



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## State Water Resources Control Board

Division of Drinking Water

January 12, 2015  
PWS No. 1000304

Gena Marr  
Sierra Inn  
37692 E. Kings Canyon Road  
Dunlap, CA 93621

### **RE: Boil Water Order Effective Immediately – Citation No. 03-23-14C-082 with Administrative Penalty**

Dear Ms. Marr:

The State Water Resources Control Board - Division of Drinking Water (Division) has reviewed the status of bacteriological monitoring for Sierra Inn water system and has determined that there has been a failure to report any bacteriological monitoring results to the Division for the Sierra Inn water system since April 2013. On December 20, 2013 and on March 26, 2014, the Division issued enforcement letters to you for failure to conduct bacteriological monitoring during the third and fourth quarters of 2013 as well as the first quarter of 2014. On October 14, 2014, the Division issued a Boil Water Order through Citation 03-23-14C-067 for continuing failure to conduct bacteriological monitoring through the second quarter of 2014 and for failure to submit a permit application and fee for the operation of a new well. Included in the letters and citation were the requirements for permitting the well as well as for maintaining the water system's bacteriological water quality monitoring and reporting. Routine monitoring requirements for this water system are a minimum of one (1) bacteriological sample per quarter. Results of all monitoring are to be submitted to our office by the tenth day of the month following sample collection.

Enclosed is a Citation issued to Gena Marr, owner of the Sierra Inn water system (Water System). The Citation includes penalties that have been and will continue to be assessed quarterly for failure to comply with the Citation. As of the date of this letter, the penalty is \$750.00. **Please note that the Division will consider suspending the Water System's obligation to pay the penalties if the Water System complies with the specific directives in the Citation by the specified due dates, and continues to maintain compliance through June 30, 2015.**

In the absence of coliform data, our Division has no basis to determine that the water is safe to drink. **The Sierra Inn water system, therefore, remains under a Boil Water Order, which began on October 14, 2014, and which is to remain in place until results of a sample collected from a tap by water system staff and served by the water system shows the absence of coliform bacteria.** The results of this sample shall be submitted to both the Division and to the Fresno County Environmental Health Division in support of the food permit the restaurant holds with the County.

**The Sierra Inn is required to comply with all Directives specified in the Citation No. 3-23-14C-082 (attached) no later than February 10, 2015. Failure to comply with each directive by that date, including those related to payment of the administrative penalty, will result in further enforcement action.**

**Payment of the entire penalty amount of \$750.00 (seven hundred fifty dollars) shall be made payable to the SWRCB-Division of Drinking Water as outlined in the attached Citation.**

If you require any further information or copies of any regulations applicable to public water supply systems, please contact our office at (559) 447-3300.

Sincerely,



Betsy S. Lichti, P.E.  
Senior Sanitary Engineer, Fresno District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

BSL/el

cc: Fresno County Division of Environmental Health (with attachments)  
Perin Peebles, CDPH-DWP Fee Billing Unit

Attachment A: Citation 03-23-14C-082  
Attachment B: Boil Water Order  
Attachment C: Proof of Posting the Boil Water Order

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

**IN RE: SIERRA INN WATER SYSTEM**  
Water System No. 1000304

**TO:** Ms. Gena Marr, Owner  
Sierra Inn  
37692 E. Kings Canyon Road  
Dunlap, CA 93621

**CC:** Fresno County Division of Environmental Health

**CITATION FOR VIOLATION OF  
CALIFORNIA CODE OF REGULATIONS, TITLE 22,  
SECTION 64423 – TOTAL COLIFORM MONITORING AND REPORTING  
THIRD QUARTER 2014**

**AND**

**CALIFORNIA HEALTH AND SAFETY CODE  
SECTIONS 116525(a) AND 116570(a)  
FAILURE TO SUBMIT PERMIT APPLICATION AND FEE**

**Issued on January 12, 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 Sierra Inn (hereinafter "Water

1  
2 System”) (37692 E. Kings Canyon Road, Dunlap, CA 93621) for violation of California Code of  
3 Regulations (CCR), Title 22, Section 64423.  
4

5 **APPLICABLE AUTHORITIES**

6 The applicable statutes and regulations are provided in Attachment A, attached hereto and  
7 incorporated by reference.

