

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

Public Water System: Campbell Ranch

Water System №: 4800709

Attention: Mr. Buel Campbell
4975 Rio Dixon Rd
Dixon CA 95620-9692

Issued: September 13, 2016

CITATION FOR NONCOMPLIANCE

Nitrate Monitoring

2015

California Health and Safety Code (CHSC) Section 116650 authorizes the State Water Resources Control Board (State Board) to issue a citation to a public water system when the State Board determines that the public water system has violated or is violating a requirement of the California Safe Drinking Water Act (SDWA) (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270) and any regulation, standard, permit, or order issued or adopted thereunder.

The State Board, acting by and through its Division of Drinking Water (Division) and the deputy director for the Division, issues this citation pursuant to CHSC Section 116650 to

Campbell Ranch for violation of CHSC Section 116555(a)(1) and California Code of Regulations (CCR), Title 22, Section 64432.1.

A copy of the applicable statutes and regulations are included in Attachment 1.

STATEMENT OF FACTS

Campbell Ranch is a transient noncommunity public water system. The sole approved water source is a groundwater well called Well 1. Campbell Ranch must sample Well 1 for nitrate annually (22 CCR §64432.1) and must require the analytical laboratory to report the results electronically (22 CCR §64469). The Division did not receive nitrate sample data for year 2015.

DETERMINATIONS

Campbell Ranch violated 22 CCR Section 64432.1 during 2015 by failing to sample Well 1 for nitrate.

PENALTY

Pursuant to CHSC §116650, the State Board assesses Campbell Ranch the following penalties:

- \$100 for failing to sample for nitrate during 2015.

The State Board assesses Campbell Ranch a penalty in the total amount of **\$100**. Pay this penalty in accordance with the Directive 3 of this citation.

DIRECTIVES

The State Board directs Campbell Ranch to take the following actions:

1. Comply with 22 CCR Section 64432.1 in all future monitoring periods by sampling Well 1 annually for nitrate. **Sample for nitrate by October 31, 2016, and require your lab to report the results electronically to the Division by November 10, 2016.**
2. Notify everyone served by Campbell Ranch of the violations in conformance with 22 CCR §64463.7, and as follows:
 - a) Complete the Tier 3 public notice form in Attachment 2 to include the information required by 22 CCR §64465. Describe in the blank space provided on the attached Tier 3 notice form the actions you are taking to correct the violations.
 - b) Send the completed notice form to the Division for review.
 - c) **Provide the approved notice no later than December 31, 2016. Provide the notice by handing a copy to each employee at the water system and by posting the notice in conspicuous locations where visitors will see the notice.** Keep the notices in place until you sample for nitrate and for at least seven days.
 - d) **Within 10 days of providing public notice, send the Division a certification that you have provided the notice.** Include a copy of the notice. You may complete the form in Attachment 3 as a certification.

3. Submit a check for the penalty of \$100 to the State Board by **October 10, 2016**.

Write the citation number on the check. Make the check payable to the **State Water Resources Control Board**. Mail the check to:

SWRCB Accounting Office

ATTN: Drinking Water Program Fees

PO BOX 1888

SACRAMENTO CA 95812-1888

The State Board 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 are effective upon issuance.

Nothing in this citation relieves Campbell Ranch of its obligation to meet the requirements of the California SDWA or any regulation, standard, permit or order issued or adopted thereunder.

Submit all responses required by this citation to the Division at the following address:

Stefan Cajina, P.E., Chief

SWRCB Division of Drinking Water

850 Marina Bay Parkway, Bldg. P, 2nd Fl.

Richmond CA 94804-6403

PARTIES BOUND

This citation applies to and is binding upon water system, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The directives of this citation are severable, and Campbell Ranch must comply with each and every provision thereof notwithstanding the effectiveness of any provision.

