



State Water Resources Control Board
Division of Drinking Water

November 5, 2014

System No. 5010007

Mr. William A. Fagan, Executive Director
Housing Authority of Stanislaus County
P. O. Box 581918
Modesto, CA 95358-0033

TRANSMITTAL OF CITATION NO. 03_10_14C_010 FOR FAILURE TO CONDUCT LEAD AND COPPER MONITORING

Dear Mr. Fagan

The Housing Authority of Stanislaus County (Housing Authority), Hillsview Homes Water System, failed to conduct lead and copper tap monitoring in the distribution system during the months of June, July, August, or September 2014, as specified in section 64675(b) of the Lead and Copper Monitoring Regulations, Chapter 17.5, Title 22, California Code of regulations. The Division has issued Citation No. 03_10_14C_010, in response to this violation. The citation is being transmitted to the Housing Authority under cover of this letter.

Please respond to the directives of this Citation by the deadlines established with each item. If you have any questions regarding this Citation, please contact me by email at Bhupinder.Sahota@waterboards.ca.gov or by phone at (209) 948-3881.

Sincerely,

Bhupinder S. Sahota, P.E.
District Engineer, Stockton District
NORTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Attachments:

Citation No. 03_10_14C_010

Certified Mail No. 7004 2890 0002 0057 9492

R:DDW\Stockton\Dist10\SSF\Stanislaus County\5010007\2014\CIT 03_10_14C_010 cover letter

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STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Housing Authority of Stanislaus County
P. O. Box 581918
Modesto, California 95358-0033

Attn: Mr. William A. Fagan, Executive Director

CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS, TITLE
22, SECTION 64675(b) - WATER SYSTEM NO. 5010007
CITATION NO. 03_10_14C_010
Issued on November 5, 2014

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 Housing Authority of Stanislaus County (hereinafter Housing Authority), Hillsview Homes

1 Water System, Public Water System No. 5010007, for violation of California Code of
2 Regulations (CCR), Title 22, Section 64675 subsection (b).

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APPLICABLE AUTHORITIES

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Section 116650 of California Health and Safety Code provides:

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

14

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

17

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

19

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

21

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

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1 **California Code of Regulations, Title 22, Section 64675, subsection (b) provides,**
2 **in relevant part:**

3
4 b) During each period, each system conducting reduced tap sampling shall collect at
5 least one sample from the number of sites based on the number of people served
6 specified in table 64675-A under Reduced Tap Sampling, as follows:

7 (1) The sites shall be representative of the sites required for standard tap
8 sampling.

9 (2) The samples shall be collected during the months of June, July, August, or
10 September, unless the Division approves an alternate set of four months based on a
11 review of the system's operations and lead and copper data, in which case the system
12 shall initiate sampling during the alternate set of four months when directed in writing
13 to do so by the Division.

14
15 **STATEMENT OF FACTS**

16 The Hillsview Homes Water System is owned and operated by the Housing Authority
17 under authority of Domestic Water Supply Permit No. 84-030, granted by the Division
18 on October 1, 1984, and its amendment dated August 2, 1993.

19
20 The Hillsview Homes Water System is located adjacent to Westley, a small
21 community approximately 8 miles northwest of the City of Patterson along State
22 Highway 33 in Stanislaus County. The Hillsview Homes Water System serves a
23 maximum population of approximately 1,300 people in the housing project via 217
24 service connections. The water supply is derived from two active groundwater wells
25 located within the service area. The groundwater supply is disinfected at each well
26 site using sodium hypochlorite solution to produce a free chlorine residual in the
27 water.

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Lead and copper monitoring was initiated by the Housing Authority in 1996. After two rounds of initial biannual lead and copper monitoring and three rounds of annual lead and copper monitoring were completed, the Housing Authority's monitoring frequency was reduced to triennial lead and copper monitoring. The latest round of lead and copper triennial monitoring was completed in August 2011. The next round of lead and copper monitoring was due between June 1, 2014, and September 30, 2014. Per phone conversation with Mr. Scott Fitzgerald, Director of Asset Management, on November 4, 2014, this lead and copper monitoring was not completed.