8 **STATEMENT OF FACTS**

9 The Sierra Inn water system is an existing transient non-community water system in Fresno  
10 County, consisting of a restaurant and a motel. The Division has had regulatory oversight of this  
11 water system since September 2007 when the Fresno County Environmental Health  
12 Department (FCEHD) gave up jurisdiction of the small water systems in Fresno County.  
13

14 Division records show that the last permit was issued in May 2004 by FCEHD to Mr. Gary  
15 Bulmer. The facility had subsequently changed ownership to Dale Renfro, and then was  
16 returned back to the prior owners (Bob and Diane Marr). Updated permits were not issued  
17 to document this transference of ownership. It is our understanding that Gena Marr is now  
18 the legal owner, but we are unable to confirm that, other than a public record found online  
19 showing a deed transference between Robert Marr & Diane Marr to Gena Bulmer in  
20 November 2009 for the APN 16017-009. A new well was also drilled in 2007 to replace a  
21 collapsed well. That new well has not received permit approval by our office.  
22

23 **Failure to Obtain a Domestic Water Supply Permit**

24 Based on the information we have, the Water System serves approximately 25 people or more  
25 for at least 60 days out of the year and provides potable water for handwashing and drinking.  
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Therefore, the Water System meets the definition of a transient non-community public water system and a domestic water supply permit will need to be issued by the Division.

The Division has not received the permit application or fee for a permit amendment to approve the use of the new well from the Water System. The facility holds a food permit under the FCEHD, for operation of the restaurant onsite.

**Failure to Conduct Bacteriological Monitoring**

Title 22, CCR, Section 64423(a)(3) specifies that the minimum number of routine bacteriological samples for transient non-community water systems that use groundwater and serve 1,000 or fewer persons a month, shall be one bacteriological sample in each calendar quarter during those periods that the system is in operation or provides water to the public.

Based on an estimated population of approximately twenty five (25) persons, the Water System is required to collect and report a minimum of one (1) routine bacteriological water quality sample each quarter.

In addition to previous monitoring and reporting violations, the Division has not received bacteriological sample results for the third quarter of 2014.

**History**

The Water System has had significant monitoring and reporting failures, resulting in the issuance of multiple enforcement letters and citations. Due to continued failure to be responsive to the requirements specified in law and in the enforcement letter and citations, the Division issued a fine of \$250 via a Citation dated March 28, 2011. Ms. Marr did not respond to the

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requirements of that Citation and has not paid the fine. Additionally, the Division issued a recurring fine of \$150 per quarter for each quarter that the Water System remained noncompliant with the coliform monitoring and reporting requirements specified in CCR Section 64423(a)(3) via a Citation dated October 14, 2014.

As of the date of this Citation, the Division has not received any coliform bacteria results for the Water system since April 2013, resulting in five consecutive quarters with no bacteriological monitoring to demonstrate that the water is safe to drink.

Ms. Marr did not respond to the requirements of the Citation dated October 14, 2014, and has not paid that fine. Ms. Marr has also failed to pay the Annual Operating Fees, enforcement fees assessed based on the time the Division has spent issuing enforcement actions and various fines. The Division issued Enforcement Letter No. 03-23-14E-023 on March 26, 2014 for failure to submit any bacteriological monitoring results for the fourth quarter of 2013 and the first quarter of 2014. Additionally, the Division issued a Boil Water Order and a recurring fine of \$150 per quarter for each quarter that the Water System remained noncompliant via a Citation dated October 14, 2014. Ms. Marr did not respond to the requirements of that Citation and has not paid that fine. For each enforcement action the water system was required to notify the water users of the failure to conduct the required monitoring. The Division has not received the Proof of Notification demonstrating that the public notification was conducted for any violation. Furthermore, the Division has not received bacteriological monitoring results for any samples collected during the second or third quarters of 2014. A summary of the bacteriological monitoring since January 2012 is provided in Attachment B.

