



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000  
711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

February 17, 2021

Cristian Dumitrescu, Environmental Safety Manager  
Ocean Spray Cranberries Inc.  
1480 State Route 105  
Aberdeen, WA 98520-9524  
[cdumitrescu@oceanspray.com](mailto:cdumitrescu@oceanspray.com)

Dear Cristian Dumitrescu:

Re: National Pollutant Discharge Elimination System (NPDES) Permit No. WA0003271  
noncompliance notification

Our office has completed review of your November 2020 Discharge Monitoring Report (DMR). The DMR indicates your discharge did not comply with the effluent limitations and/or monitoring requirements established in your permit. The following was not in compliance:

<u>Date</u>	<u>Outfall Number</u>	<u>Monitoring Parameter</u>	<u>Sample Measurement</u>	<u>Permit Requirement</u>
Nov. 2020	001	BOD <sub>5</sub> Concentration	Not Reported	Report
Nov. 2020	001	BOD <sub>5</sub> Loading	Not Reported	Report

Your permit requires you to report permit violations. The checked item below indicates if further notification is required regarding the above violation(s).

- No further action is required. You have already submitted a violation report or explained the cause of the violations in your Discharge Monitoring Report (DMR). You have already complied with this requirement. **Our wastewater operator used the BOD Dilution Table in the Wastewater Treatment Plant Quality Assurance Manual to determine the size of the BOD sample based on the measured effluent COD. When reading the results, the BOD samples did not turn out, i.e. they did not consume enough dissolved oxygen to produce valid results. It should be noted that when setting up weekly BOD samples, we set up two sizes to ensure that at least one sample size will produce a valid result. In this case, most likely due to significant temperature changes in the treatment pond, both samples failed to produce results. Ocean Spray Cranberries will take the following corrective actions to ensure this mishap does not happen again: 1. The BOD Dilution Table will be reviewed with all of our wastewater operators and updated as necessary. 2. Bench sheets will be modified to set up three sample sizes and one duplicate sample of the median sample.**
- You must submit a violation report immediately. You have not submitted a violation report for the violation and have not explained the cause of the violation in your DMR, therefore you are in

violation of your permit. You may refer to your permit for more information about submitting a violation report.

Reports which do not comply with permit limits and/or monitoring requirements are treated as violations. If this letter is incorrect or you have questions or comments, please contact Marc Pacifico, at 360-522-6883 or by e-mail at MPAC461@ECY.WA.GOV.

The effluent limits established in your permit were derived considering the treatment technology employed at your facility, receiving water quality, the environmental impacts of your discharge, and statistical reliability associated with sampling and laboratory procedures.

Compliance Assurance is the goal of the Clean Water Act's self-monitoring program. The DMR is the principle tool used to enforce the self-monitoring program. Be aware of the importance the Department of Ecology (Department) places on complete and accurate DMRs and the legal implications they have for your facility. Noncompliance with the limits, monitoring requirements, terms and/or conditions established in your permit may result in formal enforcement action by the Department.

If you have any questions about your permit or need technical assistance with your facility or for completing your monitoring reports, please contact Aziz Mahar, at 360-763-2787 or by e-mail at AMAH461@ECY.WA.GOV.

Sincerely,



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Marc Pacifico  
Senior Compliance Specialist  
Department of Ecology  
Southwest Regional Office  
Water Quality Program

cc: Aziz Mahar, Ecology

Revised April 2005

**From:** [Pacifico, Marc \(ECY\)](#)  
**To:** ["cdumitrescu@oceanspray.com"](mailto:cdumitrescu@oceanspray.com)  
**Cc:** [Mahar, Azizullah \(ECY\)](#); [Dorner, Morgan \(ECY\)](#); [Cholski, Carey \(ECY\)](#)  
**Subject:** Wastewater Discharge Permit Noncompliance Notification  
**Date:** Wednesday, February 17, 2021 10:30:29 AM  
**Attachments:** [Ocean\\_Spray\\_Cranberries\\_10-20\\_through\\_12-20.pdf](#)

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A Wastewater Discharge Permit Noncompliance Notification letter for your facility is attached to this message. Please review the letter to see if a response is required and for contact information if you have any questions.

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