



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

February 5, 2016
Certified Mail/Return
7012 3460 0003 1113 0482

Sun Valley Rice Company
P.O. Box 8
Dunnigan, CA 95937

Attention: Jennifer Kalfsbeek, Senior Vice President

Subject: Sun Valley Rice Company, Public Water System No. 0605007 – Citation No. 21-16C-004 for annual Consumer Confidence Report violation.

It has come to our attention that Sun Valley Rice Company ("Water System") failed to prepare and distribute the 2014 consumer confidence report by July 1, 2015. Consequently, the Division of Drinking Water hereby issues the enclosed Citation to the Water System. The enclosed Citation includes directives for corrective action and public notification.

Please be advised that it is the Division's intention to impose civil penalties if the enclosed citation directives are not addressed by the deadlines specified therein.

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. Currently the hourly rate is approximately \$153.00 per hour.

If you have any questions please call Paul Rowe at (530) 224-4866 or contact me directly at (530) 224-4861.

R. Crenshaw
Reese B. Crenshaw, P.E.
Valley District Engineer
DRINKING WATER FIELD
OPERATIONS BRANCH

Enclosures

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Citation No. 21-16C-004

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Public Water System: Sun Valley Rice Company
Water System No.: 0605007

To: Sun Valley Rice Company
Attn: Jennifer Kalfsbeek, Senior Vice President
P.O. Box 8
Dunnigan, CA 95937

Issued: February 8, 2016
VIA CERTIFIED MAIL

CITATION FOR NONCOMPLIANCE
With the California Health and Safety Code
Section 64483

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 Sun Valley Rice Company for failure to
4 comply with Section 64483 of the California Code of Regulations (CCR).

5
6 **APPLICABLE AUTHORITIES**

7 Section 116650 of the CHSC states:

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

17
18 *(b) Each citation shall be in writing and shall describe the nature of the*
19 *violation or violations, including a reference to the statutory provision,*
20 *standard, order, citation, permit, or regulation alleged to have been*
21 *violated.*

22
23 *(c) A citation may specify a date for elimination or correction of the*
24 *condition constituting the violation.*
25

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

3
4 (e) The division may assess a penalty in an amount not to exceed one
5 thousand dollars (\$1,000) per day for each day that a violation
6 occurred, and for each day that a violation continues to occur. A
7 separate penalty may be assessed for each violation.
8

9 Consumer Confidence Reporting Regulation

10 Section 64483, Title 22, of the CCR states in relevant part:

11 (a) No later than the date the water system is required to distribute
12 the Consumer Confidence Report to its customers (July 1st),
13 each water system shall mail a copy of the report to the State
14 Board, followed within 3 months (October 1st) by a certification
15 that the report has been distributed to customers, and that the
16 information is correct and consistent with the compliance
17 monitoring data previously submitted to the State Board.
18

19 **STATEMENT OF FACTS**

20 The Sun Valley Rice Company (hereinafter, "System") is classified as a nontransient -
21 noncommunity water system serving approximately 90 people. The System is
22 required to prepare and deliver an annual Consumer Confidence Report (hereinafter,
23 "Report") to its consumers by July 1 of each year. In addition, the System is required
24 to submit to the Division a copy of the Report and a certificate of the Report's
25 distribution by October 1 of each year. As of the date of this citation, the Division has

1 not received a copy of the 2014 Report from the System, nor certification that the
2 Report was prepared and delivered to its consumers.

3
4 **DETERMINATIONS**

5 The Division has determined that the System violated Section 64483, Title 22, of the
6 CCR, in that it failed to prepare and distribute the 2014 Consumer Confidence Report
7 by July 1, 2015, and submit certification of the Report's distribution to the Division by
8 October 1, 2015

9
10 **DIRECTIVES**

11 The System is hereby directed to take the following action:

- 12
- 13 1. **By March 8, 2016**, the System shall prepare and distribute the 2014 Consumer
14 Confidence Report to its customers. The Report must be prepared and
15 delivered in accordance with Title 22, Sections 64480 through 64483 and be
16 pre-approved by the Division before distribution. The Report must also indicate
17 the specifics of the violation stated in this citation.
 - 18
 - 19 2. **By March 15, 2016**, the System shall return Attachment 'A', "Certification
20 Form", to certify that the Consumer Confidence Report has been distributed to
21 customers.
 - 22

23 All documents required by this Citation to be submitted to the Division shall be
24 submitted to the following address:

25
26 Reese B. Crenshaw, P. E.
27 Valley District Engineer

1 Drinking Water Field Operations
2 Division of Drinking Water
3 State Water Resources Control Board
4 364 Knollcrest Drive, Suite 101
5 Redding, CA 96002
6 (530) 224-4800

7
8 Nothing in this Citation relieves the System of its obligation to meet the requirements
9 of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking
10 Water Act), or any regulation, permit, standard or order issued or adopted thereunder.

11
12 The Division reserves the right to make such modifications to this Citation, as it may
13 deem necessary to protect public health and safety. Such modifications may be
14 issued as amendments to this Citation and shall be effective upon issuance.

15
16 **FURTHER ENFORCEMENT ACTION**

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

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PARTIES BOUND

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

SEVERABILITY

The directives of this Citation are severable, and the System shall comply with each and every provision thereof notwithstanding the effectiveness of any other provision.

R. Crenshaw
Reese B. Crenshaw, P.E., District Engineer
Valley District
Drinking Water Field Operations Branch

2/5/16
Date

Attachments:
 'A' CCR Certification Form



Consumer Confidence Report Certification Form

*(to be submitted with a copy of the CCR to:
Reese Crenshaw / SWRCB - DDW / 364 Knollcrest Dr, Suite 101, Redding, CA. 96002)*

Water System Name: Sun Valley Rice Company

Water System No.: 0605007

The water system named above hereby certifies that its Consumer Confidence Report was distributed on _____ (date) to customers (and appropriate notices of availability have been given). Further, the system certifies that the information contained in the report is correct and consistent with the compliance monitoring data previously submitted to the California Department of Public Health.

Certified by: Name: _____
 Signature: _____
 Title: _____
 Phone Number: () Date: _____

To summarize report delivery used and good-faith efforts taken, please complete the below by checking all items that apply and fill-in where appropriate:

- CCR was distributed by mail or other direct delivery methods. Specify other direct delivery methods used: _____

- "Good faith" efforts were used to reach non-bill paying consumers. Those efforts included the following methods:
 - Posting the CCR on the Internet at www. _____
 - Mailing the CCR to postal patrons within the service area (attach zip codes used)
 - Advertising the availability of the CCR in news media (attach copy of press release)
 - Publication of the CCR in a local newspaper of general circulation (attach a copy of the published notice, including name of newspaper and date published)
 - Posted the CCR in public places (attach a list of locations)
 - Delivery of multiple copies of CCR to single-billed addresses serving several persons, such as apartments, businesses, and schools
 - Delivery to community organizations (attach a list of organizations)
 - Other (attach a list of other methods used)

- For systems serving at least 100,000 persons: Posted CCR on a publicly-accessible internet site at the following address: www. _____

- For privately-owned utilities: Delivered the CCR to the California Public Utilities Commission