The following table summarizes Enforcement Actions issued by the Division to the Sierra Inn Water System:

Enforcement No.	Violation Description	Issued
03-12-08E-212	Total Coliform Monitoring & Reporting	9/3/2008
03-12-08C-063	Total Coliform Monitoring & Reporting	11/4/2008
03-23-09E-143	No 2008 Nitrate	6/15/2009
03-23-09E-233	No 2008 Annual Report to the Drinking Water Division	10/13/2009
03-23-09E-327	Total Coliform Monitoring & Reporting	12/3/2009
03-23-10E-111	Total Coliform Monitoring & Reporting	9/3/2010
03-23-10C-072	No 2008 or 2009 Annual Report to the Drinking Water Division	10/12/2010
03-23-11C-009	Total Coliform Monitoring & Reporting	1/11/2011
03-23-11C-030	Total Coliform Monitoring & Reporting	3/28/2011
03-23-11C-038	No 2010 Nitrate	4/5/2011
03-23-11E-114	No 2010 Annual Report to the Drinking Water Division	7/19/2011
03-23-11E-181	Total Coliform Monitoring & Reporting	11/8/2011
03-23-11C-084	No 2010 Annual Report to the Drinking Water Division	11/29/2011
03-23-12C-019	Total Coliform Monitoring & Reporting	2/29/2012
03-23-12C-027	No 2011 Nitrate	3/27/2012
03-23-12E-081	No 2011 Annual Report to the Drinking Water Division	7/3/2012
03-23-12C-051	No 2011 Annual Report to the Drinking Water Division	9/10/2012
03-23-13E-069	Total Coliform Monitoring & Reporting	5/23/2013
03-23-13E-086	No 2012 Annual Report to the Drinking Water Division	7/3/2013
03-23-13C-035	No 2012 Annual Report to the Drinking Water Division	8/30/2013
03-23-13E-137	Total Coliform Monitoring & Reporting	12/20/2013
03-23-14C-016	No 2013 Nitrate	3/7/2014
03-23-14E-023	Total Coliform Monitoring & Reporting	3/26/2014
03-23-14C-058	No 2013 Annual Report to the Drinking Water Division	9/4/2014
03-23-14C-067	Total Coliform Monitoring & Reporting – Permit App	10/9/2014
03-23-14C-082	Total Coliform Monitoring & Reporting – Permit App	1/12/2015

#### DETERMINATION

The Division has determined that the Sierra Inn has failed to comply with Section 116555(a) of the CHSC and DIVISION 4, Chapter 15, Article 3 of Title 22, California Code of Regulation

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(CCR). Specifically, the Water System failed to comply with the primary standard for bacteriological water quality for the third and fourth quarters of 2013 and the first, second and third quarters of 2014 in that the Water System has not collected or reported bacteriological monitoring results nor has it provided proof that the Water System users were notified of the violations.

Due to the ongoing failure to collect and report coliform results that demonstrate that the water is safe to drink, the Division hereby continues to require the posting of a Boil Water Order until such time as Ms. Marr demonstrates that the water provided is bacteriologically safe.

**NOTIFICATION REQUIREMENTS**

Section 116450 of the California Health and Safety code (CHSC, specifies that whenever a monitoring requirement specified in the Division’s regulations is not performed, the person operating the public water system shall notify the Division and shall give notice to the users of that fact in the manner prescribed by the Division.

Public notification for failure to conduct the required bacteriological monitoring for the third and fourth quarters of 2013 as well as the first, second and third quarters of 2014 is required. At this time, the Division requires the Water System to utilize the “Boil Water Order” Public Notice to inform their customers of the failure to conduct the required bacteriological monitoring. This notice is provided as Attachment C and shall be given pursuant to Section 64463.4 and 64465. The “Boil Water Order” Public Notice shall include the mandatory standard monitoring language for monitoring and reporting violations.

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Section 64463.4 allows non-community water systems to give public notice by posting the notice in conspicuous locations throughout the area served by the water system and by the use of one or more of the following methods in order to reach persons not likely to be reached by a public posting: publication in a local newspaper or newsletter distributed to customers, post the public notice on the internet, or by delivery to each customer.

Section 116450(g) requires that upon receipt of notification from a public water system, schools must notify school employees, students, and parents (if the students are minors), residential rental property owners or managers (including nursing homes and care facilities) must notify their tenants and business property owners, managers or operators must notify employees of businesses located on the property. These secondary notification requirements are included in the public notice.

Proof of notification is required. The Water System shall complete Attachment D and return it to the Division by **February 10, 2015**.

