



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

March 18, 2015

System No. 4600017

Certified Mail
No. 7012 3460 0003 1113 1120

Larry Ostrom, Manager
R.R. Lewis Small Water Company
4500 E. Fremont Street
Stockton, CA 95215

TRANSMITTAL OF CITATION NO. 01-02-15C-003

Dear Mr. Ostrom,

The State Water Resources Control Board (Water Board), Division of Drinking Water, has issued the R.R. Lewis Small Water Company a citation, which is attached.

If you have any questions regarding this matter, please call staff engineer Steve Watson at (530) 224-4828 or me at (530) 224-4800.

Sincerely,

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

cc: Bruce Burton, Assistant Deputy Director
Northern California Drinking Water Field Operations
Richard L. Hinrichs, Chief, Northern California Section
Rami Kahlon, California Public Utilities Commission

Enclosure: Citation No. 01-02-15C-003

sww \ 4600017 RR Lewis \ File: Enforcement

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

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STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

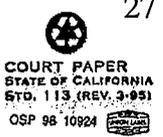
TO: R.R. Lewis Small Water Company
4500 E. Fremont Street
Stockton, CA 95215

Attn: Larry Ostrom, Manager

CITATION FOR VIOLATION OF
DIRECTIVE 4 IN AMENDMENT NO. 1 TO CITATION NO. 01-02-14C-006
WATER SYSTEM NO. 4600017
CITATION NO. 01-02-15C-003
Issued on March 18, 2015

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 R.R. Lewis Small Water Company (hereinafter, Company) (4500 E. Fremont Street, Stockton, CA 95215) for violation of Directive 4 in Amendment No. 1 to Citation No. 01-02-14C-006.



APPLICABLE AUTHORITIES**Section 116650 of California Health and Safety Code provides:**

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

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

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

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

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

Directive 4 of the Amendment No. 1 to Citation 01-02-14C-006 provided:

4. By no later than February 28, 2015, the Company shall submit to the Division a Bacteriological Sample Siting Plan in accordance with Section 64422, Title 22, of the CCR. The Bacteriological Sample Siting Plan requirement shall be met by accurately completing and submitting Attachment 'C' in accordance with the instructions contained in Attachment 'C'. All bacteriological samples must be collected



1 in accordance with the Bacteriological Sample Siting Plan once it has been approved by
2 the Division.

3 4 STATEMENT OF FACTS

5 The Company operates a community water system which serves a population of
6 approximately 225 people through 119 service connections. The water system includes
7 two gravity springs, known as Anderson Spring and Wixson Spring, six distribution
8 reservoirs, four pressure zones, and a sodium hypochlorite disinfection system for the
9 water produced from Anderson Spring. The Company operates under a Water Supply
10 Permit No. 01-02-93(P)46023, issued on December 31, 1993.

11
12 As of the date of this Citation the Division has not received a Bacteriological Sample
13 Siting Plan in accordance with Directive 4 of Amendment No. 1 to Citation
14 No. 01-02-14C-006 issued to the Company on January 29, 2015.

15 16 DETERMINATIONS

17 The Division has determined that the Company continues to be in violation of Directive
18 4 of Amendment No. 1 to Citation 01-02-14C-006.

19 20 ADMINISTRATIVE PENALTY

21 Sections 116650(d) and 116650(e) of the California Health and Safety Code allow for
22 the assessment of a penalty for failure to comply with requirements of the California
23 SDWA.

24
25 For failure to comply with Directive 4 of Amendment No. 1 to Citation 01-02-14C-006
26 the Division hereby assesses R.R. Lewis Small Water Company a penalty in the
27 amount of \$1,000.00. Directions for paying this penalty are included in Directive No. 2

1 of this Citation. Continued failure to comply with Directive 4 of Amendment No. 1 to
2 Citation 01-02-14C-006 may result in additional enforcement actions against the
3 Company by the Board which may also include penalties.

