



RON CHAPMAN, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
California Department of Public Health



EDMUND G. BROWN JR.  
Governor

September 11, 2013

Certified Mail  
7010 1060 0000 5278 6476

Angelina Group, LLC  
281 Fernbridge Drive  
Fortuna, CA 95540

Attention: Bill Thorington, President

CITATION NO. 01-01-13C-008

Enclosed is a citation for failure to monitor for coliform. The citation specifies action to be taken by Angelina Inn to achieve compliance and avoid future civil penalties.

Section 116577 of the California Safe Drinking Water Act provides for our department to be reimbursed by the public water system for costs incurred for preparing and issuing an enforcement action to that system. Therefore, your water system will be billed for the preparation and issuance of this citation. Our costs are approximately \$126 per hour. At this time we have spent approximately 1.5 hours on enforcement activities associated with this violation. You will receive a bill for these costs in August 2014, following the end of the State's fiscal year, from our Fee Billing Unit in Sacramento.

Should you have any questions, please contact me at (530) 224-4872 or Craig Bunas at (530) 224-4887.

Tony Wiedemann, P.E.  
Klamath District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosure

cc: Richard Hinrichs, Chief – DDW – Northern California Section

System No. 1200823

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STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Name of Public Water System:** Angelina Inn

**Water System No:** 1200823

**To:** Bill Thorington, President  
Angelina Group, LLC  
281 Fernbridge Drive  
Fortuna, CA 95540

**Issued:** September 11, 2013  
Via Certified Mail

**CITATION FOR NONCOMPLIANCE**

**With Title 22 of the California Code of Regulations, Section 64423,  
and Domestic Water Supply Permit No. 01-01-12(P)005**

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of 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.

The Division of Drinking Water and Environmental Management of the State of California Department of Public Health (Department) hereby issues a citation to the Angelina Inn for failure to comply with Title 22, California Code of Regulations (CCR) Section 64423 and 64423.1 and Domestic Water Supply Permit No. 01-01-12(P)005.



**APPLICABLE AUTHORITIES**

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Section 116650 of the CHSC states in relevant part:

- (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.

1 California Code of Regulations (CCR), Section 64423 states in relevant part:

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3 (a) Each water supplier shall collect routine bacteriological water samples as follows:

4 (2) The minimum number of samples for nontransient-noncommunity water systems shall be  
5 based on the known population served as shown in Table 64423-A during those months  
6 when the system is operating. A nontransient-noncommunity water system using  
7 groundwater which serves 25-1000 persons may request from the Department a reduction  
8 in monitoring frequency if it has not violated the requirements in this article during the past  
9 twelve months. The minimum reduced frequency shall not be less than one sample per  
10 quarter.

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

14 California Code of Regulations (CCR), Section 64423.1 states in relevant part:

15 (c) Analytical results of all required samples collected for a system in a calendar month shall  
16 be reported to the Department not later than the tenth day of the following month.

17 Domestic Water Supply Permit No. 01-01-12(P)005 states in relevant part:

18 The Angelina Inn water system shall comply with the following permit conditions:

- 19 1. The only source permitted for use is Well 01 (Station Code 1200823-001).
- 20 2. Angelina Inn must collect at least one routine coliform bacteria sample per month from the  
21 finished water in the distribution system. Angelina Inn may be eligible for reduced  
22 distribution system coliform monitoring in the future based on data collected in raw and  
23 finished water coliform bacteria monitoring.
- 24 3. Angelina Inn must conduct at least one year of quarterly (quarter-year) raw water coliform  
25 bacteria sampling to determine the ongoing bacteriological quality of raw water from  
26 Well 01.



**STATEMENT OF FACTS**

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3 Angelina Inn opened and began serving water in March 2013. On March 19, 2013,  
4 they collected one routine bacteriological (coliform) sample from the distribution  
5 system and one raw water bacteriological (coliform) sample from the well and  
6 submitted the results to the Department.

7  
8 As of the date of this citation, the Department has not received results of routine  
9 bacteriological samples collected from the distribution system of the Angelina Inn for  
10 the months of April, May, June, July, and August 2013, or the result of the raw water  
11 bacteriological sample from the well for June 2013.

**DETERMINATIONS**

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14 The Department has determined that the Angelina Inn violated Section 64423,  
15 Title 22, of the California Code of Regulations and their Domestic Water Supply  
16 Permit No. 01-01-12(P)005 because they failed to collect a routine bacteriological  
17 sample from their distribution system in April, May, June, July, and August 2013.

18  
19 Furthermore, the Department has determined that the Angelina Inn violated their  
20 Domestic Water Supply Permit No. 01-01-12(P)005 because they failed to collect a  
21 raw water bacteriological sample from their well in June 2013.

