February 26, 2019

Lorraine Ortiz, Executive Assistant
V Lions Ops - 1502133
P.O. Box 1200
Wasco, CA 93280

COMPLIANCE ORDER NO. 03_12_19R_005
1,2,3-TRICHLOROPROPANE (1,2,3-TCP) MAXIMUM CONTAMINANT LEVEL VIOLATION FOR Fourth Quarter of 2018

Dear Mrs. Ortiz:

Enclosed is Compliance Order No. 03_12_19R_005 (hereinafter "Order") issued to the V Lions Ops (hereinafter "Water System") public water system. **Please note there are legally enforceable deadlines associated with this Order starting on page four of the Order.**

The Water System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board") hourly rate for the time spent on issuing this Order. California Health and Safety Code (hereinafter "CHSC") Section 116577 provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including preparing, issuing and monitoring compliance with an order. At this time, the State Water Board has spent approximately one hour on enforcement activities associated with this violation.

The Water System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the Water System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the State Water Board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision.

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the State Water Board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions regarding this matter, please contact Eli McFarland of my staff at (559) 447-7101 or me at (559) 447-3300.

Sincerely,

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

Certified Mail No. 7014 3490 0001 7868 9436

CJF/EM
Enclosures
cc: Kern County Environmental Health Department
Seaco Technologies

Electronic copy to: Seaco Technologies, Inc.

Compliance Order No. 03_12_19R_005

STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF DRINKING WATER

Name of Public Water System: V Lions Ops

Water System No: 1502133

Attention: Lorraine Ortiz, Executive Assistant
P.O. Box 1200
Wasco, CA 93280

Issued: February 26, 2019

COMPLIANCE ORDER FOR NONCOMPLIANCE

CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555 AND

CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64444

1,2,3-TRICHLOROPROPANE MAXIMUM CONTAMINANT LEVEL VIOLATION

Fourth Quarter of 2018

The California Health and Safety Code (hereinafter "CHSC"), Section 116655 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a compliance order to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12,

Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

The State Water Board, acting by and through its Division of Drinking Water (hereinafter "Division"), and the Deputy Director for the Division, hereby issues Compliance Order No. 03_12_19R_005 (hereinafter "Order"), pursuant to Section 116655 of the CHSC to the V Lions Ops (hereinafter "Water System"), for violation of CHSC, Section 116555(a)(1) and California Code of Regulations (hereinafter "CCR"), Title 22, Section 64444, Maximum Contaminant Levels (hereinafter "MCL") – Organic Chemicals.

STATEMENT OF FACTS

The Water System is classified as a nontransient-noncommunity public water system with a population of 35 persons served through three service connections. The V Lions Ops Water System was formerly known as Treehouse California Almonds and the Division is processing a change of ownership application. The Water System is using a groundwater source to supply potable water to the distribution system.

CHSC, Section 116555 requires all public water systems to comply with primary drinking water standards as defined in CHSC, Section 116275(c). Primary drinking water standards include maximum levels of contaminants, specific treatment standards, and monitoring and reporting requirements as specified in regulations adopted by the State Water Board.

CCR, Title 22, Section 64444 Maximum Contaminant Levels – Organic Chemicals states that public water systems shall comply with the primary MCLs established in table 64444-A. The MCL for 1,2,3-Trichloropropane (hereinafter "1,2,3-TCP") is 0.000005 milligrams per liter (hereinafter "mg/L").

CCR, Title 22, Section 64445.1(c)(5)(C) Repeat Monitoring and Compliance – Organic Chemicals states that if any sample would cause the running annual average to exceed the MCL, the water system is immediately in violation. If a system takes more than one sample in a quarter, the average of all the results for that quarter shall be used when calculating the running annual average. If a system fails to complete four consecutive quarters of monitoring, the running annual average shall be based on an average of the available data.

The State Water Board received laboratory results for three 1,2,3-TCP samples collected from Well 205D. The average 1,2,3-TCP concentration from the three samples was 0.000021 mg/L. A summary of the Water System's most recent 1,2,3-TCP monitoring results are presented in Table 1 below:

Table 1 – Well 205D 1,2,3-TCP Sample Results (mg/L)
(1,2,3-TCP MCL is 0.000005 mg/L)

Compliance Period	Sample Date	Result	Average
1st Quarter 2018	03/14/2018	< 0.000005	0
2nd Quarter 2018	04/12/2018	0.0000094	0.0000094
3rd Quarter 2018	Missed	N/A	0
4th Quarter 2018	12/21/2018	0.000075	0.000075
		Minimum Running Annual Average (RAA)	**0.000021 ***

* If any one sample or average of samples would cause the four-quarter average (annual average) to exceed the MCL, the water system is immediately in violation.

