



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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

September 18, 2014

**Certified Mail**  
**7012 3460 0003 1113 0604**

Tahoe Cedars Water Company  
PO Box 264  
Tahoma, CA 96142

Attention: Robert Marr, President

**Subject: Public Water System No. 3110013, Citation 01-02-14(C)003**

Enclosed is the subject citation, issued to the Tahoe Cedars Water Company (Company) for failure to perform the required monitoring for lead and copper in the distribution system. The citation provides specific actions that the Company must take to help achieve compliance with the Lead and Copper Rule and to meet public notification requirements. You should carefully review the citation and take appropriate action.

Section 116577 of the California Safe Drinking Water Act provides for our Division to be reimbursed by the public water system for costs associated with preparing and issuing an enforcement action to that system. In accordance with Section 116577, the Company will be billed for the preparation and issuance of this letter and citation. Approximately four hours were spent preparing this letter and citation, and currently our costs are approximately \$126 per hour.

If you have any questions, please contact Michael Burgess at (530) 224-6506 or me at (530) 224-4800.

A handwritten signature in black ink, appearing to read "Michael J. McNamara".

Michael J. McNamara, P.E.  
Lassen District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosures

cc: Rami Kahlon, Director Division of Water and Audits, California PUC  
Richard L. Hinrichs, Chief, DDWEM-Northern California Section  
Placer County Department of Environmental Health

3110013/Enforcement  
2014 Pb and Cu Cit Cvr Ltr/mtb

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

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

**To:** Tahoe Cedars Water Company  
PO Box 264  
Tahoma, CA 96142

**Attn:** Robert Marr, President

**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,**  
**TITLE 22, SECTION 64675 AND SECTION 64675.5**  
**WATER SYSTEM NO. 3110013**  
**CITATION NO. 01-02-14(C)003**  
**Issued on September 18, 2014**

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.

1 The State Water Resources Control Board, acting by and through its Division of  
2 Drinking Water (hereinafter "Division") and the Deputy Director for the Division  
3 (hereinafter "Deputy Director"), hereby issues a citation to the Tahoe Water Company  
4 (hereinafter, Company) (P.O. Box 264, Tahoma, CA 96142) for violation of Title 22,  
5 Sections 64675 and 64675.5 of the California Code of Regulations (CCR).

6  
7 **STATEMENT OF FACTS**

8 The Tahoe Cedars Water Company (Company) domestic water system is classified as  
9 a community water system. The Company serves a reported population of 2,775. The  
10 Company has completed six rounds of monitoring for lead and copper in the  
11 distribution system with no exceedances of the lead and copper action levels of  
12 0.015 milligrams per liter (mg/L) and 1.3 mg/L, respectively. Past monitoring for lead  
13 and copper in the distribution system is summarized in the table below.

Round	Date	# of Samples		90 <sup>th</sup> % Lead, mg/L		90 <sup>th</sup> % Copper, mg/L	
		Required	Collected	Result	AL	Result	AL
1	06/26/97	20	20	ND	0.015	0.800	1.3
2	09/22/04	20	20	0.003		0.571	
3	05/26/05	20	20	ND		0.460	
4	10/03/06	10	5	ND		0.195	
5	09/17/09	10	5	ND		0.042	
6	08/12/10	10	10	0.0029	▼	0.058	▼
7	Due 2013	10					

14  
15 In accordance with Section 64675.5(a)(2) of the CCR, the Company is required to  
16 collect at least one set of ten tap water samples from the distribution system every  
17 three years for lead and copper monitoring. The Company collected a set of ten tap  
18 water samples during August 2010. In a letter dated December 26, 2012, the Division

1 directed the Company to collect a set of ten tap water samples by no later than  
2 June 30, 2013. According to Division records, the Company has failed to perform any  
3 monitoring for lead and copper in the distribution system since 2010.

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### **DETERMINATIONS**

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The Division has determined that the Company violated Title 22, Sections 64675 and  
64675.5 of the CCR, in that the Company failed to perform the required tap water  
monitoring for lead and copper in the distribution system.

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### **DIRECTIVES**

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The Company is hereby directed to take the following actions:

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1. Comply with Title 22, Sections 64675 and 64675.5 of the CCR in all future  
monitoring periods.

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2. In accordance with Title 22, Section 64675 of the CCR, collect a set of ten tap  
water samples for lead and copper monitoring in the distribution system in  
accordance with monitoring procedures, as described in Title 22, Section 64677  
of the CCR, by no later than October 17, 2014.

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3. In accordance with Title 22, Section 64463.4 of the CCR, by no later than  
October 17, 2014, the Company shall provide public notification for the lead  
and copper monitoring and reporting violations that occurred during 2013:



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a. By mail or hand delivery of the notice contained in Attachment A to each person served by the Company.

And

b. By publication of the notice contained in Attachment A in a local newspaper or by posting Attachment A in a conspicuous public place served by the Company or on the internet.

Any proposed changes to the language or format of the public notice contained in Attachment A shall be approved by the Division.

