



County of Yolo

DEPARTMENT OF COMMUNITY SERVICES

Environmental Health Division

292 West Beamer Street, Woodland, CA 95695
PHONE - (530) 666-8646 FAX - (530) 669-1448

Leslie Lindbo, MBA, REHS
Director of Environmental Health

Certified Mail Number: 7015 1730 0001 4827 4914

August 15, 2016

John Beckman
Old Sugar Mill
PO BOX 123
Clarksburg, CA 95612

Subject: COMPLIANCE ORDER NO. CC0001212 FOR OLD SUGAR MILL LPA ID. 5700508, TRANSIENT NON-COMMUNITY WATER SYSTEM

Dear Mr. Beckman:

Enclosed is a Compliance Order (Order) issued to the OLD SUGAR MILL water system. The order is being issued because OLD SUGAR MILL water system is not in compliance with section of the California Code of Regulations (CCR), Title 22, Chapter 15 and the California Health and Safety Code, "Safe Drinking Water Act." California's Local Primacy Delegation Agreement requires that Yolo County Environmental Health take appropriate enforcement actions in the event that the water system fails to comply with provisions of CCR, Title 22 and the California Health and Safety Code.

The Order defines the specific violations and directives required to be in compliance with CCR, Title 22 and the California Health and Safety Code.

Under the Yolo County Ordinance, preparation of this compliance order as well as other enforcement activities will be billed at \$152 per hour to the water system. An invoice for 2 hours of report writing, consultation and record review will be billed to the water system account in the month of September 2016 for extra time spent as a result of persistent total coliform MCL violations.

For questions or concerns please feel free to contact Jianmin Huang at (530)666-8646

Sincerely,

Jianmin Huang
Supervising Environmental Health Specialist

Enclosure: Attachment 1

County of Yolo
Department of Community Services
Environmental Health Division
292 W Beamer St.
Woodland, CA 95695
Telephone: (530)666-8646
Facsimile: (530) 669-1448

TO: OLD SUGAR MILL
PO BOX 123
CLARKSBURG, CA 95612

ATTN: JOHN BECKMAN
CLARKSBURG WINE COMPANY

COMPLIANCE ORDER (CC0001212)
FOR
PERSISTENT AND UNABATED VIOLATION OF HEALTH AND SAFETY CODE
SECTION 116555(a)(1) FOR TOTAL COLIFORM MAXIMUM CONTAMINATION
LEVEL (MCL)

Dated August 15, 2016

The State Water Resources Control Board(hereinafter "Board"), acting by and through the Yolo County Environmental Health Division (hereinafter "Department"), hereby issues this compliance order (hereinafter "Order") pursuant to section 116555 of the California Health and Safety Code (hereinafter "CHSC") to Old Sugar Mill water system PWS 5700508 (hereinafter "Water System") for violation of CHSC section 116555(a)(1) and California Code of Regulations, Title 22 (hereinafter "CCR"), section 64426.1(b)(2).

APPLICABLE AUTHORITIES

CHSC, Section 116650 states in the relevant part:

The authorization to the issuance a compliance order for failure to comply with a requirement of the California Safe Drinking Water Act, any regulation, standard, permit, or order issued hereunder.

CHSC, Section 116555(a)(1) stated in the relevant part:

(a) Any person who owns a public water system shall ensure that the system does all of the following:

(1) Complies with primary and secondary drinking water standards.

CCR, Title 22, Section 64426.1(b)(2), states in relevant part:

(b) A public water system is in violation of the total coliform Maximum Contaminant Level (MCL) when any of the following occurs:

(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.

STATEMENT OF FACTS

The Water System is a public transient non-community water system defined in CHSC, Section 116275 that supplies water for domestic purpose to greater than twenty-five (25) individual through approximately four (4) services connections located in Yolo County. Water System does not have a Domestic Water Supply Permit. Water System's public water system number is 5700508.

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Water System utilizes one active groundwater well as its source of domestic water supply. CCR, Title 22, Division 4, Chapter 15 establishes the bacteriological drinking water standards and monitoring and reporting standards. CCR, Title 22, Section 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 analysis results submitted for Water System are summarized in the table below. Note that if there is no month listed all of the samples were total coliform negative:

Sample Date	Location	Result
July 29, 2014	Cellar sink, inside sink	All Coliform positive , e.coli negative
August 12, 2014	Lab Sink, South well	All Coliform positive , e.coli negative
September 8, 2014	Lab sink, South well	All Coliform positive , e.coli negative
November 10, 2014	Lab sink	Coliform positive , e.coli negative Note: No repeats
December 18, 2014	Lab sink	Coliform positive , e.coli negative Note: No repeats
January 12, 2015	Lab sink	Coliform positive , e.coli negative Note: No repeats
February 9, 2015	Lab sink	Coliform positive , e.coli negative Note: No repeats

