



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

October 30, 2015

System No. 0510009

David Hicks
General Manager
Blue Lake Springs Mutual Water Company
P.O. Box 6015
Arnold, CA 95223

BLUE LAKE SPRINGS MUTUAL WATER COMPANY WATER SYSTEM - TRANSMITTAL OF
CITATION NO. 01-10-15C-014 FOR TCR MCL FAILURE (OCTOBER 2015)

Dear Mr. Hicks:

The Blue Lake Springs Mutual Water Company (BLS) Water System (No. 0510009) violated the Maximum Contaminant Level (MCL) for total coliform bacteria during the month of October 2015, as specified in the Domestic Water Quality and Monitoring Regulations, Chapter 15, Title 22, California Code of Regulations (CCR). The State Water Resources Control Board, Division of Drinking Water (Division), has issued Citation No. 01-10-15C-014 in response to this violation. The citation is being transmitted to BLS under cover of this letter.

Please respond to the Directives of this Citation by the deadlines established with each item. If you have any questions regarding this Citation, please contact Dave Remick of this office by email at david.remick@waterboards.ca.gov or by phone at (209) 948-3878.

Sincerely,

A handwritten signature in blue ink, appearing to read "Bhupinder S. Sahota".

Bhupinder S. Sahota, P.E.
District Engineer, Stockton District
NORTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Attachments:

Citation No. 01-10-15C-014

Certified Mail No. 7004 2890 0002 0057 9638

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FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

31 E. Channel Street, Room 270, Stockton, CA 95202 | www.waterboards.ca.gov

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STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Blue Lake Springs Mutual Water Company
P.O. Box 6015
Arnold, CA 95223

Attn: David Hicks, General Manager

CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,
TITLE 22, SECTION 64426.1 (b)(2)
WATER SYSTEM NO. 0510009
CITATION NO. 01-10-15C-014
Issued on October 30, 2015

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Blue Lake Springs Mutual Water Company (hereinafter, BLS) (P.O. Box 6015, Arnold, CA

1 95223) for violation of California Code of Regulations (CCR), Title 22, Section
2 64426.1 subsection (b)(2).

3
4 **APPLICABLE AUTHORITIES**

5 **Section 116650 of California Health and Safety Code provides:**

6
7 (a) If the Division determines that a public water system is in violation of
8 this chapter or any regulation, permit, standard, citation, or order issued or adopted
9 thereunder, the Division may issue a citation to the public water system. The citation
10 shall be served upon the public water system personally or by certified mail. Service
11 shall be deemed effective as of the date of personal service or the date of receipt of
12 the certified mail. If a person to whom a citation is directed refuses to accept delivery
13 of the certified mail, the date of service shall be deemed to be the date of mailing.

14 (b) Each citation shall be in writing and shall describe the nature of the
15 violation or violations, including a reference to the statutory provision, standard, order,
16 citation, permit, or regulation alleged to have been violated.

17 (c) A citation may specify a date for elimination or correction of the
18 condition constituting the violation.

19 (d) A citation may include the assessment of a penalty as specified in
20 subdivision (e).

21 (e) The Division may assess a penalty in an amount not to exceed one
22 thousand dollars (\$1,000) per day for each day that a violation occurred, and for each
23 day that a violation continues to occur. A separate penalty may be assessed for each
24 violation.

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26
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1 **California Code of Regulations, Title 22, Section 64426.1, subsection (b)(2)**
2 **provides, in relevant part:**

3

4 (b) A public water system is in violation of the total coliform Maximum Contaminant
5 Level (hereinafter MCL) when any of the following occurs:

6 (2) For a public water system which collects fewer than 40 samples per month,
7 more than one sample collected during any month is total coliform-positive.

8

9 **California Code of Regulations, Title 22, Section 64426, Subsection (a)(3)**
10 **provides, in relevant part:**

11

12 (a) Any of the following criteria shall indicate a possible significant rise in bacterial
13 count:

14 (3) A system fails the total coliform MCL as defined in Section 64426.1.

15

16 **STATEMENT OF FACTS**

17

18 The BLS water system operates under the authority of a Domestic Water Supply
19 Permit, No. 80-018, granted by the Division on April 24, 1980.

20

21 BLS is a residential community located in eastern Calaveras County several miles
22 southeast of Arnold. Per the 2014 Annual Report, the community has approximately
23 1,716 connections (primarily vacation homes), of which most are occupied on a part-
24 time basis. The community population varies from about 800 permanent residents in
25 the winter months, to as many as 6,000 permanent and seasonal in summer months.

26 BLS has two active domestic wells that serve as primary water sources to the
27 community. The well water is treated for iron, manganese, and sulfide odors prior to

1 entering the distribution system. The system has two 750,000-gallon distribution
2 storage reservoirs.

3
4 The BLS water system also has interconnections with the Calaveras County Water
5 District (CCWD)-Ebbetts Pass water system. Either system can receive water from
6 the other through two 6-inch interconnections. The interconnections are intended as
7 emergency connections and are maintained closed.

