

State Water Resources Control Board

Division of Drinking Water

September 10, 2014
System No.: 5400890

Mr. David Taylor
CLM - Fir and Cove Campground
P.O. Box 846
Kings Canyon National Park, CA 93633

RE: **Citation No. 03-12-14C-032**
Violation of Title 22, California Code of Regulations, Section 64426.1,
For July 2014

Dear Mr. Taylor:

Enclosed is a Citation issued to the CLM - Fir and Cove Campground (Water System) public water system.

The Water System will be billed at the Division's hourly rate (currently estimated at \$126.00) for the time spent on issuing this Citation. The California Health and Safety Code Section 116577 provides that a public water system must reimburse the Division for actual costs incurred by the Division for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the Division has spent approximately one and one-half hours on enforcement activities associated with this violation.

The Water System will receive a bill sent from the Division of Drinking Water Fee Billing Unit in August of the next fiscal year. This bill will contain fees for any enforcement time spent on CLM - Fir and Cove Campground for the current fiscal year.

If you have any questions regarding this letter and the enclosed citation, please contact the Visalia District office at (559) 447-3300.

Sincerely,



Tricia A. Wathen, P.E.
Senior Sanitary Engineer, Visalia District
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

TAW/SF
Enclosures
cc: Tulare County Environmental Health Services Division

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

IN RE: **CLM - FIR AND COVE CAMPGROUND**
Water System No. 5400890

TO: Mr. David Taylor
CLM - Fir and Cove Campground
P.O. Box 846
Kings Canyon National Park, CA 93633

CC: Tulare County Environmental Health Services Division

**CITATION FOR VIOLATION OF
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64426.1
July 2014**

Issued on September 10, 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 CLM – Fir and Cove Campground water system (hereinafter "Water System") (P.O. Box 846, Kings Canyon National Park, CA 93633) for violation of California Code of Regulations (CCR), Title 22, Section 64426.1.

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APPLICABLE AUTHORITIES

The applicable statutes and regulations are provided in Appendix A, attached hereto and incorporated by reference.

STATEMENT OF FACTS

The Water System is a transient water system serving a transient population of approximately seventy five (75) persons through four (4) service connections. Effective July 1, 2014, the Tulare County Environmental Health Services Division (TCEHSD) transferred the jurisdictional regulatory oversight for this water system to the Division. The Water System currently operates under a water supply permit issued by the TCEHSD on October 26, 2003.

The Water System is required to collect a minimum of one (1) distribution system bacteriological sample per quarter. The bacteriological water analysis results submitted by the Water System reported the presence of total coliform bacteria in two (2) of eight (8) samples collected by the Water System in July 2014. None of the positive samples showed the presence of fecal coliform or *E. coli* bacteria.

Upon being informed of the presence of total coliform bacteria in one (1) routine sample collected on July 1, 2014, Water System staff collected a total of four (4) repeat samples on July 3, 2014. One (1) of the repeat samples showed the presence of total coliform bacteria. An additional set of three (3) repeat samples were collected on July 9, 2014, and were negative for total coliform bacteria. All water samples for coliform bacteria collected over the past year are summarized in Attachment A.

The cause of the contamination is unknown since no specific source of contamination has been identified. The Water System does not provide continuous chlorination of the

1 distribution system. Triggered source monitoring was conducted from the only active well,
2 and results were negative for total coliform and *E. coli* bacteria. The five routine samples
3 required the month following a month with one or more total coliform-positive samples were
4 collected on August 5, 2014, and were negative for total coliform bacteria.

5
6 Public notification to the Division and consumers of a water system is required whenever a
7 violation of the Total Coliform MCL occurs. Notification to the Division is required by the
8 end of the business day on which the violation has been determined. If the Division is
9 closed, notification shall be within 24 hours of the determination. The Division was notified
10 on July 5, 2014, in accordance with the above-referenced section

11
12 Public notification to the consumers of the Water System was conducted on July 6, 2014,
13 advising each customer of the failure of the total coliform MCL during the month of July
14 2014. A copy of the notice that was posted is provided as Attachment B. Proof of
15 Notification is provided as Attachment C.

16 17 DETERMINATION

18 Title 22, CCR, Section 64426.1, Total Coliform Maximum Contaminant Level (MCL)
19 provides that a public water system that collects fewer than 40 bacteriological samples per
20 month has violated the regulation if more than one (1) sample collected during any month
21 is total coliform-positive.