**DIRECTIVES**

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24 Angelina Inn (Water System) is hereby directed to take the following actions:

- 25  
26 1. Comply with Sections 64423 and 64423.1, Title 22 of the CCR and their  
27 Domestic Water Supply Permit No. 01-01-12(P)005 in all future monitoring  
periods.



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2. By **September 20, 2013**, notify all persons served by the Water System of the failure to sample. Notification must be completed in accordance with each of the following:

a) Complete the enclosed notice "*IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER*" to include the name, address, and telephone number of a Water System representative as a source of additional information concerning the public notice. Also, in the space provided, you must give a legible, written description (preferably typed) of the corrective actions taken by the Water System to prevent this violation from occurring in the future. At the bottom, provide the date or dates the notice was distributed.

b) Distribute the notice to the users in accordance with Section 64463.4(c)(2), Title 22, CCR, by:

1) Posting in conspicuous locations throughout the area served by the Water System for at least seven days;

2) And by one or more of the following methods to reach persons not likely to be reached by public posting;

- Publication in a local newspaper or newsletter distributed to customers;
- E-mail message to employees or students;
- Posting on the Internet or intranet; or
- Direct delivery to each customer.

3. A representative of the Water System shall complete the enclosed "Certification of Public Notice" form and return it to the Department by **September 30, 2013**. A copy of the notice that was distributed must be included with the form.



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

4  
5 Nothing in this citation relieves the Water System of its obligation to meet the  
6 requirements of the California Safe Drinking Water Act (CHSC, Division 104, Part 12,  
7 Chapter 4, commencing with Section 116270), or any regulation, standard, permit or  
8 order issued thereunder.

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

11  
12 Tony Wiedemann, P.E.  
13 California Department of Public Health  
14 Drinking Water Field Operations Branch  
15 364 Knollcrest Drive, Suite 101  
16 Redding, CA 96002

17 **PARTIES BOUND**

18  
19 This citation shall apply to and be binding upon the Water System, its officers,  
20 directors, agents, employees, contractors, successors, and assignees.

21 **SEVERABILITY**

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23 The directives of this citation are severable, and the Water System shall comply with  
24 each and every provision thereof notwithstanding the effectiveness of any provision.  
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**FURTHER ENFORCEMENT ACTION**

Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if a public water system continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. The Department does not waive any further enforcement action by issuance of this citation.

*Tony Wiedemann*

Tony Wiedemann, P.E.  
District Engineer  
Klamath District  
Drinking Water Field Operations Branch

*Sept. 11, 2013*  
Date

Attachments:  
Notice - Important Information About Your Drinking Water  
Certification of Public Notice

Certified Mail No. 7010 1060 0000 5278 6476



# **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.

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## **Coliform Monitoring Requirements Not Met for Angelina Inn – April, May, June, July, and August 2013**

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Our water system failed to test the drinking water for coliform bacteria during April, May, June, July, and August 2013. Even though this failure was not an emergency, as our customers, you have a right to know what happened, what you should do, and what we did to correct this situation.

### **What happened?**

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During April, May, June, July, and August 2013, we did not monitor or test for total coliform and therefore, we cannot be sure of the quality of our drinking water during that time.

Coliform are bacteria that are naturally present in the environment and are used as an indicator that other, potentially harmful, bacteria may be present. Coliform bacteria are indicators of potential contamination and may originate from human, animal, or soil sources. If the coliform standards are met, the water served can be considered safe from bacteria. If they are not met, drinking the water may not necessarily result in illness, but that possibility exists. Routine and follow up sampling are important to periodically verify the water quality.

### **What should you do?**

There is nothing you need to do at this time. This is not an emergency. If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

### **What is being done to prevent this violation in the future?**

Persons wishing more information should contact:

\_\_\_\_\_

(name)

\_\_\_\_\_

(address)

\_\_\_\_\_

(phone number)

*Please share this information with 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.*

Date(s) distributed: \_\_\_\_\_

**Certification of Public Notice**  
(Noncommunity)

This form when completed and returned to the Division of Drinking Water and Environmental Management (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 Title 22, California Code of Regulations, Sections 64463 – 64465.

Public Water System Name Angelina Inn

Public Water System No. 1200823

Public notification for the April, May, June, July, and August 2013 failure to collect bacteriological samples was performed by the following method(s) (check and complete those that apply):

The notice was posted in the following conspicuous places:  
A copy of the notice is attached.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Provide the date (or dates) that the notice was posted \_\_\_\_\_  
(date)

The notice was published in a local newspaper or newsletter on \_\_\_\_\_  
A copy of the newspaper or newsletter notice is attached. (date)

The notice was e-mailed to employees or students on \_\_\_\_\_  
A copy of the notice is attached. (date)

The notice was posted on the Internet or intranet on \_\_\_\_\_  
A copy of the notice is attached. (date)

The notice was directly delivered to each customer on \_\_\_\_\_  
A copy of the notice is attached. (date)

I hereby certify that the above information is factual.

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date