8
9 In accordance with BLS' revised Bacteriological Sample Siting Plan received in
10 October 2014, BLS collects seven routine samples per month for coliform analysis.

11
12 On October 21, 2015, BLS collected seven routine samples for bacteriological quality
13 from the designated sites in the distribution system. Two samples, collected from
14 1487 Gloria Drive and 2601 Ruth Lane, tested positive for total coliform bacteria. The
15 samples were negative for E. coli bacteria.

16
17 In accordance with the Groundwater Rule, all wells that were operating during the
18 period where the total coliform positive samples were collected shall also be
19 monitored. BLS had also sampled both of the system's active wells (designated as
20 Well No. 2 and Well No. 3) on October 21, 2015, and the results were total coliform
21 negative for both wells.

22
23 After notification by their laboratory on the afternoon of October 22, 2015, BLS
24 collected six repeat distribution system samples on October 23, 2015. In accordance
25 with BLS' Bacteriological Sample Siting Plan (BSS), repeat samples were collected as
26 follows; three samples for each of the two routine total coliform positive sites (one
27 sample from each routine coliform positive sample location, one from each of the

1 designated downstream and the upstream locations). The sample results for all six
2 repeat sites were negative for total coliform.

3
4 BLS collects fewer than 40 samples per month; therefore, two positive total coliform
5 samples constitute failure of the total coliform MCL for October 2015, per Section
6 64426.1(b)(2), Title 22, CCR.

7 8 9 DETERMINATION

10
11 The Division has determined that the BLS Water System failed to comply with the
12 requirements of Section 64426.1(b)(2) due to the fact that the BLS Water System is in
13 violation of the total coliform MCL because the water system collects fewer than 40
14 samples per month, and more than one sample collected during the month of October
15 2015 was total coliform positive. Therefore the BLS Water System is in violation of
16 Section 64426.1, subsection (b)(2), of the CCR.

17 18 DIRECTIVES

19 BLS is hereby directed to take the following actions:

- 20
21 1. By **November 20, 2015**, notify the consumers served by the BLS Water
22 System of the bacteriological quality (Total Coliform Rule) failure in
23 conformance with Section 64463.4 (a)(1), Title 22, CCR. The notification
24 shall be provided in accordance with the following:
- 25
26 a. Provide written notice of the bacteriological water quality MCL violation
27 by mail or by direct hand delivery to every customer and by internet

1 using the BLS website of www.blsmwc.com. The notice shall be
2 published and delivered once, no later than the above specified date.

3
4 This notification shall be given in English. In addition, if the BLS Water
5 System serves a large proportion of other non-English speaking
6 consumers, notices must contain some information in the appropriate
7 language(s) on the importance of the notice as provided in the
8 Division's guidance for the Consumer Confidence Report (CCR).

9
10 b. The contents of the notice, including the mandatory language, shall be
11 approved by the Division prior to publication and delivery.

12
13 c. Within ten (10) days following publication and delivery of the notice,
14 BLS shall submit to the Division a copy of the notification including
15 certification of its publication and delivery.

16
17 2. By **November 20, 2015**, perform an investigation to determine the cause of
18 possible significant rise in bacterial count in the BLS' distribution system
19 during the month of October 2015. A report of the investigation shall also be
20 prepared in accordance with Section 64426(b)(2), Title 22, CCR, and
21 submitted to the Division by the above date. BLS shall use the enclosed form
22 (Investigation Report for Bacteriological MCL Failure) to meet this
23 requirement.

24
25 The Division reserves the right to make such modifications to this Citation as it may
26 deem necessary to protect public health and safety. Such modifications may be
27 issued as amendments to this Citation, and shall be deemed effective upon issuance.

1

2 Nothing in this Citation relieves BLS of its obligation to meet the requirements of the
3 California Safe Drinking Water Act, or of any regulation, permit, standard, or order
4 issued or adopted thereunder.

5

6 All submittals required by this Citation shall be submitted to the Division at the
7 following address:

8

9 Bhupinder S. Sahota, P.E.
10 District Engineer, Stockton District
11 State Water Resources Control Board
12 Division of Drinking Water
13 31 E. Channel Street, Room 270
14 Stockton, CA 9202

15

16

PARTIES BOUND

17 This Citation shall apply to and be binding upon BLS, its officers, directors,
18 shareholders, agents, employees, contractors, successors, and assignees.

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SEVERABILITY

21 The Directives of this Citation are severable, and BLS shall comply with each and
22 every provision thereof, notwithstanding the effectiveness of any other provision.

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FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the Board to: issue citation with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any permit, regulation, permit or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the Board to take action to suspend or revoke a permit that has been issued to a public water system if the system has violated applicable law or regulations or has failed to comply with an order of the Board; and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with violates an order of the Board. The Board does not waive any further enforcement action by issuance of this citation.

10-30-2015
Date

Bhupinder S. Sahota
Bhupinder S. Sahota, P.E.,
District Engineer, Stockton District
Division of Drinking Water
State Water Resources Control Board

- Attachments:
- 1. Public Notification
 - 2. Proof of Notification Form
 - 3. Investigation Form



Certified Mail No. 7004 2890 0002 0057 9638