



EDMUND G. BROWN JR.  
GOVERNOR

MATHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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

October 13, 2015  
System No. 1510036

Brian Bebee, General Manager  
Inyokern CSD  
P. O. Box 1418  
Inyokern, CA 93527

**RE: Non Compliance with the 2014 Consumer Confidence Report (CCR)  
Inyokern Community Services District (CSD)**

Dear Mr. Bebee:

Attached you will find Citation No. 03-19-15C-024 that the State Water Resources Control Board, Division of Drinking Water (hereinafter State Board) is issuing to the Inyokern CSD Water System (hereinafter Water System) to document the Water System's noncompliance with the Consumer Confidence Report (CCR) requirements, as specified in the California Health & Safety Code (CHSC) and Title 22, California Code of Regulations (details provided in Citation No. 03-19-15C-024).

Based on a review of the State Board's records, the Inyokern CSD has failed to provide its customers with the Consumer Confidence Report for the year 2014 and also failed to submit the Certification to the State Board of distribution of the 2014 CCR to the customers. By a letter dated September 17, 2015, the State Board previously notified the Inyokern CSD about this noncompliance issue and requested submittal of the 2014 CCR and Certification Form by October 1, 2015.

Please note that a written response to the Citation is required by October 20, 2015. In addition, the Citation includes several directives and deadlines. Failure to comply with the citation directives will result in additional enforcement action, including assessment of a civil penalty. If you have any questions concerning any directive of the Citation, please call Colton Nichelson with the Tehachapi District Office of the State Board at (661) 335-7346.

Sincerely,

A handwritten signature in black ink that reads "Jaswinder S. Dhaliwal".

Jaswinder S. Dhaliwal, P.E.  
Senior Sanitary Engineer  
DRINKING WATER FIELD OPERATIONS BRANCH

Enclosure: Citation No. 03-19-15C-024

CC: Kern County Environmental Health Services Department (w/o enclosure)

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

IN RE: **INYOKERN COMMUNITY SERVICES DISTRICT (CSD)**  
Water System No. 1510036

TO: Brian Bebee, General Manager  
Inyokern CSD  
P. O. Box 1418  
Inyokern, CA 93527

**BY CERTIFIED MAIL**

**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,  
TITLE 22, SECTIONS 64480(a), 64483(a) and 64483(c)  
2014 CONSUMER CONFIDENCE REPORT  
CITATION NO. 03-19-15C-024  
Issued on October 13, 2015**

Section 116650 of the California Health and Safety Code (CHSC) 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.

**STATEMENT OF FACTS**

Inyokern CSD Water System (hereinafter Water System) is classified as a community water system and serves a population of approximately 984 persons through 282 service connections. The Water System operates under the authority of Permit No. 87-16, issued on April 1, 1987, by the Kern County Department of Public Health. The Water System is now under the jurisdiction of the State Water Resource Control Board (hereinafter State Board), Division of Drinking Water.



1 **VIOLATION**

2 The State Board, acting by and through its Division of Drinking Water and the Deputy  
3 Director for the Division (hereinafter "Deputy Director") hereby issues a citation to  
4 Inyokern CSD for failure to comply with Section 116470 of the CHSC, and Sections  
5 64480(a), 64483(a) and 64483(c) of Title 22, California Code of Regulations. Specifically,  
6 the Water System failed to distribute by July 1, 2015, a Consumer Confidence Report  
7 (CCR) to its customers, providing specific information on the water quality, served to  
8 consumers during the year 2014, and also failed to submit the CCR Certification form to the  
9 State Board by October 1, 2015.

10

11 **Section 116470(a) Consumer Confidence Report**

12 Section 116470(a), CHSC, specifies that as a condition of its operating permit, every public  
13 water system shall annually prepare a consumer confidence report and mail or deliver a  
14 copy of that report to each customer.

15

16 **Section 64480(a) Consumer Confidence Report – Applicability and Distribution**

17 Section 64480.(a), Title 22, California Code of Regulations, specifies that each community  
18 and nontransient-noncommunity water system shall prepare and deliver the first Consumer  
19 Confidence Report by July 1, 2001, and subsequent reports by July 1 annually thereafter.

20

21 **Section 64483(a) Consumer Confidence Report Delivery and Record Keeping**

22 Specifies that each community and nontransient- noncommunity water system shall mail or  
23 directly deliver one copy of the Consumer Confidence Report to each customer.

24

25 **Section 64483(c) Consumer Confidence Report Delivery and Record Keeping**

26 Specifies that no later than the date the water system is required to distribute the Consumer  
27 Confidence Report to its customers, each water system shall mail a copy of the report to the



1 State Board, followed within three (3) months by a certification that the report has been  
2 distributed to customers, and that the information is correct and consistent with the  
3 compliance monitoring data, previously submitted to the State Board.

4  
5 As described in Section 64481, Title 22, California Code of Regulations, the CCR is to  
6 provide, as a minimum, source of water purveyed by the public water system, specific  
7 information on concentrations of microbiological contaminants, minerals, physical agents,  
8 inorganic chemicals, organic chemicals, radioactivity, sodium, hardness, disinfection by-  
9 products, detected in the water supply, origin of contaminants detected in the water;  
10 explanation of any MCL violation of the primary drinking water standard, enforcement  
11 actions, monitoring & reporting violations, statement of health concerns, terms of a variance  
12 or exemption (if any granted to the water system), contact information of water system  
13 designee for additional information concerning the report. Regulations requiring  
14 community and nontransient-noncommunity water systems in California, to provide a CCR  
15 to customers, were adopted and effective on May 26, 2001.