4
5 **DIRECTIVES**

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

- 7
- 8 1. Comply with Directive No. 4 of Amendment No. 1 to Citation 01-02-14C-006.
 - 9
 - 10 2. Submit to the Division by **March 31, 2015**, a check for the penalty of \$1,000.00
11 imposed by this Citation. The citation number shall be written on the check. The
12 check shall be made payable to the **California Division of Drinking Water –**
13 **Safe Drinking Water Account** and mailed to the Board along with
14 Attachment 'A' entitled "Notice of Citation Issuance."
 - 15
 - 16 3. Complete and return Attachment 'B' entitled "Compliance Certification" by
17 **April 10, 2015.**
 - 18

19 All documents required by this Citation shall be submitted to the Board at the following
20 address:

21
22 Michael J. McNamara, P. E.
23 Lassen District Engineer
24 Division of Drinking Water
25 State Water Resources Control Board
26 364 Knollcrest Drive, Suite 101
27 Redding, CA 96002

28
29

1 As used in this Citation, the date of issuance shall be the date of this Citation; and the
2 date of service shall be the date of service of this Citation, personal or by certified mail,
3 on the Water System.

4
5 Nothing in this Citation relieves the Company of its obligation to meet the requirements
6 of the California SDWA or any regulation, permit, standard or order issued or adopted
7 thereunder. The Division reserves the right to make such modifications to this Citation,
8 as it may deem necessary to protect public health and safety. Such modifications may
9 be issued as amendments to this Citation and shall be effective upon issuance.

10 11 **FURTHER ENFORCEMENT ACTION**

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

23 24 **PARTIES BOUND**

25
26 This Citation shall apply to and be binding upon the Company, its officers, directors,
27 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.

3/18/2005

Richard L. Hinrichs

Date

Richard L. Hinrichs, P.E., Chief

Northern California Section

Division of Drinking Water

State Water Resources Control Board

Attachments:

'A' Notice of Citation Issuance

'B' Compliance Certification



CERTIFIED MAIL 7012 3460 0003 1113 1120

cc: Bruce Burton, Assistant Deputy Director,

-Northern California Drinking Water Field Operations

Richard L. Hinrichs, Chief, Northern California Section

Rami Kahlon, California Public Utilities Commission

STATE OF CALIFORNIA
Division of Drinking Water
State Water Resources Control Board

Notice of Citation Issuance

System Name: R.R. Lewis Small Water Company

System Number: 4600017

Background Statement

During the month of March 2015, the Division of Drinking Water issued Citation Number 01-02-15C-003 to the R.R. Lewis Small Water Company. The citation carried an administrative penalty in the amount of \$1,000.00

Method of Payment

A check for the total amount of the administrative penalty and a copy of this form shall be submitted to the Division by **March 31, 2015**. The citation number shall be written on the check. The check shall be made payable to the California Division of Drinking Water Safe Drinking Water Account and submitted to:

SWRCB Accounting Office
Attn: Drinking Water Program
PO Box 1888
Sacramento, CA 95812-1888

Please attach check below:

COMPLIANCE CERTIFICATION

Citation Number: **01-02-15C-003**

Name of Water System: **R.R. Lewis Small Water Company**

System Number: **4600017**

As required by Section 116450 of the California Health and Safety Code, I certify that the R.R. Lewis Small Water Company complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Payment of \$1,000.00 Administrative Penalty to the Division of Drinking Water in Sacramento, as required by Directive 2	_____
_____	_____
Signature of Water System Representative	Date

Attach a copy of the check for payment of the administrative penalty.

THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT NO LATER THAN April 10, 2015.

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 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.

Water Board
of Drinking Water
colcrest Dr. #101
ing, CA 96002

7012 3460 0003 1113 1120
7012 3460 0003 1113 1120

UNITED STATES POSTAGE
02 1P
\$ 007.400
RITNEY BOWES
0901761077 MAR 18 2015
MAILED FROM ZIP CODE 96002

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 1.40	Postmark Here
Certified Fee	\$ 3.30	
Return Receipt Fee (Endorsement Required)	\$ 2.70	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 7.40	

Sent To R.R. Lewis Small Water Company
 Street, Apt. No., or PO Box No. 4500 E. Fremont St.
 City, State, ZIP+4 Stockton CA 95215

PS Form 3800, August 2006 See Reverse for Instructions

R.R. Lewis Small Water Company
4500 E. Fremont Street
Stockton, CA 95215

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:

R.R. Lewis Small Water Company
4500 E. Fremont Street
Stockton, CA 95215

2. Article Number
(Transfer from service label)
7012 3460 0003 1113 1120

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Domestic Return Receipt 102595-02-M-1540