



State Water Resources Control Board
Division of Drinking Water

May 1, 2015
Certified Mail/Return
7012 3460 0003 1113 1823

DWR – Sutter Maintenance Yard
P.O. Box 40
Sutter, CA 95982

Attention: Joel Farias

RE: DWR – Sutter Maintenance Yard Public Water System No. 5102032 – Citation No. 21-15C-028 for not collecting a routine bacteriological sample in March 2015.

Dear Joel,

Enclosed is a citation issued to the DWR – Sutter Maintenance Yard water system. The citation is being issued because the water system failed to collect the required routine bacteriological sample for the month of March 2015. Public notification is required to inform consumers that this sample was missed in March 2015.

Section 116577 of the California Safe Drinking Water Act provides for the Division to be reimbursed by the public water system for costs incurred for preparing and issuing a citation. In accordance with Section 116577, the System will be billed for the preparation and issuance of this citation. The current reimbursement rate is approximately \$128 per hour.

If you have any questions regarding this matter, please call Paul Rowe at (530) 224-4866 or me at (530) 224-4861.

Sincerely,

A handwritten signature in black ink, appearing to read "Reese B. Crenshaw".

Reese B. Crenshaw, P.E.
Valley District Engineer
Drinking Water Field Operations Branch

Enclosures

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Citation No. 21-15C-028

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

Public Water System: DWR- Sutter Maintenance Yard
Water System No.: 5102032

To: DWR- Sutter Maintenance Yard
Attn: Joel Farias
P.O. Box 40
Sutter, CA 95982

Issued: May 1, 2015
VIA CERTIFIED MAIL

**CITATION FOR NONCOMPLIANCE
With Title 22, California Code of Regulations
Section 64424**

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.

1 The State Water Resources Control Board (hereinafter "Board"), acting by and
2 through its Division of Drinking Water (hereinafter "Division") and the Deputy Director
3 for the Division, hereby issues a citation to Orland Livestock Commission Yard, Inc.
4 for failure to comply with Section 64423(a), Title 22, of the California Code of
5 Regulations (CCR).

6
7 **APPLICABLE AUTHORITIES**

8 Section 116650 of the CHSC states:

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

20
21 *(b) Each citation shall be in writing and shall describe the nature of*
22 *the violation or violations, including a reference to the statutory*
23 *provision, standard, order, citation, permit, or regulation alleged*
24 *to have been violated.*

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

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(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 (\$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.

Section 64423, Title 22, of the CCR states:

(a) Each water supplier shall collect routine bacteriological water samples as follows:

(2) The minimum number of samples for nontransient-noncommunity water systems shall be based on the known population served as shown in Table 64423-A during those months when the system is operating. A nontransient-noncommunity water system using groundwater which serves 25-1000 persons may request from the Department a reduction in monitoring frequency if it has not violated the requirements in this article during the past twelve months. The minimum

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a. Provide the notice contained in Attachment 'A' by posting in conspicuous locations throughout the area served by the water system. Changes and/or modifications to Attachment 'A' shall not be made unless approved by the Division.

3. Complete and return Attachment 'B' "Certification of Completion of Public Notification" form within 10 days of giving public notice. A copy of the notice used to provide public notification shall be attached to the form.

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 deemed effective upon issuance.

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

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

Reese B. Crenshaw, P. E.
Valley District Engineer
State Water Resources Control Board
Division of Drinking Water
364 Knollcrest Dr. Suite 101
Redding, CA 96002

1 **PARTIES BOUND**

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

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5 **SEVERABILITY**

6 The Directives of this Citation are severable, and the Water System shall comply with
7 each and every provision thereof, notwithstanding the effectiveness of any other
8 provision.

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10 **FURTHER ENFORCEMENT ACTION**

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

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5/1/15

R. Crenshaw

Date

Reese B. Crenshaw, P.E.,
Valley District Engineer
Division of Drinking Water
State Water Resources Control Board

Attachments:

- A. Public Notification Form
- B. Proof of Notification Form



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.

**DWR - SUTTER MAINTENANCE YARD DID NOT COLLECT A
ROUTINE BACTERIOLOGICAL SAMPLE IN THE MONTH OF
MARCH, 2015**

Our water system recently violated a monitoring requirement. Although this is 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.

What should you do?

You do not need to boil the water or take any corrective actions. 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's Safe Drinking Water Hotline at (800) 426-4791.

What happened? What was done?

We are required to monitor the 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 the month of March, 2015, we did not collect a routine bacteriological sample. Therefore, we could not be sure of the quality of your drinking water during that time. We have since taken the required routine sample on _____, 2015.

For more information, please contact Joel Farias at (530) 755-0071.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this public notice in a public place or distributing copies by hand or mail.

This notice is being posted by the DWR - SUTTER MAINTENANCE YARD water system.

State Water System ID#: 5102032 Date distributed: _____.

CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

This form, when completed and returned to the Division of Drinking Water (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by the California Water Quality and Monitoring Regulations. Completing public notification and providing the Division with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

Public Water System Name DWR – Sutter Maintenance Yard

Public Water System No. 5102032

Public notification for the March 2015 bacteriological monitoring failure was performed by the following method:

Posting in conspicuous locations throughout the area served by the water system.
Please indicate the date(s) the notice was hand delivered: _____

Mail, email, or hand delivery to water users. Please indicate the date(s) the notice was sent or delivered: _____

I hereby certify that the above information is factual.

Printed Name

Signature

Date

