



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

May 5, 2016

System No. 4800561

Ms. Nicky Suard
Owner
Snug Harbor Resort, LLC
1155 Trancas Street
Napa, CA 94558

CITATION NO: 02_04_16C_008
TOTAL COLIFORM Maximum Contaminant Level (MCL)
FOR MARCH 2016

Dear Ms. Suard:

Enclosed is a Citation issued to the Snug Harbor Resort LLC, (Snug Harbor) public water system.

Snug Harbor water system will be billed at the State Water Resources Control Board (State Board) hourly rate (currently estimated at \$158 per hour) for the time spent on issuing this Citation. California Health and Safety Code, Section 116577, provides that a public water system must reimburse the State Board for actual costs incurred by the State Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Board has spent approximately three hours on enforcement activities associated with this violation.

If you have any questions regarding this matter, please contact Pamela Evans at (510) 620-3457 or by email to Pamela.evans@waterboards.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Cajina".

Stefan Cajina, P.E. Chief
North Coastal Section
State Water Resources Control Board
Division of Drinking Water

Enclosure: Citation No. 02_04_16C_008
Compliance Certification

cc: Solano County Environmental Health Department

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STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Snug Harbor Resorts, LLC
1155 Trancas Street
Napa, CA 94558

ATTN: Nicky Suard, Owner

CITATION FOR VIOLATION OF TITLE 22, CALIFORNIA CODE OF REGULATIONS (CCR), SECTION 64426.1 FOR THE MONTH OF MARCH 2016

WATER SYSTEM NO: 4800561
CITATION NO: 02_04_16C_008
ISSUE DATE: May 4, 2016

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of the California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued thereunder.

The Division of Drinking Water (Division) of the State Water Resources Control Board, (Board) hereby issues a citation, to Snug Harbor for failure to comply with Title 22, California Code of Regulations (CCR) Section 64426.1.

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APPLICABLE AUTHORITIES

Section 116650 of the CHSC states in relevant part:

- (a) If the Division determines that a public water system is in violation of this chapter or any regulation. Permit, standard, citation, or order issued thereunder, the division 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 of 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 Division may assess a penalty in an amount not to exceed one thousand dollars (\$1000) per day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

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Section 64426.1 of the CCR states in relevant part:

(b) a public water system is in violation of the total coliform MCL when any of the following occurs:

(2) For a public water system which collects fewer than 40 samples per month, more than one sample collected during any month is total coliform-positive;....

STATEMENT OF FACTS

Snug Harbor is a nontransient-noncommunity water system serving a population of approximately 300 through 116 service connections. Snug Harbor is located, 4.8 miles northeast of the City of Rio Vista. The resort is located on Ryer Island, and is surrounded by Steamboat Slough – a tributary of the Sacramento River. Snug Harbor water system operates under a domestic water supply permit. The source of supply is groundwater obtained from Well 01 DW1-R, and Well 02.

On March 17, 2016, one routine bacteriological sample was collected, and was total coliform-positive and *E. coli* negative. On March 22, 2016, five repeat samples were collected and three samples were total coliform-positive. On March 31, 2016, Snug Harbor collected five more repeat samples, including samples from both wells, Well 01 DW1-R and Well 02, and two samples were total coliform-positive. All samples were *E. coli* negative.

DETERMINATION

Snug Harbor failed the total coliform Maximum Contaminant Level (MCL) for the month of March 2016, in that more than one sample collected during the month was total coliform-positive.



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DIRECTIVES

Snug Harbor is hereby directed to take the following actions:

1. Comply with the total coliform MCL in all future months.
2. Notify its employees and customers of the total coliform MCL violation, in conformance with Section 64463.4, and Section 64465, Title 22, of the CCR and as follows:
 - a) Complete Attachment A to include the name, address, and telephone number of a representative of Snug Harbor as a source of additional information concerning the public notice. You must also give a written description of the corrective actions taken by the water system to prevent this violation from occurring in the future. You must use the space provided on Attachment A for this written description.
 - b) Post the notice contained in Attachment A, after it has been completed in accordance with (a) above, in conspicuous locations throughout the area served by the water system. Posting must begin no later than May 13, 2016 continue for seven days.
3. Snug Harbor shall complete the attached Compliance Certification form and return it to the Division within 10 days of the public notice being given to system customers but in no case later than May 23, 2016. A copy of the notice posted within the water system must be attached to this form.