DETERMINATION

The State Water Board has determined that the Water System has failed to comply with primary drinking water standards pursuant to CHSC, Section 116555 and the 1,2,3-TCP MCL pursuant to CCR, Title 22, Section 64444.

DIRECTIVES

To ensure that the water supplied by the Water System is at all times safe, wholesome, healthful, and potable, the Water System is hereby directed to take the following actions:

1. By **February 26, 2022**, comply with CCR, Title 22, Section 64444.

2. Quarterly sampling for 1,2,3-TCP from Well 205D must begin with the first quarter of 2019 and must continue quarterly thereafter. The analytical result(s) of the sample(s) must be submitted electronically to the State Water Board, by the laboratory, that conducts the analysis, no later than the tenth day of the month following completion of the analyses.

3. By **March 26, 2019**, notify all persons served by the Water System of the violation of CCR, Title 22, Section 64444, in conformance with Sections 64463.4 and 64465. Public notification to the persons served by the Water System shall continue quarterly until the State Water Board determines that the 1,2,3-TCP contamination is resolved. Appendix 1: Notification Template must be used to fulfill this directive, unless otherwise approved by the State Water Board.

4. Complete Appendix 2: Certification of Completion of Public Notification Form. Submit it together with a copy of the public notification required by Directive No. 3 to the State Water Board within 10 days following each public notification. The first certification of completion of public notification form is due by **April 10, 2019.**

5. Prepare for State Water Board approval, a Corrective Action Plan, identifying improvements to the water system designed to correct the water quality

problems identified as an exceedance of the 1,2,3-TCP MCL and ensure that the Water System delivers water to consumers that meets primary drinking water standards. The plan shall include a time schedule for completion of each of the phases of the project such as design, construction, and startup, and a date as of which the Water System will be in compliance with the 1,2,3-TCP MCL, which date must be no later than **February 26, 2022**.

6. By **May 24, 2019**, submit and present the Corrective Action Plan to the State Water Board's office located at 265 W. Bullard Ave., Suite 101, Fresno, CA 93704.

7. Perform the State Water Board approved Corrective Action Plan, and each and every element of said plan, according to the time schedule set forth therein.

8. By **April 10, 2019**, and every three months thereafter, submit a report to the State Water Board in the form provided as Appendix 3 showing actions taken during the previous quarter (calendar three months) to comply with the Corrective Action Plan.

9. By **March 12, 2022**, demonstrate to the State Water Board that the water delivered by the Water System complies with the 1,2,3-TCP MCL.

10. Notify the State Water Board in writing no later than five (5) days prior to the deadline for performance of any directive set forth herein if the Water System anticipates it will not meet the deadline.

11. By **March 12, 2019**, complete and return to the State Water Board the "Notification of Receipt" form attached to this Order as Appendix 4. Completion

of this form confirms that the Water System has received this Order and understands that it contains legally enforceable directives with due dates.

All submittals required by this Order, unless otherwise specified in the directives above, must be electronically submitted to the State Water Board at the following address. The subject line for all electronic submittals corresponding to this Order must include the following information: Water System name and number, Order number and title of the document being submitted.

Chad Fischer, P.E., Senior Sanitary Engineer
State Water Resources Control Board
Division of Drinking Water, Visalia District
265 W. Bullard Ave, Suite 101
Fresno, CA 93704

Dwpdist12@waterboards.ca.gov

The State Water Board reserves the right to make modifications to this Order as it may deem necessary to protect public health and safety. Such modifications may be issued as amendments to this Order and shall be effective upon issuance.

Nothing in this Order relieves the Water System of its obligation to meet the requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued or adopted thereunder.

PARTIES BOUND

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

SEVERABILITY

The directives of this Order are severable, and the Water System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA 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 California SDWA also authorizes the State Water Board 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 State Water 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 State Water Board. The State Water Board does not waive any further enforcement action by issuance of this Order.

Tricia A. Wathen

Tricia A. Wathen, P.E.
Central California Section Chief
State Water Resources Control Board
Division of Drinking Water

February 26, 2019
Date

Appendices Four:
1. Notification Template
2. Certification of Completion of Public Notification
3. Quarterly Progress Report
4. Notification of Receipt

Certified Mail No. 7014 3490 0001 7868 9436

APPENDIX 1. NOTIFICATION TEMPLATE

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este aviso contiene información muy importante sobre su agua potable, por favor lea el aviso en español si va aquí incluido. Si el aviso en español no va incluido aquí, contacte al sistema de agua para pedir una copia.

