



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

April 15, 2016

Mr. B.J. Burns
Bianchi Flowers, Inc.
243 Butano Cutoff
Pescadero, CA 94060

Dear Mr. Burns:

CITATION NO. 02-17-16C-015
MAXIMUM CONTAMINANT LEVEL – TOTAL COLIFORM BACTERIA
Bianchi Flowers, Inc., Water System No. 4100583

Enclosed is a citation issued to the Bianchi Flowers, Inc. for failure to comply with Section 64426.1 (b) (2), Chapter 15, Title 22 of the California Code of Regulations. Specifically, Bianchi Flowers failed to comply with the maximum contaminant level for total coliform with four samples collected in April 2016 total coliform positive, E.coli negative.

If you have any questions regarding this citation, please contact Ms. Van Tsang at (510) 620-3602.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Lacy".

Eric Lacy, P.E.
District Engineer
Santa Clara District
Drinking Water Field Operations Branch
Division of Drinking Water

cc: San Mateo County Environmental Health

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STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Bianchi Flowers, Inc.
243 Butano Cutoff
Pescadero, CA 94060

Attn: Mr. B.J. Burns
Owner

CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,
TITLE 22, SECTION 64426.1 (b) (2)
WATER SYSTEM NO. 4100583
CITATION NO. 02-17-16C-015
Issued on April 15, 2016

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.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Bianchi Flowers, Inc. (hereinafter, "Bianchi" or "Water System") (243 Butano Cutoff,

1 Pescadero, CA 94060) for violating California Code of Regulations, Title 22, Section
2 64426.1 (b) (2).

3
4 **APPLICABLE AUTHORITIES**

5
6 **Section 116650 of California Health and Safety Code provides:**

7
8 (a) If the Division determines that a public water system is in violation of
9 this chapter or any regulation, permit, standard, citation, or order issued or adopted
10 thereunder, the Division may issue a citation to the public water system. The citation
11 shall be served upon the public water system personally or by certified mail. Service
12 shall be deemed effective as of the date of personal service or the date of receipt of
13 the certified mail. If a person to whom a citation is directed refuses to accept delivery
14 of the certified mail, the date of service shall be deemed to be the date of mailing.

15 (b) Each citation shall be in writing and shall describe the nature of the
16 violation or violations, including a reference to the statutory provision, standard, order,
17 citation, permit, or regulation alleged to have been violated.

18 (c) A citation may specify a date for elimination or correction of the
19 condition constituting the violation.

20 (d) A citation may include the assessment of a penalty as specified in
21 subdivision (e).

22 (e) The Division may assess a penalty in an amount not to exceed one
23 thousand dollars (\$1,000) per day for each day that a violation occurred, and for
24 each day that a violation continues to occur. A separate penalty may be assessed for
25 each violation.

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1 **California Code of Regulations, Title 22, Section 64426.1, subsection (b) (2)**
2 **provides in relevant part:**

3
4 (b) (2) A public water system which collects fewer than 40 samples per month
5 is in violation of the total coliform maximum contaminant level if more than one
6 sample collected during any month is total coliform positive.

7
8 **STATEMENT OF FACTS**

9
10 Bianchi Flowers, Inc. is a community water system that provides domestic water
11 service to 11 service connections with an approximate population of 45 year-long
12 employees and their families and approximately 10 employees who are onsite at least
13 six months out of the year but less than 12 months. All of the potable water supply is
14 provided by one groundwater supply well, Well 02 (Primary Station Code 4100583-
15 002). The water system also consists of a sodium hypochlorite disinfection system,
16 25,000 gallon redwood tank for domestic use and a 5,000 gallon polyethylene storage
17 tank and two 10,000 gallon polyethylene storage tanks for fire protection. The
18 distribution system consists of two pressure zones. The majority of the water mains
19 are 1-½ inch PVC except for a four inch water main that serves a warehouse.

20
21 CCR, Title 22, Section 64423 (a) (1) specifies that community water systems shall
22 collect routine bacteriological samples at sample sites that are representative of water
23 throughout the distribution system including all pressure zones, and areas supplied by
24 each water source and distribution reservoir. The minimum number of samples shall
25 be based on the known population served or the total number of service connections,
26 whichever results in the greater number of samples, as shown in Table 64423-A.

