



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

January 22, 2015

Richard Wismer, Manager
Mt. Baldy Homeowners Association
P.O. Box 611
Mt. Baldy, CA 91759

Dear Mr. Wismer:

CITATION NO. 05-13-15C-002
MT. BALDY HOMEOWNERS ASSOCIATION (SYSTEM NO. 3610033)

The Division of Drinking Water (Division) has hereby issued a citation to the Mt. Baldy Homeowners Association (Association) for the following violation:

Failure to comply with Lead and Copper Rule monitoring requirements per Title 22, California Code of Regulations (CCR), Section 64675.5. Specifically, the Association did not collect any samples in the three-year round of lead and copper tap sampling due by September 30, 2014.

If you have any questions regarding this letter, please contact Andrés Aguirre at (909) 383-4308 or by e-mail at andres.aguirre@waterboards.ca.gov.

Sincerely,

A handwritten signature in blue ink that reads "Sean F. McCarthy".

Sean F. McCarthy, P.E.
District Engineer
San Bernardino District
Southern California Field Operations Branch

Enclosure

ENCLOSURE

CITATION NO. 05-13-15C-002

1 1. Failure to comply with Lead and Copper Rule monitoring requirements per Title 22,
2 California Code of Regulations (CCR), Section 64675.5. Specifically, the Association did
3 not collect any samples in the three-year round of lead and copper tap sampling due by
4 September 30, 2014.

5

6 The Association is hereby directed to take the following actions:

7

8 1. By September 30, 2015, complete lead and copper monitoring at five (5) sampling sites.
9 The samples shall be collected during the months of June, July, August, or September
10 pursuant to Title 22, CCR, Section 64675 (b).

11

12 2. By October 10, 2015, submit the lead and copper results to the Division by completing
13 Form 141A (Attachment No. 1).

14

15 3. The Association shall continue three-year monitoring from five (5) locations, after the
16 round in 2015 is completed, provided 90th percentile levels of lead and copper are in
17 compliance with lead and copper action levels.

18

19 4. The Association shall notify the consumers served by the water system through Tier 3
20 Public Notification of the lead and copper monitoring violation pursuant to Title 22, CCR,
21 Section 64463.7(d). The notification shall be provided in accordance with the following:

22

a) Given by July 1, 2015 in the annual consumer confidence report.

23

b) Posted in conspicuous public places served by the water system.

24

c) The content of the notice including the mandatory language shall be approved by the
25 Division prior to issuance.

25

26

d) Within 10 days following the issuance, submit a copy of the notification including
27 certification of its publication, to the Division (Attachment No. 2).

27

1 A template of the notice using the required content and language (in italics) may be found online
2 at the following address under 'Tier 3 Notice:'

3 http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/Notices.shtml
4

5 All submittals required by this citation shall be sent to:

6 Sean F. McCarthy, P.E.
7 District Engineer
8 State Water Resources Control Board
9 Division of Drinking Water
10 464 W. 4th Street, Suite 437
11 San Bernardino, CA 92401
12

13 Section 116650 (d) and (e) of the Health and Safety Code allow for the assessment of a civil
14 penalty for failure to comply with requirements of the Safe Drinking Water Act. Failure to comply
15 with any provision in this citation will result in the Division imposing an administrative penalty of
16 up to \$200.00 (two hundred dollars) per day as of the date of violation of any provision of this
17 citation.
18
19

20 January 22, 2015
21 Date

21 Sean F. McCarthy
Sean F. McCarthy, P.E.
22 District Engineer
23 San Bernardino District
24 Southern California Field Operations Branch
25

26 Attachments (2)
27

Attachment No. 1

Form 141A

Note: The LCRMR no longer require you to complete the certification of sampling sites, or certification of collection methods. A modified version of Form 141-A is provided below. This revised form deletes those certifications that are no longer required under the LCRMR. Please check with your State before using the amended Form 141-A.

Amended Form 141-A

Page 1 of 2

| SAMPLE SITE IDENTIFICATION AND CERTIFICATION | |
|---|---|
| System's Name: _____ | System Type: <input type="checkbox"/> CWS <input type="checkbox"/> NTNCWS |
| Address: _____ _____ _____ | Number of People Served: <input type="checkbox"/> >100,000 <input type="checkbox"/> 501 to 3,300 <input type="checkbox"/> 10,001 to 100,000 <input type="checkbox"/> 101 to 500 <input type="checkbox"/> 3,301 to 10,000 <input type="checkbox"/> ≤100 |
| System ID #: _____ | |
| Contact Person: _____ | Telephone number: _____ |
| RESULTS OF MONITORING | |
| THE RESULTS OF LEAD AND COPPER TAP WATER SAMPLES MUST BE ATTACHED TO THIS DOCUMENT | |
| # of samples required _____ 90th Percentile Pb _____ | # of samples _____ 90th Percentile Cu _____ |
| <i>Note: If the State has informed you that it will calculate your 90th percentile levels, you do not need to submit the 90th percentile calculations. However, you must still provide your sample results to the State by the deadline that they have specified.</i> | |
| THE RESULTS OF WATER QUALITY PARAMETER SAMPLES MUST BE ATTACHED TO THIS DOCUMENT | |
| # of WQP tap samples required _____ # of entry point samples required _____ | # of WQP tap samples submitted _____ # of entry point samples submitted _____ |

| SAMPLE SITE IDENTIFICATION AND CERTIFICATION | | |
|--|------------|------------|
| CHANGE IN SAMPLING SITES | | |
| Original site address: _____ | | |
| _____ | | |
| _____ | | |
| New site address: _____ | | |
| _____ | | |
| _____ | | |
| Distance between sites (approximately): _____ | | |
| Targeting Criteria: | NEW: _____ | OLD: _____ |
| Reason for change (attach additional pages if necessary) _____ | | |
| _____ | | |
| _____ | | |
| _____ | | |
| _____ | | |
| SIGNATURE | | |
| _____ | | |
| PRINTED NAME | TITLE | DATE |

Attachment No. 2

Proof of Notification Form

Drinking Water Notification to Consumers

PROOF OF NOTIFICATION

Name of Water System: _____

Please explain what caused the problem if you have determined what it was and what steps you have taken to correct it. _____

Consumers Notified _____ Yes _____ No

If not, Explain: _____

Date of Notification: _____

On the date of notification set forth above, I served the above referenced document(s) on the consumers by:

_____ Sending a copy through the U.S. Mail, first class, postage prepaid, addressed to each of the resident(s) at the place where the property is situated, pursuant to the California Civil Code. Attach copy of Notice.

_____ Newspaper (if the problem has been corrected). Attach a copy of Notice.

_____ Personally hand-delivering a copy to each of the consumers. Attach a copy of Notice.

_____ Posted on a public bulletin board, that will be seen by each of the consumers (for small, non-community water systems with prior Division approval). Attach copy of Notice.

_____ Other: _____

I hereby declare the forgoing to be true and correct under penalty of perjury.

Dated: _____

Signature of Person Serving Notice

****Notice:** Complete this Proof of Notification and return it **along with a copy of the notification** to the Division within **10 days** of receipt of giving public notice.

Disclosure: Be advised that the California Health and Safety Code states that any person who knowingly makes a 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 each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by fine of not more than twenty-five thousand dollars (\$25,000) for each day of violation, or be imprisoned in county jail not to exceed one year or by both the fine and imprisonment.