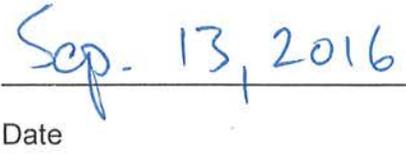
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FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the State Board to: issue a citation with assessment of penalties to a public water system for violation or continued violation of requirements of the California SDWA or any regulation, permit, standard, citation, 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 State Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the State Board, and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the State Board. The State Board does not waive any further enforcement action by issuance of this citation.



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


Date

Attachments (3):

- 1. Applicable Statutes and Regulations
- 2. Notification Template
- 3. Notification Certification Form

Certified Mail No.: 7015 1730 0000 9907 7442

ATTACHMENT 1. APPLICABLE STATUTES AND REGULATIONS FOR
Violations of the Nitrate Monitoring Requirements

California Health and Safety Code

§116555. Operational requirements.

(a) Any person who owns a public water system shall ensure that the system does all of the following:

- (1) Complies with primary and secondary drinking water standards.
- (2) Will not be subject to backflow under normal operating conditions.
- (3) Provides a reliable and adequate supply of pure, wholesome, healthful, and potable water.

(4) Employs or utilizes only water treatment operators or water treatment operators-in-training that have been certified by the department at the appropriate grade.

(5) Complies with the operator certification program established pursuant to Chapter 4 (commencing with Section 106875).

§116577. Enforcement fee.

(a) Each public water system shall reimburse the state board for actual costs incurred by the state board for any of the following enforcement activities related to that water system:

- (1) Preparing, issuing, and monitoring compliance with, an order or a citation.
- (2) Preparing and issuing public notification.
- (3) Conducting a hearing pursuant to Section 116625.

(b) The state board shall submit an invoice for these enforcement costs to the public water system that requires payment prior to September 1 of the fiscal year following the fiscal year in which the costs were incurred. The invoice shall indicate the total hours expended, the reasons for the expenditure, and the hourly cost rate of the state board. The costs set forth in the invoice shall not exceed the total actual costs to the state board of enforcement activities specified in this section.

(c) Notwithstanding the reimbursement of enforcement costs of the local primacy agency pursuant to subdivision (a) of Section 116595 by public water systems under the jurisdiction of the local primacy agency, public water systems shall also reimburse enforcement costs, if any, incurred by the state board pursuant to this section.

(d) "Enforcement costs" as used in this section does not include "litigation costs" pursuant to Section 116585.

(e) The state board shall not be entitled to enforcement costs pursuant to this section if either a court or the state board determines that enforcement activities were in error.

(f) Payment of the invoice shall be made within 90 days of the date of the invoice. Failure to pay the invoice within 90 days shall result in a 10-percent late penalty that shall be paid in addition to the invoiced amount.

(g) The state board may, at its sole discretion, waive payment by a public water system of all or any part of the invoice or penalty.

§116650. Citations.

(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.

California Code of Regulations, Title 22

§64401.73. Tier 3 Public Notice.

“Tier 3 public notice” means a public notice issued in response to the events listed in section 64463.7(a) and in the manner specified in subsections 64463.7(b), and (c) or (d).

§64432.1. Monitoring and Compliance – Nitrate and Nitrite.

(a) To determine compliance with the MCL for nitrate in Table 64431-A, all public water systems using groundwater and transient-noncommunity systems using approved surface water shall monitor annually, and all community and nontransient-noncommunity systems using approved surface water shall monitor quarterly.

(1) The water supplier shall require the laboratory to notify the supplier within 24 hours whenever the level of nitrate in a single sample exceeds the MCL, and shall ensure that a contact person is available to receive such analytical results 24-hours a day. The water supplier shall also require the laboratory to immediately notify the State Board of any acute nitrate MCL exceedance if the laboratory cannot make direct contact with the designated contact person within 24 hours. Within 24 hours of notification, the water supplier shall:

(A) Collect another sample, and

(B) Analyze the new sample; if the average of the two nitrate sample results exceeds the MCL, report the result to the State Board within 24 hours. If the average does not exceed the MCL, inform the State Board of the results within seven days from the receipt of the original analysis.