22
23 The Division has determined that the Water System failed to comply with Title 22, CCR,
24 Section 64426.1, Total Coliform MCL for the month of July 2014 due to the presence of
25 total coliform bacteria in two (2) of eight (8) samples collected in July 2014.
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DIRECTIVES

The Water System has completed the necessary public notification and investigation and no other directives are necessary at this time.

The Division reserves the right to make such modifications to the 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 Water System of its obligation to meet the requirements of the California Safe Drinking Water Act or any regulation, standard, permit or order issued thereunder.

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

Tricia A. Wathen, P.E.
Senior Sanitary Engineer
State Water Resources Control Board
Division of Drinking Water
265 W. Bullard Avenue, Suite 101
Fresno, CA 93704

PARTIES BOUND

This Citation shall apply to and be binding upon the CLM – Fir and Cove Campground water system, its officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The Directives of this Citation are severable, and the Water System shall 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 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 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 an order of the Board. The Board does not waive any further enforcement action by issuance of this citation.

September 10, 2014
Date

Tricia A. Wathen
Tricia A. Wathen, P.E.
Senior Sanitary Engineer, Visalia District
DRINKING WATER FIELD OPERATIONS BRANCH

TW/SF

Attachments:

- Attachment A: Summary of bacteriological samples collected during the past year
- Attachment B: Public Notice
- Attachment C: Proof of Notification
- Attachment D: Positive Total Coliform Investigation



APPENDIX A

Applicable Statutes and Regulations for Citation No. 03-12-14C-032

Section 116650 of the CHSC states in relevant part:

§116650. Citations

- (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 or adopted 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 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 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 64426.1 of Title 22, California Code of Regulations (CCR) states in relevant part:

§64426.1. Total Coliform Maximum Contaminant Level (MCL).

- (a) Results of all samples collected in a calendar month pursuant to Sections 64423, 64424, and 64425 that are not invalidated by the Department or the laboratory shall be included in determining compliance with the total coliform MCL. Special purpose samples such as those listed in §64421(b) and samples collected by the water supplier during special investigations shall not be used to determine compliance with the total coliform MCL.
- (b) A public water system is in violation of the total coliform MCL when any of the following occurs:
 - (1) For a public water system which collects at least 40 samples per month, more than 5.0 percent of the samples collected during any month are total coliform-positive; or
 - (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; or
 - (3) Any repeat sample is fecal coliform-positive or E. coli-positive; or
 - (4) Any repeat sample following a fecal coliform-positive or E. coli-positive routine sample is total coliform-positive.
- (c) If a public water system is not in compliance with paragraphs (b)(1) through (4), during any month in which it supplies water to the public, the water supplier shall notify the Department by the end of the business day on which this is determined, unless the determination occurs after the Department office is closed, in which case the supplier shall notify the Department within 24 hours of the determination. The water supplier shall also notify the consumers served by the water system. A Tier 2 Public Notice

shall be given for violations of paragraphs (b)(1) or (2), pursuant to section 64463.4. A Tier 1 Public Notice shall be given for violations of paragraphs (b)(3) or (4), pursuant to section 64463.1.

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CLM - FIR & COVE GROUP CAMPGROUN**5400890***Distribution System Freq: M**Chlorinator: N**Collected by: David Taylor*

<i>Sample Date</i>	<i>Time</i>	<i>Location</i>	<i>T Coli</i>	<i>E Coli</i>	<i>F Coli</i>	<i>Type</i>	<i>Cl2</i>	<i>Violation</i>	<i>Comment</i>
5/23/2013	9:30	Cove R -1	A	A		Routine			
6/3/2013	7:30	R-1	P	A		Routine			
6/5/2013	8:30	System	A	A		Repeat			1 of 4 rpt smple set
6/5/2013	8:40	R-2	A	A		Repeat			2 of 4 rpt smple set
6/5/2013	8:50	(Picnic area)	P	A		Repeat		MCL	3 of 4 rpt smple set, TCR MCL violation, sent PoN and PN
6/5/2013	9:00	R-1	P	A		Repeat			4 of 4 rpt smple set
6/17/2013	9:30	R-1	P	A		Other			1 of 4 special sample set
6/17/2013	9:40	Cove Tables	P	A		Other			2 of 4 special smple set
6/17/2013	9:50	R-2	P	A		Other			3 of 4 special smple set
6/17/2013	10:00	Fir tables	P	A		Other			4 of 4 special sample set
6/26/2013	9:30	Fir R-2	A	A		Other			1 of 4 special smple set after fixing broken water lines and chlorination
6/26/2013	9:45	Fir tables	A	A		Other			2 of 4 special smple set after fixing broken water line and chlorination
6/26/2013	10:00	R-1 Cove	A	A		Other			3 of 4 special smple set
6/26/2013	10:15	Cove tables	A	A		Other			4 of 4 special sample set
7/1/2013	8:45	Fir R-2	A	A		Routine			1 of 5 rtn smple set
7/1/2013	8:55	Fir tables	A	A		Routine			2 of 5 rtn smple set
7/1/2013	9:00	Cove R-1	A	A		Routine			3 of 5 rtn smple set
7/1/2013	9:15	Cove R-1	A	A		Routine			4 of 5 rtn smple set
7/1/2013	9:30	Cove Tables	A	A		Routine			5 of 5 rtn smple set
8/5/2013	9:35	R - 1 Cove	A	A		Routine			
9/3/2013	9:30	Cove R-1	A	A		Routine			