16  
17 By a letter dated September 17, 2015, the State Board requested a copy of the 2014 CCR  
18 and Certification Form from the Inyokern CSD. A review of the State Board's records  
19 indicates that the State Board has **not** received a copy of the 2014 CCR and Certification  
20 Form. **Therefore, the State Board has determined that the Inyokern CSD is in**  
21 **violation of the CCR requirement.** In addition, the Inyokern CSD is still required to  
22 provide a CCR to its customers and mail a copy along with the CCR Certification Form to  
23 the State Board for the year 2015, which are due no later than July 1, 2016 and July 31,  
24 2016, as described under the Directives.

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26  
27 The above violations are classified as non-continuing violations.



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2 **DIRECTIVES**

3 Inyokern CSD is hereby directed to take the following actions:

- 4  
5 1. Cease violating the reporting requirements of Section 116470 of the CHSC, and  
6 Sections 64480(a), 64483(a), and 64483(c) of Title 22, California Code of  
7 Regulations.
- 8 2. By **October 20, 2015**, Inyokern CSD shall submit a written response to the State  
9 Board acknowledging that it has received this citation and will comply with all the  
10 directives listed herein. A copy of the 2014 CCR and Certification Form shall be  
11 included with the response if the Water System previously issued the 2014 CCR to  
12 its customers.
- 13  
14 3. By **October 30, 2015**, Inyokern CSD shall distribute a State Board approved  
15 Consumer Confidence Report to each customer, reporting the water quality for the  
16 year 2014. The following website will serve as a guide to complete the 2014 CCR  
17 accurately.  
18 [http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/CCR.shtml](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/CCR.shtml)  
19
- 20 4. By **November 30, 2015**, Inyokern CSD shall submit to the State Board certification  
21 of distribution to customers of the 2014 CCR, along with a copy of the 2014 CCR.
- 22 5. By **July 1, 2016**, Inyokern CSD shall distribute a Consumer Confidence Report to  
23 each customer, reporting the water quality for the year 2015. The following website  
24 will serve as a guide to complete the 2015 CCR accurately.  
25 [http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/CCR.shtml](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/CCR.shtml)  
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1 6. **By July 31, 2016**, Inyokern CSD shall submit to the State Board certification of  
2 distribution to customers of the 2015 CCR, along with a copy of the 2015 CCR.

3 7. In the future, Inyokern CSD shall distribute a Consumer Confidence Report to each  
4 customer by July 1 of each year, reporting water quality information for the prior  
5 year. A copy of each year's consumer confidence report shall be provided to the  
6 State Board within 30 days of issuance of the Consumer Confidence Report and no  
7 later than October 1 each year, with proof of distribution, using the CCR  
8 Certification form.

9  
10  
11 All submittals required by this citation shall be addressed to:

12 Jaswinder S. Dhaliwal, P.E.,  
13 Senior Sanitary Engineer  
14 State Water Resources Control Board  
15 Division of Drinking Water  
4925 Commerce Drive, Suite 120  
16 Bakersfield, CA 93309

17 **FURTHER ENFORCEMENT ACTIONS**

18 Section 116270, Division 104, Part 12, Chapter 4 of the CHSC authorizes the State Board  
19 to: issue additional citations with assessment of penalties if the public water system  
20 continues to fail to correct a violation identified in a citation; take action to suspend or  
21 revoke a permit that has been issued to a public water system if the system has violated  
22 applicable law or regulations or has failed to comply with orders of the State Board; and  
23 petition the superior court to take various enforcement measures against a public water  
24 system that has failed to comply with orders of the State Board. The State Board does not  
25 waive any further enforcement action by issuance of this citation.



1 **PARTIES BOUND**

2 This citation shall apply to and be binding upon Inyokern CSD, its officers, directors,  
3 agents, employees, contractors, successors, and assignees.

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5 **SEVERABILITY**

6 The directives of this citation are severable, and Inyokern CSD shall comply with each and  
7 every provision thereof, notwithstanding the effectiveness of any other provision.

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9 **CIVIL PENALTY**

10 Section 116650, subsections (d) and (e) of the CHSC allow for the assessment of a civil  
11 penalty for the failure to comply with the requirements of the Safe Drinking Water Act.

12  
13 Failure to comply with any Directive of this Citation may result in the State Board imposing  
14 an administrative penalty in an amount not to exceed \$1,000 (One thousand dollars) for  
15 each day that the violation continues beyond the date set for correction in this Citation.

16 Inyokern CSD has been billed at the current hourly rate of \$153.00 since this is an  
17 enforcement action for noncompliance with the regulations.

18  
19 The State Board does not waive any further enforcement action by issuance of this citation,  
20 and expressly reserves the right to issue a citation with penalties for the violations on which  
21 the Directives of this citation are based.

22  
23 Oct. 13, 2015  
24 Date

25 Jaswinder S. Dhaliwal  
26 Jaswinder S. Dhaliwal, P.E.  
Senior Sanitary Engineer  
Tehachapi District  
SOUTHERN CALIFORNIA BRANCH

27 cc: Kern County Environmental Health Services Department