Currently the Housing Authority performs triennial reduced tap sampling for lead and copper. Pursuant to Title 22, CCR, Table 64675-A, the Housing Authority is required to collect 10 distribution system samples. The lead and copper samples shall be collected once every three years during the months of June, July, August, or September, unless the Division approves an alternate set of four months.

DETERMINATION

The Division has determined that the Housing Authority failed to comply with the requirements of Section 64675 (b) due to the failure to conduct the required triennial lead and copper sampling in the distribution system between June 1, 2014, and September 30, 2014.

DIRECTIVES

The Housing Authority is hereby directed to take the following actions:

1. The Housing Authority shall sample the designated distribution system sites in the Hillview Homes domestic water system for lead and copper in November

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2014. The Housing Authority shall collect at least 10 samples during this monitoring round in accordance with Section 64675 (b) of the CCR.

Note that all lead and copper distribution monitoring shall be conducted using the same sites as were used during the 2011 monitoring. If it is necessary to change a site or sites, the new site(s) address and tier ranking shall be attached to that round's results along with the reason for the change of the sample site(s).

2. The results of the monitoring shall be submitted to the Division's Stockton District office on the Form 141-AR, along with copies of the laboratory results for each site.
3. If results of the November 2014 monitoring are in compliance with the action levels for both lead and copper, the Housing Authority shall monitor lead and copper again between June 1, 2015, and September 30, 2015. If the results from 2015 are in compliance with the action levels for both lead and copper, the Housing Authority may return to triennial lead and copper monitoring.
4. Failure to conduct lead and copper tap monitoring is considered a monitoring and reporting violation. As a result, the Housing Authority is required to notify the consumers of this violation in the 2014 Consumer Confidence Report, which is required to be distributed to all customers by July 1, 2015. The Housing Authority must also complete the attached Proof of Notification form and submit it to the Division, with a copy of the 2014 Consumer Confidence Report, by October 1, 2015.

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

4
5 Nothing in this Citation relieves the Housing Authority of its obligation to meet the
6 requirements of the California Safe Drinking Water Act, or of any regulation, permit,
7 standard, or order issued or adopted thereunder.

8
9 All submittals required by this Citation shall be submitted to the Division at the
10 following address:

11
12 Bhupinder S. Sahota, P.E.
13 District Engineer, Stockton District
14 State Water Resources Control Board
15 Division of Drinking Water
16 31 E. Channel Street, Room 270
17 Stockton, CA 9202

18

19 **PARTIES BOUND**

20 This Citation shall apply to and be binding upon the Housing Authority, its officers,
21 directors, shareholders, agents, employees, contractors, successors, and assignees.

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23 **SEVERABILITY**

24 The Directives of this Citation are severable, and the Housing Authority shall comply
25 with each and every provision thereof, notwithstanding the effectiveness of any other
26 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.

11-05-2014

Date

Bhupinder S. Sahota, P.E.,
District Engineer, Stockton District
Division of Drinking Water
State Water Resources Control Board

Attachments:

- 1. Proof of Notification Form

Certified Mail No. 7004 2890 0002 0057 9492



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PROOF OF NOTIFICATION

As required by Section 116450 of the California Health and Safety Code, I notified all users that Hillsview Homes Water System failed to collect lead and copper monitoring between June 1, 2014 and September 30, 2014.

Notification was made on _____ by
(date)

_____ written notice.
hand delivery or posted (circle one)

Signature of Water System Representative

(date)

DISCLOSURE: Be advised that Section 116725 and 116730 of the California Health and Safety Code state that any person who knowingly makes any false statement on any report or document may be liable for a civil penalty not to exceed five thousand (5,000) for 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 the county jail not to exceed one year, or by both the fine and imprisonment.

Due By: July 1, 2015

Failed to collect lead and copper monitoring: June 1, 2014 – September 30, 2014

System Number: 5010007

Citation No.: 03-10-14C-010