**ADMINISTRATIVE PENALTIES**

PURSUANT TO HEALTH AND SAFETY CODE SECTION 116650

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 California Safe Drinking Water Act. Despite all efforts by the Division to work with the Water System, the Sierra Inn Water System has failed to comply with the requirements for domestic water supply permitting and for distribution system bacteriological monitoring and reporting. Therefore, the Division hereby assesses a continuing administrative penalty upon the Sierra Inn water system as follows:

A penalty of \$150 per quarter for each quarter that the Water System continues to violate the CHSC and California Code of Regulation was assessed via Citation 03-23-14C-067 dated

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October 14, 2014. As of the date of issuance of Citation 03-23-14C-067, the total penalty amounted to \$600.00 for four quarters of violation. As of the date of this Citation, the total penalty has increased by \$150, amounting to \$750.0 for five quarters of violation.

Directive No. 6 describes the requirements for the payment of the Penalty and conditions for the waiver of the Penalty if compliance is achieved.

**DIRECTIVES**

The Sierra Inn is hereby directed to take the following actions:

1. The Water System shall immediately collect a routine bacteriological sample from the Sierra Inn Water System and the results shall be submitted to the Division no later than **February 10, 2015**. If the analytical result is negative or absent for total coliform bacteria, the system may resume its quarterly bacteriological sampling frequency.
2. The Water System shall immediately provide public notification (using Attachment C) of the failure to maintain the required bacteriological monitoring and reporting program as well as the continuance of the **Boil Water Order** by posting in conspicuous locations throughout the service area and by an additional secondary method in order to reach persons not likely to be reached by mail or direct delivery.

By **February 10, 2015**, the Water System shall provide proof of posting and direct delivery of the Boil Water Order notice by completing Attachment E and returning it to the Division.

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- 2 3. By **February 10, 2015**, the Water System shall submit a permit amendment application and
- 3 fee of \$155.00 to document the change of ownership and thereby permitting the current
- 4 active well. The permitting application form is provided as Attachment E.
- 5
- 6 4. Pursuant to Section 64423, the Water System shall initiate and maintain a bacteriological
- 7 monitoring program required by Title 22, CCR Section 64423 by collecting one (1) sample
- 8 each quarter and shall report the analytical results to the Division at the above address no
- 9 later than the tenth date of the following month. The requirements are summarized in
- 10 Attachment F, "Bacteriological Monitoring Requirements for Small Water Systems".
- 11
- 12 5. The Water System shall also require their contracting laboratory to submit copies of all
- 13 bacteriological monitoring results directly to the Division pursuant to Section 64423.1(c)(2).
- 14
- 15 6. The Water System is directed to pay the penalty of \$750.00 (seven hundred fifty dollars)
- 16 within 30 days of the receipt of this Citation. Payment shall be made by check made payable
- 17 to the State Water Resources Control Board – Division of Drinking Water. Further instruction
- 18 on submittal of the payment is provided in Attachment G, "Notice of Citation Issuance".
- 19 **However, if the Water System complies with Directives Nos. 1,2,3 and 4 by February**
- 20 **10, 2015, the Division will consider, at its sole discretion, suspending the penalty**
- 21 **through June 30, 2015, and will provide written notice to the Water System of its**
- 22 **decision. Additionally, if the Water System complies with all monitoring and reporting**
- 23 **requirements established by the Division through June 30, 2015, it will consider, at its**
- 24 **sole discretion, terminating the requirement to pay the penalty and will provide**
- 25 **written notice to the Water System of its decision.**
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2 The Division reserves the right to make such modifications to the Citation as it may deem  
3 necessary to protect public health and safety. Such modifications may be issued as  
4 amendments to this Citation and shall be effective upon issuance.  
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6 Nothing in this Citation relieves Sierra Inn of its obligation to meet the requirements of the  
7 California Safe Drinking Water Act or any regulation, standard, permit or order issued  
8 thereunder.  
9

10 All submittal required by this Citation shall be submitted to the Division at the following address:  
11

12 Betsy Lichti, P.E.  
13 Senior Sanitary Engineer  
14 State Water Resources Control Board  
15 Division of Drinking Water  
16 265 W. Bullard Avenue, Suite 101  
17 Fresno, CA 93704

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**PARTIES BOUND**

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

**SEVERABILITY**

The Directives of this Citation are severable, and the Sierra Inn shall comply with each and  
every provision thereof notwithstanding the effectiveness of any 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 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 an order of the Board. The Board does not waive any further enforcement action by issuance of this citation.