4. Within 10 days of providing public notification, send this office a copy of your notification, a description of the methods used, and a signed statement that indicates the date the notification was provided by the District. Completing and returning the attached "CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION" form fulfills this requirement.

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

Michael J. McNamara, P.E., District Engineer  
State Water Resources Control Board  
Division of Drinking Water  
364 Knollcrest Drive, Suite 101  
Redding, CA 96002

1 Nothing in this Citation relieves the Company of its obligation to meet the  
2 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California  
3 SDWA), or any regulation, permit, standard or order issued or adopted thereunder.

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

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**FURTHER ENFORCEMENT ACTION**

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

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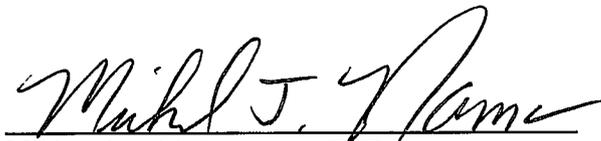
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**PARTIES BOUND**

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

**SEVERABILITY**

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

  
Michael J. McNamara, P.E.  
Lassen District Engineer  
Drinking Water Field Operations Branch

9/18/2014  
Date



Attachments:

- 'A' Public Notification Template
- 'B' Certification of Completion

Appendix:

- Applicable Authorities

Certified Mail No. 7012 3460 0003 1113 0604

## Applicable Authorities

1 **Section 116271 of the CHSC provides in relevant part:**

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3 (k)(2) The deputy director is delegated the State Water Resources Control Board's  
4 authority to provide notice, approve notice content, approve emergency notification  
5 plans, and take other action pursuant to Article 5 (commencing with Section 116450),  
6 to issue, renew, reissue, revise, amend, or deny any public water system permits  
7 pursuant to Article 7 (commencing with Section 116525), to suspend or revoke any  
8 public water system permit pursuant to Article 8 (commencing with Section 116625)  
9 and to issue citations, assess penalties, or issue orders pursuant to Article 9  
10 (commencing with Section 116650).

11  
12 **Section 116655 of the CHSC provides in relevant part:**

13  
14 (a) Whenever the department determines that any person has violated or is  
15 violating this chapter, or any permit, regulation, or standard issued or adopted  
16 pursuant to this chapter, the director may issue an order doing any of the following:

17 (1) Directing compliance forthwith.

18 (2) Directing compliance in accordance with a time schedule set by the  
19 department.

20 (3) Directing that appropriate preventive action be taken in the case of a  
21 threatened violation.

22 (b) An order issued pursuant to this section may include, but shall not be limited to,  
23 any or all of the following requirements:

## Applicable Authorities

- 1 (1) That the existing plant, works, or system be repaired, altered, or added to.
- 2 (2) That purification or treatment works be installed.
- 3 (3) That the source of the water supply be changed.
- 4 (4) That no additional service connection be made to the system.
- 5 (5) That the water supply, the plant, or the system be monitored.
- 6 (6) That a report on the condition and operation of the plant, works, system, or
- 7 water supply be submitted to the department.

8

9 **Title 22, Section 64675 of the CCR provides:**

10

11 (a) During each period, each system shall conduct standard tap sampling by  
12 collecting one sample from the number of sites based on the number of people served  
13 specified in table 64675-A under Standard Tap Sampling.

14 (b) During each period, each system conducting reduced tap sampling shall collect  
15 at least one sample from the number of sites based on the number of people served  
16 specified in table 64675-A under Reduced Tap Sampling, as follows:

17 (1) The sites shall be representative of the sites required for standard tap  
18 sampling.

19 (2) The samples shall be collected during the months of June, July, August, or  
20 September, unless the Department approves an alternate set of four months based on  
21 a review of the system's operations and lead and copper data, in which case the  
22 system shall initiate sampling during the alternate set of four months when directed in  
23 writing to do so by the Department, as follows:

## Applicable Authorities

(A) No later than 21 months after the previous period, if sampling annually,

or

(B) No later than 45 months after the previous period, if sampling triennially.

**Table 64675-A**

### Lead and Copper Tap Sampling Sites

<u>System Size</u>	<u>Standard Tap Sampling</u>	<u>Reduced Tap Sampling</u>
	(Minimum Number of Sites)	
>100,000	100	50
10,001 to 100,000	60	30
3,301 to 10,000	40	20
501 to 3,300	20	10
101 to 500	10	5
<101	5	5

(c) Sample sites shall be selected pursuant to section 64676 (Sample Site Selection).

#### **Title 22, Section 64675.5 of the CCR provides:**

(a) A system shall conduct standard tap sampling for two consecutive periods; thereafter, tap sampling frequency may be reduced pursuant to section 64675 (General Requirements for Tap Sampling for Lead and Copper) as follows:

## Applicable Authorities

1 (1) If a system has 90<sup>th</sup> percentile levels that do not exceed 0.005 mg/L for lead  
2 and 0.65 mg/L for copper for two consecutive periods, it may reduce the sampling to  
3 once every three years at the reduced number of sites;

4 (2) For systems that do not meet the criteria in paragraph (1), after two  
5 consecutive periods with no action level exceedance, the frequency may be reduced  
6 to annually at the reduced number of sites, if the system receives written approval  
7 from the Department based on its review of the system's data. After sampling for three  
8 years (including the initial sampling year) with no action level exceedance, the  
9 frequency may be reduced to once every three years at the reduced number of sites, if  
10 the system receives written approval from the Department.