27



1 According to Table 64423-A and the Water System's Bacteriological Sample Siting
2 Plan, the Water System is required to collect a minimum of one (1) routine
3 bacteriological sample per month. If the routine sample is total coliform positive, the
4 Water System shall collect a repeat sample set of at least four samples within 24
5 hours of being notified of the positive result. If a public water system for which fewer
6 than five routine samples per month are collected has one or more coliform positive
7 samples, the water supplier shall collect at least five routine samples the following
8 month.

9
10 Bianchi Flowers collected five routine bacteriological samples on April 5, 2016
11 because more than one sample collected during March 2016 were total coliform
12 positive. Bacteriological samples were also collected from Well 02 and the 25,000
13 gallon storage tank on April 5, 2016. Four of the five routine samples were total
14 coliform positive, E.coli negative. The Water System was notified by the contracted
15 laboratory of the positive results on April 6, 2016. Upon investigation of the positive
16 results, Bianchi Flowers discovered a large opening in the roof the 25,000 gallon
17 redwood tank, sections of the distribution system water mains were removed or
18 replaced without proper disinfection and that the chlorination system was not
19 functioning appropriately. Bianchi Flowers immediately repaired the tank roof,
20 replaced the chlorination system, increased the sodium hypochlorite dosage and
21 flushed the entire distribution system. Seven repeat samples were collected on April
22 7, 2016. All results were negative for total coliform and E.coli.

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DETERMINATION

The Division has determined that Bianchi Flowers, Inc. failed to comply with the California Code of Regulations, Title 22, Section 64426.1 (b) (2). Specifically, Bianchi failed to comply with the maximum contaminant level for total coliform with four samples collected in March that were total coliform positive, E.coli negative.

DIRECTIVES

Bianchi Flowers, Inc. is hereby directed to take the following actions:

1. Forthwith, Bianchi shall cease and desist from failing to comply with the California Code of Regulations, Title 22, Section 64426.1 (b) (2).
2. Within 30 days of receipt of this Citation, Bianchi shall produce and provide to the Division a Corrective Action Plan (CAP). The CAP shall include an evaluation of the cause(s) of the bacteriological contamination and the preventative measures to be taken to reduce the possibility of bacteriological contamination in the future.
3. Within 30 days of receipt of this Citation, Bianchi shall conduct public notification for the total coliform maximum contaminant level violation in conformance with CCR, Title 22, Chapter 15, Section 64463.4. The notification shall be completed in accordance with the following methods:
 - a. Mail or direct delivery to all staff and residents served by the water system.

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b. Posting in conspicuous locations throughout the area served by the water system. The notices shall be posted for a minimum of seven calendar days.

4. Within 30 days of receipt of this Citation, Bianchi shall provide to the Division certification of public notification using the enclosed form (Attachment No. 1). A copy of the notice shall be attached to the certification form.

5. Within 10 days of receipt of this Citation, Bianchi shall agree in writing to comply with all directives of this Citation.

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

Nothing in this Citation relieves Bianchi of its obligation to meet the requirements of the California Safe Drinking Water Act, or of any regulation, permit, standard, or order issued or adopted thereunder.

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

Eric Lacy, P.E.
District Engineer
State Water Resources Control Board
Division of Drinking Water
850 Marina Bay Parkway
Building P, 2nd Floor
Richmond, CA 94804

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PARTIES BOUND

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

SEVERABILITY

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

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FURTHER ENFORCEMENT ACTION

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

April 15, 2016

Date



Eric Lacy, P.E.
District Engineer
Division of Drinking Water
State Water Resources Control Board

Attachment 1: Proof of Notification

cc: San Mateo County Environmental Health

certified mail # 7014 3490 0001 7031 2073

ATTACHMENT 1

PROOF OF COMPLIANCE
Citation Number 02-17-16C-015
Bianchi Flowers, Inc.
System Number: 4100583

As required by Section 116450 of the California Health and Safety Code, I notified the users of the water supplied by the Bianchi Flowers, Inc., of the bacteriological monitoring and maximum contaminant level violations of Section 64426.1 (b)(2), Chapter 15, Title 22, California Code of Regulations, respectively, for the compliance period of April 2016.

I complied with the directives of this citation as indicated below:

Required Action

Date Completed

1. Public notification

a. Mail or direct delivery

b. Posting in conspicuous places

Signature of Water System Representative

Date

THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT. A COPY OF THE DELIVERED OR MAILED NOTICE MUST BE ATTACHED TO THIS FORM

Disclosure: Be advised that Section 116725 and 116730 of 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 citation 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.