1-12-2015  
Date

  
\_\_\_\_\_  
Carl Carlucci, P.E., Chief  
Central California Section  
Drinking Water Field Operations



CRC/EL

**Attachments:**

- Attachment A: Applicable Authorities
- Attachment B: Summary of Bacteriological Samples from January 2012 to present
- Attachment C: Boil Water Order Public Notice
- Attachment D: Proof of Notification Form
- Attachment E: Permit Amendment Application
- Attachment F: Bacteriological Monitoring Requirements for Small Water Systems
- Attachment G: Notice of Citation Issuance

## Attachment A

### Applicable Statues and Regulations for Citation No. 03-23-14C-082

#### APPLICABLE AUTHORITIES

Section 116525 of California Health and Safety Code provides, in relevant part:

No person shall operate a public water system unless he or she first submits an application to the Division and receives a permit. CHSC Section 116570(a) states that each water system serving less than 1,000 service connections applying for a domestic water supply permit pursuant to Section 116525 or 116550 shall pay a permit application processing fee to the Division. Payment of the application fee shall accompany the permit application.

Section 116650 of California Health and Safety Code provides:

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

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

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

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

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

California Code of Regulations, Title 22, Section 64423, provides, in relevant part:

Section 64423(a)(3): The minimum number of routine bacteriological samples for transient non-community water systems using groundwater and serving 1000 or fewer persons a month shall be one in each calendar quarter during which the system provides water to the public.

Section 64423.1(c): The analytical results of all required samples collected for a system in a calendar month shall be reported to the Department not later than the tenth day of the following month.

Section 64423.1(c)(2): Systems serving fewer than 10,000 service connections or 33,000 persons to instruct the laboratory to submit copies of all required bacteriological monitoring results directly to the Department.

# Bacteriological Distribution Monitoring Report

**1000304 Sierra Inn**
*Distribution System Freq: 1/Q*

Sample Date	Time	Location	T Coli	E Coli	F Coli	Type	Cl2	Violation	Comment
2/23/2012	10:00	37692 E. Kings Canyon Rd., Dunlap, CA	A		A	Routine			
7/24/2012	10:00	37692 E. Kings Canyon Rd., Dunlap	P	P		Routine			BWO Issued 7/30/12
7/31/2012	10:10	Pressure Tank	A			Repeat			
7/31/2012	10:10	Well	A			Source Repeat			
7/31/2012	10:15	3 Sink Kitchen	A	A		Repeat			
7/31/2012	10:20	Motel Room #3	A			Repeat			
8/2/2012	11:50	Well	A	A		Source Repeat			
8/2/2012	12:00	Room #1	A	A		Repeat			
8/2/2012	12:05	3 Sink Kitchen	A	A		Repeat			
8/2/2012	12:10	Pressure Tank	A	A		Repeat			
12/31/2012	9:00	Kitchen	A	A		Routine			
12/31/2012	9:00	Room 1	A	A		Routine			
3/31/2013		No quarterly sample						MR2	5/23/13 Issued 03-23-13E-01
4/2/2013	9:30	3 sink in kitchen	<1.1			Routine			
4/2/2013	9:35	room 3 motel	<1.1			Routine			
9/30/2013		No Sample						MR2	12/20/13 Issued 03-23-13E-137
12/31/2013		No Sample						MR2	3/26/14 Issued 03-23-14E-023
3/31/2014		No Sample						MR2	3/26/14 Addressed in 03-23-14E-023
6/30/2014		No Sample						MR2	10/14/14 BWO Issued with Cit 03-23-14C-067
9/30/2014		No Sample						MR2	1/6/15 Issued Cit 03-23-14C-092

## Violation Key

MCL	Exceeds the maximum contaminant level	MR5	Incorrect number of repeat samples as follow-up to a positive sample
MR1	No monthly sample for the report month	MR6	No source sample
MR2	No quarterly sample for the report month	MR7	No summary report submitted
MR3	Incorrect number of routine samples for the report month	MR8	Other comments and/or info
MR4	Did not collect 5 routine samples for previous month's positive sample	MR9	Cl2 not reported

December 17, 2014

## BOIL WATER NOTICE

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

### BOIL YOUR WATER BEFORE USING

**Failure to follow this advisory could result in stomach or intestinal illness.**

Due to the lack of bacteriological monitoring and violating the Total Coliform Rule, the State Water Resources Control Board in conjunction with the Fresno County Health Department, and Sierra Inn Water System are advising customers of the Sierra Inn to use boiled tap water or bottled water for drinking and cooking purposes as a safety precaution.