V Lions Ops water system has levels of 1,2,3-Trichloropropane Above Drinking Water Standards

---

Our water system recently violated a drinking water standard. Although this is not an emergency, as our customers, you have a right to know what you should do, what happened, and what we are doing to correct this situation.

We routinely monitor for the presence of drinking water contaminants. Testing results from _____ [Insert date(s) or month, year] showed 1,2,3-Trichloropropane (1,2,3-TCP) levels of [level and units]. The standard or maximum contaminant level (MCL) for 1,2,3-TCP is 0.000005 milligrams per liter (5 nanograms per liter, or 5 parts per trillion or 0.005 micrograms per liter (ug/L). The average level of 1,2,3-TCP over the last year was _____ [level and units].

What should I do?

- **You do not need to use an alternative (e.g. , bottled) water supply.**
- This is not an immediate risk. If it had been, you would have been notified immediately. However, *some people who drink water containing 1,2,3-trichloropropane in excess of the MCL over many years may have an increased risk of getting cancer.*
- 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?

[Describe corrective action] _____

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

For more information, please contact:

[Name of Contact] _____

[Phone Number] or _____

[Mailing Address] _____

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.

Secondary Notification Requirements

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- SCHOOLS: Must notify school employees, students, and parents (if the students are minors).
- RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS (including nursing homes and care facilities): Must notify tenants.
- BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS: Must notify employees of businesses located on the property.

This notice is being sent to you by V Lions Ops. Date distributed: _____

APPENDIX 2
CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

Compliance Order Number: 03_12_19R_005

Name of Water System: V Lions Ops

System Number: 1502133

Attach a copy of the public notice distributed to the water system's customers.

This form, when completed and sent to dwpdist12@waterboards.ca.gov for the Division of Drinking Water, Visalia District 12, 265 W. Bullard Avenue, Suite 101, Fresno, CA 93704 serves as certification that public notification to water users was completed as required by Title 22, California Code of Regulations, Sections 64463-64465.

Public notification for failure to comply with the **1,2,3-TCP MCL** was conducted on:

Notification was made on _____ (date).

For the following monitoring period: **1st** **2nd** **3rd** **4th** quarter(s) of _____ (year).
(Circle appropriate quarter(s))

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

For Community and non-transient non-community public water systems

☐ The notice was distributed by mail or direct delivery to each customer on: _____

One or more of the following methods were used to reach persons not likely to be reached by a mailing or direct delivery or persons served by a transient public water system (renters, nursing home patients, prison inmates, etc.):

☐ Posted the notice at the following conspicuous locations served by the water system. (If needed, please attach a list of locations). _____

☐ 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 on the Internet at www._____

☐ Other method used to notify customers. _____

I hereby certify that the above information is factual.

Certified by: Printed Name _____ Title_____

Signature _____

Date _____

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars ($5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than $25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.

APPENDIX 3: QUARTERLY PROGRESS REPORT

Water System: V Lions Ops	Water System No: 1502133
Compliance Order No: 03_12_19R_005	Violation: 1,2,3-TCP MCL
Calendar Quarter:	Date:

This form should be prepared and signed by Water System personnel with appropriate authority to implement the directives of the Compliance Order and the Corrective Action Plan. Please attach additional sheets as necessary. The quarterly progress report must be submitted by the 10th day of each subsequent quarter, to the Division of Drinking Water, Visalia District 12 Office to the following email address: dwpdist12@waterboards.ca.gov titled appropriately.

Summary of Compliance Plan:

Tasks completed in the reporting quarter:

Tasks remaining to complete:

Anticipated compliance date:

Printed Name **Signature**

Title **Date**

APPENDIX 4– NOTIFICATION OF RECEIPT

Compliance Order Number: 03_12_19R_005

Name of Water System: V Lions Ops

System Number: 1502133

Certification

I certify that I am an authorized representative of the V Lions Ops and that Compliance Order No. 03_12_19R_005 was received on _____. Further I certify that the Order has been reviewed by the appropriate management staff of the V Lions Ops and it is clearly understood that Compliance Order No. 03_12_19R_005 contains legally enforceable directives with specific due dates.

_____ _____

Signature of Water System Representative Date

THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD, DIVISION OF DRINKING WATER, NO LATER THAN March 12, 2019

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars ($5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than $25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.