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GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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## State Water Resources Control Board

Division of Drinking Water

February 5, 2016  
Certified Mail/Return  
7012 3460 0003 1113 0468

Wilderness Unlimited  
22425 Meekland Ave.  
Hayward, CA 94547

Attention: Rick Copeland, President

**RE: Wilderness Unlimited Public Water System No. 0600032 – Citation No. 21-16C-002  
for not collecting a routine bacteriological sample in November of 2015.**

Enclosed is a citation issued to the Wilderness Unlimited water system. The citation is being issued because the water system failed to collect the required quarterly routine bacteriological sample in the fourth calendar quarter of 2015. Public notification is required to inform consumers of this violation.

Section 116577 of the California Safe Drinking Water Act provides for the Division to be reimbursed by the public water system for costs incurred for preparing and issuing a citation. In accordance with Section 116577, the water system will be billed for the preparation and issuance of this citation. The current reimbursement rate is approximately \$153.00 per hour.

If you have any questions regarding this matter, please call Paul Rowe at (530) 224-4866 or me at (530) 224-4861.

Sincerely,

A handwritten signature in black ink that reads "R. Crenshaw".

Reese B. Crenshaw, P.E.  
Valley District Engineer  
Division of Drinking Water  
State Water Resources Control Board

Enclosures

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**Citation No. 21-16C-002**

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

**Public Water System:** Wilderness Unlimited

**Water System No.:** 0600032

**To:** Wilderness Unlimited  
Attn: Rick Copeland, President  
22425 Meekland Ave.  
Hayward, CA 94547

**Issued:** February 5, 2016  
VIA CERTIFIED MAIL

**CITATION FOR NONCOMPLIANCE  
With Title 22, California Code of Regulations  
Section 64423**

Section 116650 of the California Health and Safety Code (CHSC) authorizes the issuance of a citation for failure to comply with a requirement of the California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued thereunder.

1 The State Water Resources Control Board (hereinafter "Board"), acting by and  
2 through its Division of Drinking Water (hereinafter "Division") and the Deputy Director  
3 for the Division, hereby issues a citation to Wilderness Unlimited for failure to comply  
4 with Section 64423(a), Title 22, of the California Code of Regulations (CCR).

5  
6 **APPLICABLE AUTHORITIES**

7 Section 116650 of the CHSC states:

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

19  
20 *(b) Each citation shall be in writing and shall describe the nature of*  
21 *the violation or violations, including a reference to the statutory*  
22 *provision, standard, order, citation, permit, or regulation alleged*  
23 *to have been violated.*

24  
25 *(c) A citation may specify a date for elimination or correction of the*  
26 *condition constituting the violation.*



1 (d) A citation may include the assessment of a penalty as specified  
2 in subdivision (e).  
3  
4

5 (e) The Division may assess a penalty in an amount not to exceed  
6 one thousand dollars (\$1,000) per day for each day that a  
7 violation occurred, and for each day that a violation continues  
8 to occur. A separate penalty may be assessed for each  
9 violation.  
10

11 Section 64423 (a)(3), Title 22, of the CCR states in relevant part:

12  
13 (a) Each water supplier shall collect routine bacteriological water  
14 samples as follows:

15 (3) The minimum number of samples for transient -  
16 noncommunity water systems using groundwater and  
17 serving 1000 or fewer persons a month shall be one in  
18 each calendar quarter during which the system provides  
19 water to the public.  
20

21 **STATEMENT OF FACTS**

22 Wilderness Unlimited (hereinafter "System") is classified as a transient -  
23 noncommunity water system. In accordance with Section 64423(a)(3) of Title 22, the  
24 System is required to collect one routine bacteriological water sample each quarter. A  
25 routine bacteriological sample was not collected during fourth calendar quarter of  
26 2015.



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## **DETERMINATION**

The Division has determined that the System violated Section 64423(a)(3), Title 22, of the CCR, in that it did not collect a routine sample during the fourth calendar quarter of 2015.

## **DIRECTIVES**

The Water System is directed to take the following actions:

1. Comply with Section 64423(a)(3), Title 22, of the CCR in all future bacteriological monitoring.
2. Within 30 days of the issuance of this Citation, notify all persons served by the System of this violation as required by Section 64463.4 and Section 64465, Title 22, of the CCR. Notification shall be completed in accordance with each of the following:
  - a. Provide the notice contained in Attachment 'A' by posting in conspicuous locations throughout the area served by the System. Changes and/or modifications to Attachment 'A' shall not be made unless approved by the Division.
3. Complete and return Attachment 'B' "Certification of Completion of Public Notification" form within 10 days of giving public notice. A copy of the notice used to provide public notification shall be attached to the form.

1 The Division reserves the right to make such modifications to this Citation as it may  
2 deem necessary to protect public health and safety. Such modifications may be  
3 issued as amendments to this Citation, and shall be deemed effective upon issuance.  
4

5 Nothing in this Citation relieves the System of its obligation to meet the requirements  
6 of the California Safe Drinking Water Act, or of any regulation, permit, standard, or  
7 order issued or adopted thereunder.  
8

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

11  
12 Reese B. Crenshaw, P. E.  
13 Valley District Engineer  
14 State Water Resources Control Board  
15 Division of Drinking Water  
16 364 Knollcrest Dr. Suite 101  
17 Redding, CA 96002  
18  
19

20 **PARTIES BOUND**

21 This Citation shall apply to and be binding upon the System, its officers, directors,  
22 shareholders, agents, employees, contractors, successors, and assignees.  
23

24 **SEVERABILITY**

25 The Directives of this Citation are severable, and the System shall comply with each  
26 and every provision thereof, notwithstanding the effectiveness of any other provision.  
27  
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1 **FURTHER ENFORCEMENT ACTION**

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

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2/5/16

Date

R. Crenshaw

Reese B. Crenshaw, P.E.,  
Valley District Engineer  
Division of Drinking Water  
State Water Resources Control Board

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Attachments:

- A. Public Notification Form
- B. Proof of Notification Form



**IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

Este informe contiene información muy importante sobre su agua potable.  
Tradúzcalo o hable con alguien que lo entienda bien.

**WILDERNESS UNLIMITED DID NOT COLLECT A  
QUARTERLY ROUTINE BACTERIOLOGICAL SAMPLE  
DURING THE FOURTH QUARTER OF 2015**

Our water system recently violated a monitoring requirement. Although this is not an emergency, as our customers, you have a right to know what you should do, what happened, and what we did to correct this situation.

**What should you do?**

You do not need to boil the water or take any corrective actions. This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at (800) 426-4791.

**What happened? What was done?**

We are required to monitor the drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During fourth calendar quarter of 2015, we did not collect a quarterly routine bacteriological sample. Therefore, we could not be sure of the quality of your drinking water during that time. We have since taken the required routine sample on \_\_\_\_\_, 2016.

For more information, please contact Rick Copeland @ 510-785-4868.

*Please share this information with all the other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this public notice in a public place or distributing copies by hand or mail.*

This notice is being posted by Wilderness Unlimited.

State Water System ID#: 0600032 Date distributed: \_\_\_\_\_.

## CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

This form, when completed and returned to the Division of Drinking Water (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by the California Water Quality and Monitoring Regulations. Completing public notification and providing the Division with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

**Public Water System Name** Wilderness Unlimited

**Public Water System No.** 0600032

Public notification for the fourth calendar of 2015 bacteriological monitoring failure was performed by the following method:

         Posting in conspicuous locations throughout the area served by the water system.  
Please indicate the date(s) and location(s) the notice was posted:

\_\_\_\_\_

I hereby certify that the above information is factual.

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date