The Division reserves the right to make such modification 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 effective upon issuance.

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Nothing in this citation relieves Snug Harbor of its obligation to meet the requirements of the California Safe Drinking Water Act or any regulations, standard, permit, or order issued thereunder.

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

Stefan Cajina, P.E., Chief
North Coastal Section
State Water Resources Control Board
Division of Drinking Water
850 Marina Bay Parkway, Bldg. P., 2nd Floor
Richmond, CA 94804

PARTIES BOUND

The citation shall apply to be binding upon Snug Harbor its officers, directors, agents, employees, contractors,, successors, and assignees.

SEVERABILITY

The directives of this citation are severable, and Snug Harbor shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.



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FURTHER ENFORCEMENT ACTION

The California Safe Drinking Water Act authorizes the Board to issue a citation with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California Safe Drinking Water Act or any permit, regulation, or order issued thereunder including, but not limited to, failure to correct a violation identified in citation or compliance order. The California Safe Drinking Water Act also authorizes the Board to take action to suspend or revoke a permit that has been issued to public water system if the system has violated applicable laws 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 or violates an order of the Board. The Board does not waive any further enforcement action by issuance of this citation.

May 4, 2016
Date


Stelian Cajina, P.E. Chief
North Coastal Section
State Water Resources Control Board
Division of Drinking Water

Attachments: Compliance Certification

Certified Mail No: 7014 3490 0001 7031 2127

cc: Solano County Environmental Health



COMPLIANCE CERTIFICATION

Citation Number 02_04_16C_008

Name of Water System: Snug Harbor Resort LLC

System Number: 4800561

Certification

I certify that the users of the water supplied by this water system were notified of the /bacteriological sampling violations of Title 22, California Code of Regulations (CCR) for the month of March 2016.

Required Action

Date Completed

Complete Attachment A, as required in Directive 3
Public Notification – Continuous Posting for 7 days

Signature of Water System Representative

Date

Attach a copy of the notice delivered to customers.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT
NO LATER THAN May 10, 2016**

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.

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable. Tradúzcalo o hable con alguien que lo entienda bien.

Snug Harbor Resort LLC, Failed the Maximum Contaminant Level MCL for the Months of March 2016

Our water system failed the maximum contaminant level (MCL), for coliform bacteria during the month March 2016. Although this is not an emergency, as our customers have a right to know about this violation, what happened, what you should do, and what, we did to correct the situation. Please share this information with other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this notice in a public place or giving out copies by hand or mail.

What happened? We are required to monitor our drinking water for specific contaminants on a regular basis. Results of this routine monitoring are an indicator of whether or not the drinking water meets health standards. We tested for total coliform for the month of March 2016. Snug Harbor failed the total coliform MCL during the months of March 2016.

What does this mean?

Coliforms are bacteria that are naturally present in the environment and are used as an indicator that other, potentially harmful, bacteria may be present. Coliform bacteria are indicators of potential contamination and may originate from human, animal, or soil sources. If the coliform standards are met, the water served can be considered safe from bacteria. If they are not met, drinking the water may not necessarily result in illness, but that possibility exists. Routine sampling and follow up sampling are important to periodically verify the water quality.

What should I do? This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on ways to lessen the risk of infection by microbes are available from EPA' Safe Drinking Water Hotline at (800) 426-4791.

What corrective actions have been taken to prevent this violation from occurring in the future?

This notification of the public is being done in compliance with Section 64463.4, Title 22 of the CCR as a means of keeping the public informed.

Persons wishing more information should contact:

(name)

(address)

(phone number)