**DO NOT DRINK THE WATER WITHOUT BOILING IT FIRST.** Bring all water to a boil, **let it boil for one (1) minute**, and let it cool before using, or use bottled water. Boiled or bottled water should be used for drinking and food preparation **until further notice**. Boiling kills bacteria and other organisms in the water. This is the preferred method to assure that the water is safe to drink.

We will inform you when tests show that water is safe to drink and you no longer need to boil your water. We anticipate resolving the problem within

\_\_\_\_\_.

For more information call:

\_\_\_\_\_

State Water Resources Control Board – Division of Drinking Water- District Office at [(559) 447-3300].

*Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.*



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

**State Water Resources Control Board**  
Division of Drinking Water

**ATTACHMENT D**

**PROOF OF NOTIFICATION**

(Return with copy of notice)

As required by Section 116450 of the California Health and Safety Code, I notified all users of water supplied by the **Sierra Inn water system** of the failure to meet the **Monitoring and Reporting Requirement for Coliform bacteria sampling for the third & fourth quarters of 2013 as well as the 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> quarters of 2014. Additionally, I have notified all users of the Boil Water Advisory initiated on October 14, 2014, which continues to this date.**

Notification was made on \_\_\_\_\_ by \_\_\_\_\_  
(date)

hand delivered and/or mailed and/or posted written notice.  
(circle all that apply)

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

**DISCLOSURE:** Be advised that Section 116725 and 116730 of the California Health and Safety Code state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in the county jail not to exceed one year, or by both the fine and imprisonment.

Due to the Division: February 10, 2015  
Total Coliform M&R Violation: 3<sup>rd</sup> & 4<sup>th</sup> Quarters 2013 and 1<sup>st</sup>, 2<sup>nd</sup> & 3<sup>rd</sup> Quarters 2014  
System Number: 1000304  
Enforcement Action No.: 03-23-14C-082

STATE OF CALIFORNIA  
APPLICATION  
FOR  
DOMESTIC WATER SUPPLY PERMIT AMENDMENT  
FROM

Applicant: \_\_\_\_\_  
(Enter the name of legal owner, person(s) or organization)

Address: \_\_\_\_\_

System Name: \_\_\_\_\_

System Number: \_\_\_\_\_

TO: State Water Resources Control Board  
Division of Drinking Water  
Southern California Field Operations Branch  
Fresno District Office  
265 W. Bullard Avenue, Suite 101  
Fresno, California, 93704



Pursuant and subject to the requirements of the California Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking Water Act), Article 7, Section 116550, relating to changes requiring an amended permit, application is hereby made to amend an existing water supply permit to \_\_\_\_\_

(Applicant must state specifically what is being applied for - whether to construct

new works, make alterations or additions in works or sources, or change or modify treatment.)

I (We) declare under penalty of perjury that the statements on this application and on the accompanying attachments are correct to my (our) knowledge and that I (we) are acting under authority and direction of the responsible legal entity under whose name this application is made.

By: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Dated: \_\_\_\_\_



## State Water Resources Control Board

Division of Drinking Water

### BACTERIOLOGICAL MONITORING REQUIREMENTS For Small Water Systems

#### 1. Minimum Monitoring Frequency

Community Water System	1 per month
Nontransient Noncommunity	1 per month
Transient Noncommunity (groundwater)	1 per quarter
Transient Noncommunity (surface water)	1 per month

An increased monitoring frequency may be required if there is more than one pressure zone in the distribution system, if there are multiple sources or storage reservoirs, or if the daily population served is greater than 1,000. If your system is providing continuous chlorination treatment, closely review Item 6 below.

#### 2. Routine and Repeat Sampling

All **routine samples** should be collected from the distribution system (not from the well) at locations specified in an approved Bacteriological Sample Siting Plan. If such a plan has not been prepared for your water system, contact the Division for assistance.

#### 3. Repeat Monitoring After a Coliform-Positive Sample

**Notification of a Coliform-Positive Sample** - The water system shall require the laboratory to notify the system within 24 hours if any sample is coliform-positive. The water system must collect a repeat sample set within 24 hours of notification of the coliform-positive sample. **If the sample is fecal coliform- or *E. coli*-positive, the water system should contact the Division immediately.**

**Repeat Sampling** - *For systems collecting only one sample per month or quarter*, a repeat sample set shall consist of at least four (4) samples as follows: one (1) from the routine sample site at which the positive occurred, one (1) from the upstream repeat sample site, one (1) from the downstream repeat sample site and one (1) from each active source.

