



State Water Resources Control Board
Division of Drinking Water

Water System No. 4900575

October 30, 2015

Leo Smith
Loch Haven Mutual Water Company
10095 Loch Haven Drive
Santa Rosa, CA 95404

CITATION NO. 02_18_15C_059
VIOLATION OF TITLE 22, CALIFORNIA CODE OF REGULATIONS SECTION
64426.1 FOR SEPTEMBER 2015

Enclosed is a Citation issued to the Loch Haven Mutual Water Company (System) public water system.

The System will be billed at the State Water Resources Control Board's (Water Board) hourly rate (currently estimated at \$128.00) for the time spent on issuing this Citation. Health and Safety Code Section 116577 provides that a public water system must reimburse the Water Board for actual costs incurred by the Water Board for specified enforcement actions, including, but not limited to, preparing, issuing, and monitoring compliance with a citation. At this time, the Water Board has spent approximately one hour on enforcement activities associated with this violation.

The System will receive a bill from the Division in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the System for the current fiscal year.

If you have any questions regarding this matter, please contact Cindi Lee of my staff at (707) 576-2422 or me at (707) 576-2006.

Sincerely,

A handwritten signature in blue ink that reads "Janice M. Thomas".

Janice M. Thomas, P.E., Sonoma District Engineer
Division of Drinking Water
STATE WATER RESOURCES CONTROL BOARD

Enclosures

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STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Name of Public Water System: Loch Haven Mutual Water Company

Water System No: 4900575

To: Leo Smith
Loch Haven Mutual Water Company
10095 Loch Haven Drive
Santa Rosa, CA 95404

Issued: October 30, 2015

**CITATION FOR NONCOMPLIANCE
WITH TOTAL COLIFORM MAXIMUM CONTAMINANT LEVEL**

September 2015

The Division of Drinking Water of the State of California Water Resources Control Board (Division) hereby issues a citation to the Loch Haven Mutual Water Company (hereinafter System) for failure to comply with Title 22, California Code of Regulations (CCR) Section 64426.1.

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter



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4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder. A copy of the *Applicable Statutes and Regulations* is located in Appendix 1, which is attached hereto and incorporated by reference.

STATEMENT OF FACTS

Loch Haven Mutual Water Company is classified as a community water system with 19 connections serving a population of 50. The Division received laboratory results for nine bacteriological samples collected during September 2015 from the System. All samples were analyzed for the presence of coliform bacteria and *E. coli* where two of the nine samples tested positive for coliform bacteria. None of the samples tested positive for *E. coli*.

DETERMINATION

The Division has determined that the System is in violation of Title 22, CCR, Section 64426.1, Total Coliform Maximum Contaminant Level. Section 64426.1(b)(2) defines a violation of the total coliform MCL as more than one sample collected during any month is total coliform-positive.

The System took fewer than 40 bacteriological samples during September 2015. The results of two were total coliform positive. Therefore, the System violated the total coliform maximum contaminant level contained in Section 64426.1 in September 2015.

DIRECTIVES

Loch Haven Mutual Water Company is hereby directed to take the following actions:

1. Comply with Section 64426.1, Title 22, CCR in all future monitoring periods.
2. On or before **November 27, 2015**, notify all persons served by the System of the MCL violation in conformance with Title 22, CCR, Sections 64463.4 and 64465. Appendix 2: Public Notification Template may be used to fulfill this directive.
3. Pursuant to Title 22, CCR, Section 64424(d), the System shall collect five (5) routine bacteriological samples on or before **November 20, 2015**.
4. The System shall complete Appendix 3: Compliance Certification. Submit it together with a copy of the public notification and the laboratory results from sampling required in Directive 3 to the Division on or before **December 11, 2015**.
5. The System shall submit to the Division the information described in Title 22, CCR, Section 64426(b)(2) on or before **December 11, 2015**. Appendix 4: Positive Total Coliform Investigation, which is attached to this document, may be used to fulfill this directive.



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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 effective upon issuance.

Nothing in this Citation relieves the System of its obligation to meet the requirements 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.

All submittals required by this Citation shall be submitted to the Division at the following address: Janice M. Thomas, P.E.
State Water Resources Control Board
Division of Drinking Water
50 D Street, Suite 200
Santa Rosa, CA 95404

PARTIES BOUND

This Citation shall apply to and be binding upon the System, its owners, officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The directives of this Citation are severable, and the System shall comply with each provision thereof notwithstanding the effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the California Health and Safety Code authorizes the Division to: issue additional citations with assessment of penalties if the System continues to fail to correct a violation identified in a citation; 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 orders of the Division; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Division. The Division does not waive any further enforcement action by issuance of this citation.

Janice M. Thomas

October 30, 2015

Janice M. Thomas, P.E., Sonoma District Engineer Date
Division of Drinking Water
STATE WATER RESOURCES CONTROL BOARD

Appendices (4):

1. Applicable Statutes and Regulations
2. Public Notification Template
3. Compliance Certification
4. Positive Total Coliform Investigation



Certified Mail No. 7014120000011676924