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## State Water Resources Control Board

Division of Drinking Water

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

**Nacimiento Water Company**  
2890 Saddle Way  
Bradley, CA 93426

**Attention: Tim Bean**  
**General Manager**

### CITATION FOR TOTAL TRIHALOMETHANES AND HALOACETIC ACIDS MAXIMUM CONTAMINANT LEVEL EXCEEDANCE

**WATER SYSTEM NO.:** 4010027  
**CITATION NO.:** 04\_06\_16C\_017

Section 116650 of Chapter 4, Part 12, Division 104 of the California Health and Safety Code (H&S Code), authorizes the issuance of a notice of violation for failure to comply with the requirements of the California Safety Drinking Water Act, or any regulation, standard, permit or order issued hereunder.

#### **VIOLATION**

The State Water Resources Control Board, Division of Drinking Water (hereinafter DDW) hereby issues a Notice of Violation to Nacimiento Water Company (hereinafter NWC) for the following violations:

#### **1. Total Trihalomethanes And Haloacetic Acids Maximum Contaminant Level Exceedance**

Title 22, California Code of Regulations (CCR), Section 64533: Specifically, NWC has failed the total trihalomethanes (TTHM) and haloacetic acids (HAA5) maximum contaminant levels (MCL) of 80 µg/L and 60 µg/L respectively, based on the locational running annual average (LRAA) of the previous four quarters of sampling in the drinking water analyzed from the *Lakeview & Shoreline* sample site. The monitoring results for the previous four quarters are summarized below.

Sample Location	Chemical Constituent	Sampling Date				OEL	LRAA
		9/15/2015	12/14/2015	3/29/2016	6/13/2016		
Lakeview & Shoreline	TTHM (µg/L)	120	103	68	59	72	88
	HAA5 (µg/L)	82	101	35	25	47	61

Based on the previous four quarters of monitoring, the total trihalomethanes LRAA is 88 µg/L and the haloacetic acids LRAA is 61 µg/L. NWC was previously out of compliance with the TTHM MCL at the *Lakeview & Shoreline* sampling location for the first quarter (January to March) of 2016.

## 2. Failure To Conduct An Operational Evaluation For The First Quarter of 2016

Title 22, California Code of Regulations (CCR), Section 64534: Specifically, NWC failed to conduct an operational evaluation for the TTHM and HAA5 Operational Evaluation Level (OEL) exceedance for the first quarter of 2016. NWC did not conduct an operational evaluation or submitted a Disinfection Byproduct (DBP) OEL Plan to DDW for the TTHM and HAA5 OEL exceedance for the first quarter of 2016 where the TTHM OEL was 84 µg/L and the HAA5 OEL was 63 µg/L. NWC also previously failed to submit a DBP OEL Plan to DDW for the fourth quarter (October to December) of 2015 when the TTHM OEL was 93 µg/L and the HAA5 OEL was 66 µg/L.

According to Section 116650 of the Health and Safety Code, the above is classified as a non-continuing violation.

## BACKGROUND

The Nacimiento Water Company water system is privately owned and serves the residents of Oak Shores and other recreational facilities within its service area. NWC provides potable water to a year-round population of 1,809 people through 639 service connections. Many of NWC's customers have weekend homes and account for a large seasonal variation in population. NWC's source of water comes from Lake Nacimiento via three wells (1 active, 2 standbys). The water received from the wells is pumped up the hill to NWC's surface water treatment plant. The treatment processes include coagulation, up-flow clarification, pressure filtration, ozone contact, media filtration, and chlorination. The treated water complies with the Surface Water Treatment Rule.

## DIRECTIVES

Nacimiento Water Company is hereby directed to take the following actions:

1. NWC shall distribute an approved public notification regarding the exceedance of the total trihalomethanes and haloacetic acids MCLs to all customers served by NWC using appropriate Tier 2 required health effects languages and a description of the incident within 30 days of being notified of the exceedance. The notice must also be posted in the local paper or posted in a conspicuous public place or the internet. The format of the notice must be approved by DDW. NWC is also required to submit a certification of public notice to DDW's Santa Barbara District Office within 30 days of its completion.
2. NWC shall distribute an appropriate Tier 3 public notification to its customers within 1 year of the monitoring and reporting violation which occurred when NWC failed to submit a DBP OEL Plan to DDW for the first quarter of 2016.
3. A copy of the completed Tier 2 and Tier 3 Notice and Proof of Notification form shall be submitted to:

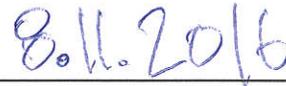
Jeff Densmore, P.E., District Engineer  
State Water Resources Control Board  
Division of Drinking Water, Santa Barbara District  
1180 Eugenia Place, Suite 200  
Carpinteria, CA 93013-2000

**CIVIL PENALTIES**

Sections 116650 (d) and (e) of the H&S Code allow for the assessment of a civil penalty for failure to comply with the requirements of Chapter 4. Failure to comply with any provision of this citation will result in DDW imposing an administrative penalty not to exceed \$1,000 (one thousand dollars) per day as of the date of violation of any provision of this citation. If you have any questions regarding this citation, please contact our office at (805) 566-1326.



\_\_\_\_\_  
Jeff Densmore, P.E., District Engineer  
Santa Barbara District  
SWRCB-DDW



\_\_\_\_\_  
Date:

cc: San Luis Obispo County Environmental Health Services



**PROOF OF NOTIFICATION**

Name of Water System: Nacimiento Water Company 4010027

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.

       Newspaper (if the problem has been corrected).

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

       Posted on a public bulletin board that will be seen by each of the consumers (for small water non-community water systems with permission from the Division).

\_\_\_\_\_

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

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

\_\_\_\_\_  
Signature of Person Serving Notice

**Drinking Water Notification to Consumers**

**\*\*Notice:** Complete this Proof of Notification and return it along with a copy of the notification to the Division within **30 Days** of receiving your notification order.

Disclosure: Be advised that the California Health and Safety Code states 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 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 a fine of not more than \$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.