*For systems collecting more than one sample per month*, a repeat sample set shall consist of three (3) samples as follows: one (1) from the routine sample site at which the positive occurred, one (1) from the upstream repeat sample site, and one (1) from the downstream repeat sample site.

The repeat sample sites shall be located within five service connections upstream and downstream of the routine site as identified in the Bacteriological Sample Siting Plan. At least one repeat sample shall be collected from upstream and one from downstream unless there is no upstream or downstream service connection. Contact the Division as soon as the results of the repeat samples are obtained.

The following criteria should be considered when determining where to collect the fourth repeat sample:

- For systems with only one active well and do not provide continuous chlorination, the sample may be collected at the wellhead.
- For systems with more than one active well, it may not be possible to determine which well was serving the area where the positive routine sample was collected. For these systems, repeat samples should be taken at each wellhead.
- For systems providing continuous chlorination, the system should already be conducting raw-water bacteriological monitoring at a point ahead of chlorination on at least a quarterly basis. These samples should be used to determine if the source of bacteriological contamination is from the well itself. For these systems, the fourth repeat sample should be collected at a storage tank or another point in the distribution system.
- Contact the Division for assistance.

If any of the above criteria would result in a change or revision to your existing bacteriological sample-siting plan, you must first submit a revised plan to our office for review and approval before implementing any such change or revision.

Any additional samples collected from the well(s) for investigative purposes (*not part of the repeat sample set*) should be labeled as “special” samples (or “other” samples), and will not be counted towards compliance with the monthly total coliform water quality standards.

**Sampling the Month Following a Coliform-Positive Sample - If a public water system for which fewer than five routine samples/month are collected has one or more total coliform-positive samples, the water supplier shall collect at least five routine samples the following month. These samples can be collected on the same day from five different routine sites or from the same routine sites at 15 minute intervals (if fewer than five sites are available). If all five samples are negative for total coliform, the water system may return to the normal sampling frequency during the next sampling period.**

#### **4. Determining Compliance with the Coliform Standard**

A public water system will fail the coliform maximum contaminant level (MCL) if: For a public water which collects fewer than 40 samples per month, at least two samples collected in the same month are coliform-positive. When this occurs, the water system representative shall contact the Division immediately (within 24-hours or the next business day if the office is closed). The water system will be required to conduct public notification and will be

provided with an approved notification to be used. Public notification shall be conducted by direct mail, hand delivery or posting (where approved).

#### **5. Monthly Reporting of Coliform Monitoring Results**

The analytical results of all coliform monitoring shall be reported to the Division by the 10th day of the month following sample collection. The water system can request the laboratory to provide the results to the Division; however, the water system is ultimately responsible to ensure that the sample results were received. If the water delivered to your water system is provided with a disinfection treatment, the chlorine residual should be measured and reported at the same time and location(s) that the bacteriological sample(s) are collected. This residual must be provided to the Division on the laboratory analysis report at this time.

#### **6. Bacteriological Monitoring of Wells (for systems chlorinating)**

Water systems that are routinely chlorinating the water supply are required to sample the raw well water for coliform bacteria. Initially, a minimum of six consecutive monthly samples must be collected from the well discharge. The samples must be collected at a location ahead of chlorination. After six consecutive monthly samples do not show the presence of coliform bacteria, the water system may request a reduction in sampling to one sample per quarter. The laboratory should be instructed to determine the most probable number of coliform (MPN) for well samples. The results of all samples shall be submitted to the Division.

**DRINKING WATER FIELD OPERATIONS BRANCH**

**NOTICE OF CITATION ISSUANCE  
CIVIL PENALTY**

**BACKGROUND STATEMENT**

On January 6, 2015, the Drinking Water Field Operations Branch of the State Water Resources Control Board, issued Citation No. 03-23-14C-082 to the Sierra Inn (System #1000304). **This Citation carries a fine of \$750.00 (seven hundred fifty dollars).**

**METHOD OF PAYMENT**

By **February 10, 2015**, please submit a check in the amount of \$750.00 and make payable to:

**SWRCB – Division of Drinking Water**

and mail to:

**State Water Resources Control Board  
Division of Drinking Water  
P.O. Box 997379, MS 7406  
Sacramento, CA 95899-7413  
Attn: Perin Peebles**

(Please indicate the Citation Number on the Check)

(Attach Check Here)