Bacteriological Distribution Monitoring Report

5400890

CLM - Fir & Cove Group Campgrou

Distribution System Freq: 1/Q

Sample Date	Location	T Coli	E Coli	F Coli	HPC	Type	Cl2	Cl2 Avg	Viol. Type	GWR Satisfied?	Comments
8/5/2014	Fir R-2	A	A			Routine					
8/5/2014	Fir R-4	A	A			Routine					
8/5/2014	Cove R-1	A	A			Routine					
8/5/2014	Cove R-3	A	A			Routine					5th "routine" was taken at well
7/9/2014	Cove R-1	A	A			Repeat					
7/9/2014	Cove R-3	A	A			Repeat					
7/9/2014	Fir R-2	A	A			Repeat					
7/3/2014	R-2	A	A			Repeat					
7/3/2014	Cove R-1	A	A			Repeat					
7/3/2014	R-3	P	A			Repeat			MCL		Cit 03-12-14C-032
7/1/2014	Cove R-1	P	A			Routine				Yes	
6/9/2014	Fir R-2	A	A			Routine					5th "routine" was taken at well
6/2/2014	Fir R-1	A	A			Routine					
6/2/2014	Cove R-3	A	A			Routine					
6/2/2014	Fir R-2	A	A			Routine					

Violation Key

MCL	Exceeds the maximum contaminant level	MR5	Incorrect number of repeat samples as follow-up to a positive sample
MR1	No monthly sample for the report month	MR6	No source sample
MR2	No quarterly sample for the report month	MR7	No summary report submitted
MR3	Incorrect number of routine samples for the report month	MR8	Other comments and/or info
MR4	Did not collect 5 routine samples for previous month's positive sample	MR9	Cl2 not reported

Source Bacteriological Monitoring Report

5400890 CLM - Fir & Cove Group Campgrounds

<i>Sample Date</i>	<i>Time</i>	<i>Source</i>	<i>Sample Type</i>	<i>Test Method</i>	<i>T Coli</i>	<i>E Coli</i>	<i>F Coli</i>	<i>HPC</i>	<i>Violation</i>	<i>Comments</i>
8/5/2014	9:00	Fir Well 01	Well	P/A	A	A				
7/3/2014	8:00	Well 01	GWR Well	P/A	A	A				
6/2/2014	10:55	Fir Well 01	Well	P/A	A	A				

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.

**CLM – Fir & Cove Group Campground Has Levels of Coliform Bacteria
Above the Drinking Water Standard**

Our water system recently failed a drinking water standard. Although this incident 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 routinely monitor for drinking water contaminants. We took 5 [Insert number of samples] samples to test for the presence of coliform bacteria in July 2014/from July 1 through July , 2014. 2 [Insert Number] of these samples showed the presence of total coliform bacteria. The standard is that no more than 1 sample per month may show the presence of coliform bacteria.

What should I do?

