CALIFORNIA
Water Boards

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ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

November 2, 2015
System No. 5402041

Amrik Bhandal
Penny Wise Motel
1674 Highway 99
Delano, CA 93215

SUBJECT: **Enforcement Letter No. 03-24-15E-160**
Bacteriological Monitoring and Reporting Violation – Third Quarter 2015

Dear Mr. Bhandal:

The Division has not received any bacteriological monitoring results for the Third Quarter of 2015 for the Penny Wise Motel water system. Routine monitoring requirements for this water system are a minimum of one bacteriological sample per quarter. You are required to submit all monitoring results to our office by the tenth day of the month following sample collection.

Section 64423. of Title 22, *California Code of Regulations*, specifically establishes the routine sampling frequency as follows:

(a) Each water supplier shall collect routine bacteriological water samples as follows:
(3) The minimum number of samples for transient-noncommunity water systems using groundwater and serving 1000 or fewer persons a month shall be one in each quarter during which the system provides water to the public.

Please review your bacteriological monitoring records. If samples were collected during July through September, 2015, submit copies of the results to our office immediately. If the required sampling was not conducted, you are required to provide mandatory public notification as noted below because we would have no basis to determine whether the water was safe to drink during the period that samples were not collected.

Public Notification Requirement

Section 64463.4. of Title 22, *California Code of Regulations*, specifically establishes public notification for a non-community system utilizing the Tier 2 notification method, which is notification to the consumers within 30 days of the violation for a monitoring and reporting violation.

Public notification to your customers may be provided by the following method using the template attached as Attachment A (please read this attachment and complete as needed):

Post the notice in conspicuous locations throughout the area served by the water system for a minimum of 7 days, and use 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.

Proof of notification to your water system's customers is required. Please use Attachment B to provide this information and submit to our office by **December 2, 2015** with a copy of the final notice that was posted or distributed.

CIVIL PENALTIES

Sections 116650(d) and 116650(e) of the CHSC allow for the assessment of a civil penalty for failure to comply with requirements of the California Safe Drinking Water Act. Failure to comply with any provision of this Enforcement Action may result in the Division imposing an administrative penalty of not less than $100 (one hundred dollars) per day as of the date of violation of any provision of this Enforcement Action.

Your water system will be billed at the Division's current hourly rate since this is an enforcement action for noncompliance with the regulations. If you have any questions regarding this letter, please contact our office at (559) 447-3300.

Sincerely,

Chad Fischer, P.E.
Senior Sanitary Engineer, Tulare District
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

CJF/TS
Enclosures
cc: Tulare County Environmental Health Department

ATTACHMENT 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.

Bacteriological Monitoring Requirements Not Met for Penny Wise Motel

Our water system failed to monitor as required for a drinking water monitoring standard in the Third Quarter of 2015 (July through September 2015) 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 the third quarter of 2015 we did not monitor or test for coliform bacteria 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 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.

Contaminant	Required sampling frequency	Number of samples taken	When all samples should have been taken	When samples were or will be taken
Total coliform bacteria	1 sample per quarter	None (0)	3rd quarter of 2015	4th quarter of 2015 (Oct. to Dec. 2015)

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

What happened? What is being done?
[Describe corrective action.] _____

_____

For more information, please contact Amrik Bhandal at (559) 380-8888 or 1674 Hwy 99, Delano, CA. 93215.

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 notice in a public place or distributing copies by hand or mail.

This notice is being posted by Penny Wise Motel. Date distributed: _____.

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 **Penny Wise Motel** of the failure to meet the **monitoring and reporting requirement for coliform bacteria monitoring for the third quarter of 2015** as directed by the Division. At least one primary distribution method is required along with a second method in order to reach persons not likely to be reached by a mailing, direct delivery or posting:

Notification was made on _____.
(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: _____

☐ 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). _____

☐ Email message to employees or students._____

☐ Other method used to notify customers. _____

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: _____

Date: _____ Signature: _____

Due to the Division of Drinking Water within 10 days of notification to the public
Total Coliform Monitoring and Reporting non-compliance
Enforcement Action No.: 03-24-15e-160