



STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES &
ENVIRONMENTAL CONTROL
DIVISION OF WATER RESOURCES
89 KINGS HIGHWAY
DOVER, DELAWARE 19901

Surface Water Discharges Section

Telephone: (302) 739-9946
Fax: (302) 739-8369

October 4, 2005

Beth Sise, Environmental Control Manager
Pinnacle Foods Corporation
P.O. Box 625
Route 331S
Millsboro, Delaware 19966

RE: Pinnacle Wastewater Facility Accepting Brewery Wash-down Wastewater

Dear Ms. Sise:

We have reviewed your request involving the acceptance of local brewery wash-down wastewater from Dogfish Head Brewery, Milton, Delaware, as a supplemental source of BOD₅ for your wastewater treatment, particularly at times of limited production at Pinnacle Foods, Millsboro facility. Specifically, your request includes acceptance of the brewery wash-down wastewater in a volume not to exceed 35,000 gallons per day to the Pinnacle facility for the duration of Pinnacle's NPDES permit period (number DE 0000736). The current wash-down wastewater volume generated at Dogfish is under 15,000 gpd (approximately 2000 pounds of BOD/day). Pinnacle's permitted effluent flow limit is 600,000 gpd. That mass of additional BOD loading appears to be sufficiently low as to not impact the BOD₅ parameter limits listed in the NPDES permit.

Internal discussion and review within the Surface Water Discharges Section, arrived at a consensus that the proposed inclusion of brewery wash-down wastewater at the requested rate is acceptable. Your request for the inclusion of up to 35,000 gallons of brewery wash-down wastewater per day to your treatment facility is conditionally granted. The conditions of the approval are as follows:

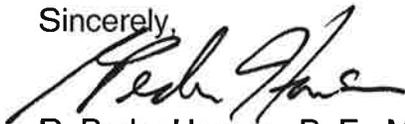
1. A member of the operations staff will be present as each load of waste is delivered and off-loaded.
2. Pinnacle Foods must maintain a log of the date, time and volume of delivery of brewer wash-down wastewater received.

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3. Additional process control monitoring must be employed to ensure that this practice is not upsetting the facility treatment efficiency.
4. If the process control monitoring indicates an upset condition, the staff will sample the discharge for the related parameters (TSS and BOD) to determine if an upset condition has resulted in a permitted discharge violation. Proper Departmental notification protocol, as detailed in Pinnacle's NPDES permit must be followed in the event of noncompliance.
5. If a violation is determined to be caused by the addition of brewery waste to Pinnacle's wastewater treatment process, then acceptance of brewery waste must cease immediately.
6. This approval is effective from October 4, 2005 until rescinded or incorporated into the renewal of NPDES permit number DE 0000736.

If you have any questions, please contact our office at (302) 739-9946.

Sincerely,



R. Peder Hansen, P. E., Manager, Surface Water Discharges Section

cc: Joseph F. Mulrooney, Manager, Compliance Branch
Stephen P. Rohm, Environmental Scientist
Marlene Baust, Ground Water Discharges Section
Sam Calagione, President, Dogfish Head Craft Brewery