San Francisco Regional Water Quality Control Board regarding their existing waste discharge permit and the requirements for expanding their recycled water system. See a letter received from the SFBRWQCB on March 30, 2012 (Attachment 2). An email from the the San Francisco Bay Regional Water Quality Control Board regarding the consultation on this project (Attachment 2A) is also attached.

Insert the attachment number here, if applicable:

## Local Permits

For temporary transfers only, you must contact the board of supervisors for the county(ies) both for where you currently store or use water and where you propose to transfer the water. (Wat. Code § 1726.) Provide the date you submitted your request for consultation here.

Date of Contact

N/A

For change petitions only, you should contact your local planning or public works department and provide the information below.

Person Contacted:  Date of Contact:

Department:  Phone Number:

County Zoning Designation:

Are any county permits required for your project? If yes, indicate type below.  Yes  No

Grading Permit  Use Permit  Watercourse  Obstruction Permit

Change of Zoning  General Plan Change  Other (explain below)

If applicable, have you obtained any of the permits listed above? If yes, provide copies.  Yes  No

If necessary, provide additional information below:

County Encroachment Permits along Silverado Trail may be required. All permits will be obtained prior to start of Construction in May 2014. See Section 6. Consultation and Coordination from the EA & IS/ Proposed MND for additional permits required for the project.

Insert the attachment number here, if applicable:

**Federal and State Permits**

Check any additional agencies that may require permits or other approvals for your project:

- Regional Water Quality Control Board       Department of Fish and Game
- Dept of Water Resources, Division of Safety of Dams       California Coastal Commission
- State Reclamation Board       U.S. Army Corps of Engineers       U.S. Forest Service
- Bureau of Land Management       Federal Energy Regulatory Commission
- Natural Resources Conservation Service

Have you obtained any of the permits listed above? If yes, provide copies.       Yes       No

For each agency from which a permit is required, provide the following information:

Agency	Permit Type	Person(s) Contacted	Contact Date	Phone Number

If necessary, provide additional information below:

See attachment 3.

Insert the attachment number here, if applicable:

**Construction or Grading Activity**

Does the project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed, bank or riparian habitat of any stream or lake?       Yes       No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

**Archeology**

Has an archeological report been prepared for this project? If yes, provide a copy.  Yes  No  
Will be available September 25, 2012

Will another public agency be preparing an archeological report?  Yes  No

Do you know of any archeological or historic sites in the area? If yes, explain below.  Yes  No

If necessary, provide additional information below:

Archeological and Historic sites have been studied and avoided.

Insert the attachment number here, if applicable:

**Photographs**

For all petitions other than time extensions, attach complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:

- Along the stream channel immediately downstream from each point of diversion
- Along the stream channel immediately upstream from each point of diversion
- At the place where water subject to this water right will be used

N/A this is not a stream diversion the existing outfall will remain the same.

**Maps**

For all petitions other than time extensions, attach maps labeled in accordance with the regulations showing all applicable features, both present and proposed, including but not limited to: point of diversion, point of redirection, distribution of storage reservoirs, point of discharge of treated wastewater, place of use, and location of instream flow dedication reach. (Cal. Code Regs., tit. 23, §§ 715 et seq., 794.)

Pursuant to California Code of Regulations, title 23, section 794, petitions for change submitted without maps may not be accepted.

**All Water Right Holders Must Sign This Form:**

I (we) hereby certify that the statements I (we) have furnished above and in the attachments are complete to the best of my (our) ability and that the facts, statements, and information presented are true and correct to the best of my (our) knowledge. Dated 9/24/12 at Yountville, CA.

\_\_\_\_\_  
Water Right Holder or Authorized Agent Signature

SEL Ryz Town Manager  
Water Right Holder or Authorized Agent Signature

**NOTE:**

- Petitions for Change may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game. (Cal. Code Regs., tit. 23, § 794.)
- Petitions for Temporary Transfer may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game and the board of supervisors for the county(ies) where you currently store or use water and the county(ies) where you propose to transfer the water. (Wat. Code § 1726.)