- **You do not need to boil your water or take other corrective actions.**
- This is not an emergency. If it had been, you would have been notified immediately. Total coliform bacteria are generally not harmful themselves. *Coliforms are bacteria which are naturally present in the environment and are used as an indicator that other, potentially-harmful, bacteria may be present. Coliforms were found in more samples than allowed and this was a warning of potential problems.*
- Usually, coliforms are a sign that there could be a problem with the treatment or distribution system (pipes). Whenever we detect coliform bacteria in any sample, we do follow-up testing to see if other bacteria of greater concern, such as fecal coliform or *E. coli*, are present. *We did not find any of these bacteria in our subsequent testing.*
- People with severely compromised immune systems, infants, and some elderly may be at increased risk. These people should seek advice about drinking water from their health care providers. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at 1(800) 426-4791.
- If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

What happened? What is being done? Flush line & rechlorinate]

_____ We anticipate resolving the problem
within 5 days _____ [estimated time frame].

For more information, please contact David Taylor _____] at
661/699/6035 _____] or at the following mailing address: PO Box 846 K.C.N.P
93633 _____].

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.

This notice is being sent to you by CLM – Fir & Cove Group Campgrounds.

Date distributed: 7/6/2014 _____.



PROOF OF NOTIFICATION
(Return with copy of the Notice)

As required by Section 116450 of the California Health and Safety Code, I notified all users of water supplied by the **CLM – Fir & Cove Group Campground** of the failure to meet the **total coliform bacteria MCL** for the month of **July 2014** as directed by the Department. At least one primary distribution method is required: mail, hand-delivery or posting in conspicuous locations. A second method is also required in order to reach persons not likely to be reached by a mailing, direct delivery or posting:

Notification was made on 7-3-2014
(date)

To summarize report delivery used and good-faith efforts taken, please check all items below that apply and fill-in where appropriate:

- The notice was distributed by mail delivery to each customer served by the water system.
- The notice was distributed by direct delivery to each customer served by the water system. Specify direct delivery method(s) used: They were verbally told about the failed test by me.
- Publication of the notice in a local newspaper or newsletter of general circulation (attach a copy of the published notice, including name of newspaper and date published).
- Posted the notice at the following conspicuous locations served by the water system (if needed, please attach a list of locations). All water faucets
- Email message to employees or students. _____
- Other method used to notify customers. All customers were notified by me _____

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 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 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.

Certified by Name and Title: David Taylor-Operations Manager

Date: 7-6-2014 Signature: _____

David Taylor



Due to the Dept. of Health Services within 10 days of notification to the public
Total Coliform MCL Failure / Enforcement Action No.: In progress

POSITIVE TOTAL COLIFORM INVESTIGATION

Simple Well with Pressure Tank Systems

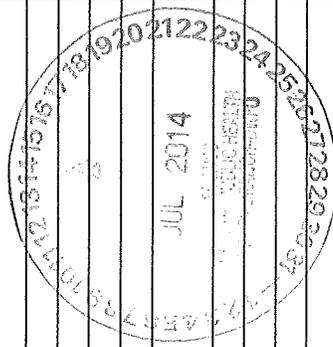
This form is intended to assist public water systems in completing the investigation required by the California Department of Public Health (Section 64426(b) of Title 22, California Code of Regulations) and may be modified to take into account conditions unique to the system.

ADMINISTRATIVE INFORMATION

PWS Name: Fir & Cove	PWSID NUMBER: 5400890
Name	Address
Operator in Responsible Charge (ORC) David Taylor	PO Box 846 K.C.N.P., Ca.
Person that collected TC samples if different than ORC David Taylor	
Owner	
Certified Laboratory for Microbiological Analyses BSK- Fresno	
Date Investigation Completed:	
Month(s) of Total Coliform MCL Failure:	

INVESTIGATION DETAILS

SOURCE	WELL (name)	WELL (name)	WELL (name)	WELL (name)	COMMENTS
1. Inspect each well head for physical defects and report	5400890-01				
a. Is raw water sample tap upstream from point of disinfection?	ok				
b. Is wellhead vent pipe screened?	yes				
c. Is wellhead seal watertight?	N/A				
d. Is well head located in pit or is any piping from the wellhead submerged?	yes				
e. Does the ground surface slope towards well head?	No				
f. Is there evidence of standing water near the wellhead?	No				
g. Are there any connections to the raw water piping that could be cross connections? (describe all connections in comments)	Yes				
h. Is the wellhead secured to prevent unauthorized access?	No				
i. To what treatment plant (name) does this well pump?	Yes				
j. How often do you take a raw water total coliform (TC) test?	N/A				
k. Provide the date and result of the last TC test at this location	monthly				
	6/9/14				