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Sample Date	Location	Result
March 10, 2015	Lab sink	Coliform positive , e.coli negative Note: No repeats
April 13, 2015	Lab sink, Restroom, Room 201, Cellar TK52	All Coliform positive , e.coli negative
May 5, 2015	Cellar sink, Lab sink, South Well	All Coliform positive , e.coli negative
June 8, 2015	Cellar sink, Lab sink, Bathroom sink, South Well	All Coliform positive , e.coli negative
July 13, 2015	Cellar sink, Lab sink, Suite 201 sink, bathroom sink	All Coliform positive , e.coli negative
August 10, 2015	Cellar sink, Lab sink, Bathroom sink	All Coliform positive , e.coli negative
September 14, 2015	Cellar sink, Lab sink, Suite 201 sink	All Coliform positive , e.coli negative
October 15, 2015	Cellar sink, Lab sink, Suite 201 sink, Bathroom sink, South Well	All Coliform positive , e.coli negative
November 16, 2015	South well	Coliform positive , e.coli negative Note: No repeats
February 9, 2016 and February 11, 2016	Cellar sink, Lab sink, Restroom sink Repeat: Restroom	All Coliform positive , e.coli negative
June 14, 2016	Prep sink	Coliform positive , e.coli negative
July 12, 2016	Restroom sink	Coliform positive , e.coli negative

DETERMINATIONS

Based on the above Statement of Facts, the Department has determined that Water System has violated CHSC, section 116555 and CCR, Title 22, section 64426.1(b)(2), during the months of April, May, June, July, August, September and October of 2015 and February 2016 based on the table above, and further has determined the violation has continued from July 2014 through the date of this Order.

DIRECTIVES

1. On or before **September 30, 2017**, comply with CHSC, section 116555(a)(1) and CCR, Title 22, section 64426.1(b)(2) and remain in compliance.
2. No later than **September 8, 2016** submit complete treatment plant plans to the Department for review and approval.
3. No later than **December 21, 2016** provide documentation to the Department that the bidding and award of the contract process has started.
4. No later than **March 20, 2017** provide documentation to the Department that construction has started.
5. No later than **August 27, 2017** provide documentation to the Department that construction is completed. All compliance water samples must be taken on or before **August 31, 2017**.
6. No later than **September 1, 2017** request a final inspection of the treatment plant from the Department.
7. Whenever the Water System has one or more total coliform-positive samples in a given month, at least five (5) routine samples shall be collected the following

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month as required by section 64424(d) and as discussed in this Order. These five samples may be collected on the same day at different sampling locations. These samples are due each month following any one total coliform present sample result.

8. Water System shall meet all of the mandatory notification requirements including but not limited to the following:
 - a. Notification of the Department shall be by the end of the business day on which the violation has been determined. If the Department is closed, notification shall be within 24 hours.
 - b. Tier 2 public notification, in a format approved by the Department that includes mandatory health effects language for a total coliform MCL failure shall be made. Non-community water system shall give public notices by posting the public notice in a conspicuous public place within the water system, publication in a local newspaper or newsletter distributed to customers, email, posting on the internet or direct delivery to each customer. Provide documentation to the Department of compliance with the public notification requirements **no later than 10th of the month following the violation.**
9. Notify the Department in writing no later than five (5) days prior to the deadline for performance of any Directives set forth herein if Water system and/or its owner of record anticipate it will not timely meet such performance deadlines.

All submittals required by this Order shall be addressed to:

Jianmin Huang
Yolo County Environmental Health
292 W Beamer St.
Woodland, CA 95695

As used on this Order, the date of this issuance shall be the date of this Order; and the date of service shall be the date of this Order, personal or by certified mail, on the Old Sugar Mill or its owner of record.

The Department reserves the right to make such modification to this Order and/or to issue such further order(s) as it may deem necessary to protect public health and safety. Such modification may be issued as amendments to this Order and shall be deemed effective upon issuance.

Nothing in this Order relieves Old Sugar Mill or its owner of record or its obligation to meet the requirement of the California Safe Drinking water Act, or any regulation, standard, permit, or order issued thereunder.

PARTIES BOUND

This Order shall apply to and be binding upon Old Sugar Mill, its owners, shareholders, officers, director, agents, employees, contractors, successors, and engineer.

SEVERABILITY

The Directives of this Order are severable, and Old Sugar Mill and its owner or record shall comply with each and every provision hereof, notwithstanding the effectiveness of any other provision.

FUTHER ENFORCEMENT ACTION

The California SDWA authorizes the Department to: issue a citation with assessment of civil penalties to a public water system for violation or continued violation of the requirements of the California or any regulation permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The Department 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. The California SDWA also authorizes the Department to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the Department and to petition the superior court to take various enforcement measure against a public water system that has failed to comply with an order of the Department. The Department does not waive any further enforcement action by the issuance of this Order.

Dated:

County of Yolo
Environmental Health



8/15/16

Jianmin Huang
Supervising Environmental Health Specialist

CERTIFIED MAIL: 7015 1730 0001 4827 4914

Cc: Ali Rezvani, P.E.
District Engineer – Sacramento
Division of Drinking Water
State Water Resources Control Board