11 (b) If a system demonstrates for two consecutive periods that the difference  
12 between the 90th percentile tap sampling lead level and the highest source water  
13 monitoring result for each period is less than the reporting level for purposes of  
14 reporting (DLR), pursuant to subsections 64678(a), (b), and (c) or that the source  
15 water lead levels are below the method detection level of 0.001 mg/L and the 90<sup>th</sup>  
16 percentile lead level is equal to or less than the DLR for each period, the system shall  
17 conduct tap sampling once every three years.

18  
19 **Title 22, Section 64677 of the CCR provides:**

20  
21 (a) All tap samples for lead and copper collected pursuant to this chapter, with the  
22 exception of lead service line samples collected under section 64689 (Lead Service

## Applicable Authorities

1 Line Sampling) and samples collected under subsection (d), shall be first-draw  
2 samples, pursuant to subsection (b).

3  
4 (b) A first-draw sample shall be one liter in volume and have stood motionless in  
5 the plumbing system of each site for at least six hours, but not more than twelve.  
6 Samples from residential housing shall be collected from the cold-water kitchen tap or  
7 bathroom sink tap. Samples from a non-residential building shall be collected at an  
8 interior tap from which water is typically drawn for consumption. Samples may be  
9 collected by the system or the system may allow residents to collect tap samples after  
10 instructing the residents of the sampling procedures specified in this section. To avoid  
11 problems of residents handling nitric acid, acidification of samples may be done up to  
12 14 days after collection. After acidification to resolubilize the metals, the sample shall  
13 stand in the original container for the time specified by the method used pursuant to  
14 section 64670(c) before it can be analyzed. If a system allows residents to perform  
15 sampling, the system may not challenge, based on alleged errors in sample collection,  
16 the accuracy of sampling results.

17  
18 (c) A system shall collect each tap sample from the same site from which it  
19 collected a sample during the previous period. If the system cannot gain entry to a  
20 site in order to collect a tap sample, it may collect the tap sample from another site in  
21 its sampling pool as long as the new site meets the same criteria, and is as close as  
22 possible to the original site.

23

## Applicable Authorities

- 1 (d) A system that does not have enough taps to supply first-draw samples may
- 2 apply to the Department in writing to substitute non-first-draw samples. Such systems
- 3 shall collect as many first-draw samples as possible and identify sampling times and
- 4 locations that would likely result in the longest standing time for the remaining sites.

## **IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

*Este informe contiene informacion muy importante sobre su agua potable.  
Traduzcalo o hable con alguien que lo entienda bien.*

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### **Monitoring Requirements Not Met For the Tahoe Cedars Water Company**

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Our water system violated a drinking water standard for lead and copper monitoring. Even though this was not an emergency, as our customers, you have a right to know what happened and what we did to correct this situation.

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. The Tahoe Cedars Water Company (Company) failed to perform the required tap water monitoring for lead and copper in the distribution system during 2013.

#### **What should I do?**

There is nothing you need to do at this time.

#### **What happened? What is being done?**

The Company has performed a total of six rounds of monitoring for lead and copper in the distribution system. The levels of lead and copper in all rounds of monitoring have met drinking water standards. The Company is now required to collect at least one set of ten tap water samples from the distribution system every three years for lead and copper monitoring. The Company was directed to by the State Water Resources Control Board, Division of Drinking Water (Division) to collect a set of ten tap water samples for lead and copper monitoring in the distribution system by June 30, 2013, and the Company failed to perform this required monitoring. The Company will be performing the required lead and copper monitoring during October 2014, as directed by the Division.

Please share this information with all of 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.

For more information, please contact Robert Marr at (530) 525-7555 or PO Box 264 Tahoma, CA 96142

This notice is provided by the Tahoe Cedars Water Company in compliance with the California Domestic Water Quality and Monitoring Regulations as a means of keeping the public informed.

**CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION**

This form, when completed and returned to the State Water Resources Control Board, Division of Drinking Water (364 Knollcrest Drive, Suite 101, Redding, CA 96002), serves as certification that public notification to water users was completed as required by the California Water Quality and Monitoring Regulations. Completing public notification and providing the Division with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

**Public Water System Name** Tahoe Cedars Water Company

**Public Water System No.** 3110013

Public notification for the 2014 lead and copper monitoring and reporting failures was performed by the following method(s) (check and complete those that apply):

The notice was published in the local newspaper on \_\_\_\_\_. A copy of the newspaper notice is attached.

The notice was mailed to users on \_\_\_\_\_. A copy of the notice is attached.

The notice was hand delivered to water customers on \_\_\_\_\_. A copy of the notice is attached.

The attached notice was posted in the following conspicuous places:

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

For this method, provide the date (or dates) that the notice was posted \_\_\_\_\_.

I hereby certify that the above information is factual.

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date