DISTRIBUTION SYSTEM

SYSTEM RESPONSES

1. What is the minimum pressure you are maintaining in the distribution system?	Do not know
2. Did pressure in the distribution system drop to less than 5 psi prior to experiencing	No

POSITIVE TOTAL COLIFORM INVESTIGATION

DISTRIBUTION SYSTEM	SYSTEM RESPONSES
the TCR positive finding.	
3. Has the distribution system been worked on within the last week? (service taps, hydrant flushing, main breaks, main extensions, etc.) If yes, provide details.	No
4. Are there any signs of excavations near your distribution system not under the direct control of your maintenance staff?	No
5. Did you inspect your distribution system to check for mainline leaks? Do you or did you have a mainline leak?	No
6. If there was a mainline leak, when was it repaired?	
7. On what date was the distribution system last flushed?	6-3-2014
8. Is there a written flushing procedure you can provide for our review?	yes
9. Do you have an active cross connection control program?	yes
10. What is name and phone number of your Cross-Connection Control Program Coordinator?	David Taylor 661-699-6035
11. Is the review and testing of backflow prevention devices current?	
12. On what date was the last physical survey of the system done to identify cross-connections?	6-3-2014

SAMPLE SITE EVALUATION (Complete for all TC+ or EC+ findings)	Routine Site TC+ or EC+	Upstream Site	Downstream Site	Sample 4 (specify)
1. What is the height of the sample tap above grade? (inches)	4 ft			
2. Is the sample tap located in an exterior location or is it protected by an enclosure?	exterior			
3. Is the sample tap threaded, have a swing arm (kitchen sink) or aerator (sinks)?	No			
4. Is the sample tap in good condition, free of leaks around the stem or packing?	Yes			
5. Can the sample tap be adjusted to the point where a good laminar flow can be achieved without excessive splash?	Yes			
6. Is the sample tap and area around the sample tap clean and dry (free of animal droppings, other contaminants or spray irrigation systems)	Yes			
7. Is the area around the sample tap free of excessive vegetation or other impediments to sample collection	Yes			
8. Describe how the tap was treated in preparation for sample collection (ran water, swabbed with disinfectant, flamed, etc.)	Flamed & Chlorinated			
9. Is this sample tap designated on the sampling plan submitted with this information request?				
10. What were the weather conditions at the time of the positive sample (rainy, windy, sunny).	sunny			

POSITIVE TOTAL COLIFORM INVESTIGATION

Page 3 of 4

GENERAL OPERATIONS:	Response
1. Where there any power outages that affected water system facilities during the 30 days prior to the TC+ or EC + findings?	No
2. Where there any main breaks, water outages, or low pressure reported in the service area where TC+ or EC+ samples were located.	No
3. Does the system have backup power or elevated storage?	Elevated storage
4. During or soon after bacteriological quality problems, did you receive any complaints of any customers' illness suspected of being waterborne? How many?	No
5. What were the symptoms of illness if you received complaints about customers being sick?	

ADDITIONAL INFORMATION TO BE SUBMITTED WITH RESPONSES TO THE ABOVE QUESTIONS

1. Sketch of System showing all sources, treatment locations, storage tanks, microbiological sampling sites and general layout of the distribution system including the location of all hazardous connections such as the wastewater treatment facility.
2. A set of photographs of the well, pressure tanks, and storage tanks in the system may be submitted if they would show that the contamination is directly related and changes have been made since the last inspection by our Department
3. Name, certification level and certificate number of the Operator in Responsible Charge.
4. Copy of the last cross connection survey performed that identifies the location of all unprotected cross connections.

SUMMARY: BASED ON THE RESULTS OF YOUR INVESTIGATION AND ANY OTHER INFORMATION AT YOUR DISPOSAL, WHAT DO YOU BELIEVE TO BE THE CAUSE OF THE POSITIVE TOTAL COLIFORM SAMPLES FROM YOUR PUBLIC WATER SYSTEM?

The repeat test was at the end of the distribution line and the system had not been used this year. The faucet was replaced and it had some dirt and rust in the faucet .Took another sample to lab and passed

CERTIFICATION: I CERTIFY THAT THE INFORMATION SUBMITTED IN RESPONSE TO THE QUESTIONS ABOVE IS ACCURATE TO THE BEST OF MY PROFESSIONAL KNOWLEDGE

POSITIVE TOTAL COLIFORM INVESTIGATION

Page 4 of 4

NAME: David Taylor

DATE: 7-7-2014

TITLE: Operations Manager