(C) If a system is unable to resample within 24 hours, it shall notify the consumers by issuing a Tier 1 Public Notice pursuant to section 64463.1 and shall collect and analyze a confirmation sample within two weeks of notification of the results of the first sample.

(2) For public water systems using groundwater, the repeat monitoring frequency shall be quarterly for at least one year following any one sample in which the concentration is greater than or equal to 50 percent of the MCL. After four consecutive quarterly samples are less than the MCL, a system may request that the State Board reduce monitoring frequency to annual sampling.

§64463. General Public Notification Requirements.

(b) Each water system required to give public notice shall submit the notice to the State Board, in English, for approval prior to distribution or posting, unless otherwise directed by the State Board.

§64463.7. Tier 3 Public Notice.

(a) Each water system shall give public notice pursuant to this section if any of the following occurs:

- (1) Monitoring violations;
- (2) Failure to comply with a testing procedure, except where a Tier 1 public notice is required pursuant to section 64463.1 or the State Board determines that a Tier 2 public notice is required pursuant to section 64463.4; or
- (3) Operation under a variance or exemption.

(b) Each water system shall give the public notice within one year after it learns of the violation or begins operating under a variance or exemption.

(1) The water system shall repeat the public notice annually for as long as the violation, variance, exemption, or other occurrence continues.

(2) Posted public notices shall remain in place for as long as the violation, variance, exemption, or other occurrence continues, but in no case less than seven days.

(3) Instead of individual Tier 3 public notices, a water system may use an annual report detailing all violations and occurrences for the previous twelve months, as long as the water system meets the frequency requirements specified in this subsection.

(c) Each water system shall deliver the notice in a manner designed to reach persons served within the required time period, as follows:

(1) Unless otherwise directed by the State Board in writing based on its assessment of the violation or occurrence and the potential for adverse effects on public health and welfare, community water systems shall give public notice by

(A) Mail or direct delivery to each customer receiving a bill including those that provide their drinking water to others (e.g., schools or school systems, apartment building owners, or large private employers), and other service connections to which water is delivered by the water system; and

(B) Use of one or more of the following methods to reach persons not likely to be reached by a mailing or direct delivery (renters, university students, nursing home patients, prison inmates, etc.):

1. Publication in a local newspaper;
2. Posting in conspicuous public places served by the water system, or on the Internet; or
3. Delivery to community organizations.

(2) Unless otherwise directed by the State Board in writing based on its assessment of the violation or occurrence and the potential for adverse effects on public health and welfare, noncommunity water systems shall give the public notice by:

(A) Posting in conspicuous locations throughout the area served by the water system; and

(B) Using one or more of the following methods to reach persons not likely to be reached by a posting:

1. Publication in a local newspaper or newsletter distributed to customers;
2. E-mail message to employees or students;
3. Posting on the Internet or intranet; or
4. Direct delivery to each customer.

§64465. Public Notice Content and Format.

(a) Each public notice given pursuant to this article, except Tier 3 public notices for variances and exemptions pursuant to subsection (b), shall contain the following:

(1) A description of the violation or occurrence, including the contaminant(s) of concern, and (as applicable) the contaminant level(s);

(2) The date(s) of the violation or occurrence;

(3) Any potential adverse health effects from the violation or occurrence, including the appropriate standard health effects language from appendices 64465-A through G;

(4) The population at risk, including subpopulations particularly vulnerable if exposed to the contaminant in drinking water;

(5) Whether alternative water supplies should be used;

(6) What actions consumers should take, including when they should seek medical help, if known;

(7) What the water system is doing to correct the violation or occurrence;

(8) When the water system expects to return to compliance or resolve the occurrence;

(9) The name, business address, and phone number of the water system owner, operator, or designee of the water system as a source of additional information concerning the public notice;

(10) A statement to encourage the public notice recipient to distribute the public notice to other persons served, using the following standard language: "Please share this information with all the other people who drink this water, especially those who may not have received this public notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail."; and

(11) For a water system with a monitoring and testing procedure violation, this language shall be included: "We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During [*compliance period dates*], we [*did not monitor or test*' or '*did not complete all monitoring or testing*'] for [*contaminant(s)*], and therefore, cannot be sure of the quality of your drinking water during that time."

