



# County of Yolo

DEPARTMENT OF COMMUNITY SERVICES

## Environmental Health Division

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**Leslie Lindbo, MBA, REHS**  
**Director of Environmental Health**

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OLD SUGAR MILL WINERY  
PO BOX 123  
CLARKSBURG CA 95612

Citation No. CC0001222  
LPA ID: 5700508

### CITATION FOR NONCOMPLIANCE

#### **TOTAL COLIFORM MAXIMUM CONTAMINATION LEVEL VIOLATION**

**Issued: September 1, 2016**

Section 116650, Chapter 4, Part 12, Division 104 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, or any regulation, standard, permit, or order issued hereunder.

### VIOLATION

The Environmental Health Division of the Yolo County Department of Community Services (hereinafter 'Division') hereby issues a citation to Old Sugar Mill Winery, a Transient Non-Community Public Water System (hereinafter 'Water System'), for failure to comply with Section 116555(a)(1) of the CHSC and § 64426.1(b)(2) of Title 22, California Code of Regulations (CCR). Specifically, the Water System (mailing address: PO BOX 123 CLARKSBURG CA 95612) failed to comply with the Total Coliform Rule Maximum Contaminant Level (MCL) for the compliance period August 2016.

CCR § 64426.1(b)(2) specifies that a public water system collecting fewer than 40 samples per month is in violation of the total coliform MCL when more than one sample collected during any month is total coliform-positive.

The bacteriological water analyses results submitted by the Water System is summarized in the table below:

<b>Sample</b>	<b>Location</b>	<b>Result</b>
8/20/16	Restroom Faucet	Coliform Absent, E.Coli Absent
8/20/16	Suite 202	Coliform Absent, E.Coli Absent
8/20/16	Prep Sink	Coliform Absent, E.Coli Absent
8/20/16	South Well	Coliform Absent, E.Coli Absent
8/20/16	Cellar North	<b>Coliform Present</b> , E.Coli Absent
8/18/16	Restroom Faucet	Coliform Absent, E.Coli Absent
8/18/16	Suite 202	Coliform Absent, E.Coli Absent

8/18/16	Prep Sink	Coliform Absent, E.Coli Absent
8/18/16	South Well	Coliform Absent, E.Coli Absent
8/18/16	Cellar North	<b>Coliform Present</b> , E.Coli Absent
8/10/16	Restroom Faucet	Coliform Absent, E.Coli Absent
8/10/16	Suite 202	Coliform Absent, E.Coli Absent
8/10/16	Prep Sink	<b>Coliform Present</b> , E.Coli Absent
8/10/16	South Well	Coliform Absent, E.Coli Absent
8/10/16	Cellar North	Coliform Absent, E.Coli Absent

Due to the submitted water sample results indicating the presence of total coliform, the Water System violated the Total Coliform Rule for the compliance period August 2016. The cause of the contamination is unknown since no specific source of contamination has been identified.

### **ADDITIONAL REPORTING**

Additionally, the Water System shall comply with the following CCR § 64424 of Title 22, CCR § 64424(d) specifies that if a public water system for which fewer than five routine samples/month are collected has one or more total coliform-positive samples, the water supplier shall collect at least five routine samples the following month. If the supplier stops supplying water during the month after the total coliform-positive(s), at least five samples shall be collected during the first month the system resumes operation.

### **NOTIFICATION REQUIREMENTS**

CCR § 64426.1(c) requires a public water system to notify the Division and the consumers of the water system, when a violation of the total coliform MCL occurs. Notification to the Division shall be by the end of the business day on which the violation has been determined. If the Division is closed, notification shall be within 24 hours of the determination.

The Division was notified in accordance with the above referenced section on **August 15, 2016.**

Exceeding the MCL for total coliform bacteria is a Tier 2 Violation. You must provide public notice to persons served as soon as practical but no later than 30 days after you learn of the violation [California Code of Regulations, Title 22, Chapter 15, Section 64463.4(b)].

A Non-community public water system must notify consumers by posting in conspicuous locations throughout the area served by the water system. Each public notice given pursuant to this article shall:

- (1) Be displayed such that it catches people's attention when printed or posted and be formatted in such a way that the message in the public notice can be understood at the eighth-grade level;
- (2) Not contain technical language beyond an eighth-grade level or print smaller than 12 point; and
- (3) Not contain language that minimizes or contradicts the information being given in the public notice.

The water system **must also** use one of the following methods to reach persons not likely to be reached by the previous method:

- Publication in a local newspaper or newsletter distributed to consumers.
- Email message to employees.
- Posting on the Internet or intranet.
- Direct delivery to each consumer.

## **LEVEL 2 ASSESSMENT**

Per California Revised Total Coliform Interim Requirements, more than one Total Coliform Maximum Contaminant Level Violation within a 12 month period will trigger Level 2 Assessment, which will be conducted by the Division. The investigation shall include, but not be limited to:

- a) Current operating procedures that are or could potentially be related to the increase in bacterial count, such as main repairs or well work conducted without disinfection.
- b) Causes of possible system pressure loss to less than 5 psi.
- c) Physical evidence indicating bacteriological contamination of facilities.
- d) Analytical results of any additional investigative samples collected, including well samples.
- e) Employees' or customers' illness suspected of being waterborne.
- f) Records of the investigation and any action taken.

Through the Level 2 Assessment, which will include a field inspection, the Division will identify the possible cause for the violation and recommend corrective actions for the deficiencies. System deficiencies and recommend corrective actions will be communicated to the system in the form of an inspection report. The Division will complete an onsite Level 2 Assessment on or before **September 23, 2016**.

## **DIRECTIVES**

The Water System is hereby directed to take the following actions:

1. Complete an approved corrective action to remediate the current bacteriological contamination. Following any corrective action, take two bacteriological samples, a minimum of 24 hours apart, and submit results to the Division for review.
2. Prepare to collect and have analyzed for total coliform **five routine samples** the month following remediation of the bacteriological contamination, as directed by the Division.
3. Comply with all directives to install chlorination as indicated in Compliance Order No. CC0001212 issued on August 15, 2016.

## **CIVIL PENALTIES**

In accordance with CHSC Section 116650:

- (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.

Under the Yolo County Ordinance, preparation of this citation as well as other enforcement activities will be billed at \$152 per hour to the water system. An invoice for one hour of report writing will be batched at the end of **September 2016** and is due upon receipt.

For questions or concerns, please feel free to contact me at (530) 666-8646.

Thank you,

A handwritten signature in cursive script that reads "Chelsea Brown".

Chelsea Brown  
Environmental Health Specialist  
Yolo County Environmental Health  
[chelsea.brown@yolocounty.org](mailto:chelsea.brown@yolocounty.org)