

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

IN RE: **ELM COURT**  
Water System No. 1000277

TO: Miguel Torres  
Elm Court  
c/o JD Home Rentals  
2795 E. Belmont  
Fresno, CA 93701

CITATION FOR NONCOMPLIANCE  
2012 CONSUMER CONFIDENCE REPORT

May 19, 2014

Section 116650, Chapter 4 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, or any regulation, standard, permit, or order issued thereunder.

**VIOLATION**

The Drinking Water Field Operations Branch of the California Department of Public Health (hereinafter Department) hereby issues a Citation to the Elm Court (hereinafter 'Water System') for failure to comply with Section 116470 of the CHSC and Section 64480(a) of Title 22, California Code of Regulations.

1 Specifically, the Water System (mailing address: 2975 E. Belmont, Fresno, CA 93701)  
2 failed to distribute by July 1, 2013, a Consumer Confidence Report (CCR) to each water  
3 system customer providing specific information on the water quality served to consumers  
4 during the year 2012. The CCR is to provide, as a minimum, specific information on  
5 concentrations of microbiological contaminants, minerals, physical agents, inorganic  
6 chemicals, organic chemicals, and radioactivity which are present in the water supply.  
7 Regulations requiring community and nontransient noncommunity water supply systems in  
8 California to provide a CCR to customers were adopted and effective on May 26, 2001.  
9 Additionally, beginning in 2011, CDPH implemented an electronic process for receiving  
10 the CCR for your water system through the DRINC portal also used for the *Annual Report*  
11 *to the Drinking Water Program*.

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15 As of the date of this Citation, the As of the date of this Citation, the Department has not  
16 received a copy of the 2012 CCR provided to customers or the certification form and  
17 therefore finds the Water System to be in violation of this requirement.

### 18 **DIRECTIVES**

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20 The Water System is hereby directed to take the following actions:

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22 1. **By June 15, 2014**, the Water System shall distribute a Department-approved  
23 Consumer Confidence Report to each customer reporting the water quality for the  
24 year 2012. The Water System may use the 2012 CCR template developed by the  
25 Department for small water systems, provided here as Attachment A. Instructions  
26 for completing the CCR may also be accessed on the Department's internet website  
27 at:

<http://www.cdph.ca.gov/certlic/drinkingwater/Pages/CCR.aspx>

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2. **By July 1, 2014**, the Water System shall upload a copy of the 2012 CCR to the DRINC Portal using the procedures outlined in Attachment B. The CCR Certification Form provided as Attachment C must be submitted in hard copy with original signature to the CDPH Fresno District Office at the following address:

Betsy S. Lichti, Senior Sanitary Engineer  
Department of Public Health  
Drinking Water Field Operations Branch  
265 W. Bullard Avenue, Suite 101  
Fresno, CA 93704

Phone: (559) 447-3300

3. The Water System shall distribute a CCR to each customer by July 1 of each year, reporting water quality information for the prior year. An electronic copy of each report shall be provided to the Department by uploading it to the DRINC Portal by July 1<sup>st</sup> of each year. Proof of distribution to customers using the CCR Certification form provided as Attachment C is to be submitted to the Department in hard copy with original signature no later than October 1<sup>st</sup> of each year. **The 2013 CCR shall be distributed to customers and a copy submitted to CDPH per the procedures outlined in Attachment B no later than July 1, 2014.**

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**CIVIL PENALTIES**

Sections 116650(d) and 116650(e) of the CHSC allow for the assessment of a civil penalty for failure to comply with requirements of the Safe Drinking Water Act. Failure to comply with any provision of this Citation may result in the Department imposing an administrative penalty of up to \$200 (two hundred dollars) per day as of the date of violation of any provision of this Citation.

5/19/14  
Date

Betsy S. Lichti  
Betsy S. Lichti, P.E.  
Senior Sanitary Engineer  
DRINKING WATER FIELD OPERATIONS BRANCH



- Attachment A: 2012 Consumer Confidence Report Template
- Attachment B: DRINC Portal Guidelines for CCR submission
- Attachment C: Consumer Confidence Report Certification Form