(c) A public water system providing notice pursuant to this article shall comply with the following multilingual-related requirements:

(2) For a Tier 2 or Tier 3 public notice:

(A) The notice shall contain information in Spanish regarding the importance of the notice, or contain a telephone number or address where Spanish-speaking residents may contact the public water system to obtain a translated copy of the notice or assistance in Spanish; and

(B) When a non-English speaking group other than Spanish-speaking exceeds 1,000 residents or 10 percent of the residents served by the public water system, the notice shall include:

1. Information in the appropriate language(s) regarding the importance of the notice; or

2. A telephone number or address where such residents may contact the public water system to obtain a translated copy of the notice or assistance in the appropriate language; and

(d) Each public notice given pursuant to this article shall:

(1) Be displayed such that it catches people's attention when printed or posted and be formatted in such a way that the message in the public notice can be understood at the eighth-grade level;

(2) Not contain technical language beyond an eighth-grade level or print smaller than 12 point; and

(3) Not contain language that minimizes or contradicts the information being given in the public notice.

Appendix 64465-D. Health Effects Language
Inorganic Contaminants.

<i>Contaminant</i>	<i>Health Effects Language</i>
Nitrate	Infants below the age of six months who drink water containing nitrate in excess of the MCL may quickly become seriously ill and, if untreated, may die because high nitrate levels can interfere with the capacity of the infant's blood to carry oxygen. Symptoms include shortness of breath and blueness of the skin. High nitrate levels may also affect the oxygen-carrying ability of the blood of pregnant women.

§64469. Reporting Requirements.

(a) Analytical results of all sample analyses completed in a calendar month shall be reported to the State Board no later than the tenth day of the following month.

(d) Within 10 days of giving initial or repeat public notice pursuant to Article 18 of this Chapter, except for notice given under section 64463.7(d), each water system shall submit a certification to the State Board that it has done so, along with a representative copy of each type of public notice given.

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.

Monitoring Requirements Not Met for Campbell Ranch Water System

Our water system failed to monitor as required for drinking water standards during the past year and, therefore, was in violation of the regulations. Even though this failure was not an emergency, as our customers, you have a right to know what you should do, what happened, and what we did to correct this situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During 2015, we did not sample for nitrate and therefore, cannot be sure of the quality of our drinking water during that time.

What should I do?

- There is nothing you need to do at this time.
- The table below lists the contaminant(s) we did not properly test for during the last year, how many samples we are required to take and how often, how many samples we took, when samples should have been taken, and the date on which follow-up samples were (or will be) taken.

<i>Contaminant</i>	<i>Required Sampling Frequency</i>	<i>Number of Samples Taken</i>	<i>When All Samples Should Have Been Taken</i>	<i>When Samples Were or Will Be Taken</i>
Nitrate	One sample per year	0	2015	2016

- If you have health issues concerning the consumption of this water, you may wish to consult your doctor.

What happened? What is being done?

For more information, please contact:

Name: _____

Phone number: _____

Address: _____

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail. Upon receipt of notification from a person operating a public water system, residential rental property owners or managers (including nursing homes and care facilities) must notify tenants, and business property owners, managers, or operators must notify employees of businesses located on the property.

Notice distributed: _____

By Campbell Ranch. Public Water System No. 4800709.

ATTACHMENT 3. COMPLIANCE CERTIFICATION

Citation Number: 02-04-16C-015

Name of Water System: Campbell Ranch

Water System Number: 4800709

I certify that I notified everyone who uses water from Campbell Ranch of the violation of 22 CCR Section 64432.1 for the compliance period of 2015. I have taken the required actions listed below.

Required Action	Date Completed
<i>(Citation Directive 2) Public Notification Method(s) Used: _____</i>	
<i>(Citation Directive 3) Submit Administrative Penalty to the State Board</i>	

Name

Date