State Water Resources Control Board
Division of Drinking Water

March 20, 2017

System No. 5403110

Mr. Glenn Stephenson, Secretary
Sierra Mutual Water Company
30840 Sunshine Drive
Porterville, CA 93257

CITATION NO. 03-24-17C-023
VIOLATION OF CHSC 116555(a)(1) AND DIRECTIVES OF COMPLIANCE ORDER NO. 03-24-16R-027

Enclosed is a Citation issued to the Sierra Mutual Water Company (hereinafter "Water System") public water system.

The Water System will be billed at the State Water Resources Control Board's (hereinafter "State Board") hourly rate (currently estimated at $161) for the time spent on issuing this Citation. California Health and Safety Code, Section 116577, provides that a public water system must reimburse the State Board for actual costs incurred by the State Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Board has spent approximately one hour on enforcement activities associated with this violation.

The Water System will receive a bill sent from the State 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.

If you have any questions regarding this matter, please contact Tulare District Staff at (559) 447-3300 or by email at dwpdist24@waterboards.ca.gov.

Sincerely,

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

Certified Mail No.: 7016 2070 0000 4896 4978

cc: Tulare County Environmental Health Department

03_24_17C_023_5403110_PP

Citation No. 03-24-17C-023

STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF DRINKING WATER

Name of Public Water System: Sierra Mutual Water Company

Water System No: 5403110

Attention: Mr. Glenn Stephenson, Secretary
30840 Sunshine Drive
Porterville, CA 93257

Issued: March 20, 2017

CITATION FOR

VIOLATION OF CALIFORNIA HEALTH AND SAFETY CODE 116555(a)(1)

AND

DIRECTIVES OF COMPLIANCE ORDER NO. 03-24-16R-027

The State Board, acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division, hereby issues this citation pursuant to Section 116650 of the CHSC to the Sierra Mutual Water Company (hereinafter "Water System") for violation of CHSC, Section 116555(a)(1) and directives of Compliance Order No. 03-24-16R-027.

A copy of the applicable statutes and regulations are included in Appendix 1, which is attached hereto and incorporated by reference.

STATEMENT OF FACTS

Division is informed by the Sierra Mutual Water Company (hereinafter "Water System") and believes that the Water System is a community water system located in Tulare County that supplies water for domestic purposes to approximately 39 individuals through 17 service connections. The Water System operates under a domestic water supply permit (No. 03-24-15P-013) issued by the Division on December 17, 2015. The Water System is a community public water system as defined in CHSC, section 116275.

The Division issued Compliance Order No. 03-24-16R-027 to the Water System on May 27, 2016 for noncompliance with the nitrate maximum contaminant level (hereinafter "MCL"). A copy of the Compliance Order is included as Attachment 2. The Compliance Order directed the Water System to take certain actions, including the following Directives:

1. On or before **June 30, 2019**, comply with Title 22, CCR, Section 64431 and remain in compliance.
2. On or before **June 30, 2016**, submit a written response to the Division indicating the Water System's agreement to comply with the directives of this Order and with the Corrective Action Plan addressed herein.
3. Commencing on the date of service of this Order, provide quarterly public notification in accordance with Attachment B, hereto, of the Water System's failure to meet the nitrate MCL (10 mg/L as N) during any calendar quarter that the sample results exceeds the MCL.

4. Commencing on the date of service of this Order, submit proof of each public notification conducted in compliance with Directive No. 3, herein above, within 10 days following each such notification, using the form provided as Attachment C, hereto.
5. Commencing on the date of service of this Order collect quarterly samples for nitrate as N from Well Nos. 01 and 02, as required by Section 64432(g), and ensure that the analytical results are reported to the Division electronically by the analyzing laboratory no later than the 10th day following the month in which the analysis was completed.
6. Prepare for Division approval a Corrective Action Plan identifying improvements to the water system designed to correct the water quality problem (violation of the nitrate 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 nitrate MCL, which date shall be no later than June 30, 2019.
7. On or before **August 31, 2016**, present the Corrective Action Plan required under Directive No. 6, above, to the Division in person at the Division's offices located at 265 W. Bullard Avenue, Suite 101, Fresno, CA 93704.
8. Timely perform the Division approved Corrective Action Plan and each and every element of said plan according to the time schedule set forth therein.

9. On or before **July 10, 2016**, and every three months thereafter, submit a report to the Division in the form provided as Attachment D, hereto, showing actions taken during the previous calendar three months to comply with the Corrective Action Plan.
10. Not later than ten (10) days following the date of compliance with the nitrate MCL, demonstrate to the Division that the water delivered by Water System complies with the nitrate MCL.
11. Notify the Division in writing no later than five (5) days prior to the deadline for performance of any Directive set forth herein if Water System anticipates it will not timely meet such performance deadline.

To date, the Water System has failed to comply with Directive Nos. 6, 7, and 9 of Compliance Order No. 03-24-16R-027. The Water System has not presented a Corrective Action Plan (CAP) for correction of the nitrate MCL to the Division. The Water System continues to violate the nitrate MCL and does not appear to be making progress towards the compliance deadline established in Directive No. 1 of Compliance Order No. 03-24-16R-027. Having failed to prepare and present a CAP (Directive Nos. 6&7) to the Division, the Water System has failed to routinely submit the required quarterly progress reports showing actions taken during the previous calendar quarter to comply with the CAP, as required by Directive No. 9.

DETERMINATION

Based on the above Statement of Facts, the Division has determined that the Water System has violated CHSC, Section 116555 and further has determined that said violation has continued from August 31, 2016, and through the date of this Citation.

ADMINISTRATIVE PENALTIES

Section 116650(a) of the CHSC allows for the issuance of a citation for failure to comply with the requirements of the California Safe Drinking Water Act, or any regulation, permit, standard, citation, or order issued thereunder. Section 116650(d) and (e) allow for the assessment of a penalty not to exceed one thousand dollars ($1,000) per day for each day that a violation occurs.

The Water System has failed to comply with the Directives of Compliance Order No. 03-24-16R-027. Therefore, the Division hereby assesses an administrative penalty of one thousand dollars ($1,000) upon the Sierra Mutual Water Company Water System.

DIRECTIVES

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

1. On or before **June 30, 2019**, comply with Title 22, CCR, Section 64431 and remain in compliance.

2. Prepare for Division approval a Corrective Action Plan identifying improvements to the water system designed to correct the water quality problem (violation of the nitrate 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 nitrate MCL, which date shall be no later than June 30, 2019.

3. On or before **May 5, 2017**, present the Corrective Action Plan required under Directive No. 6, above, to the Division in person at the Division's offices located at 265 W. Bullard Avenue, Suite 101, Fresno, CA 93704.

4. Timely perform the Division approved Corrective Action Plan and each and every element of said plan according to the time schedule set forth therein.

5. On or before **April 10, 2017**, and every three months thereafter, submit a report to the Division in the form provided as Attachment D, hereto, showing actions taken during the previous calendar three months to comply with the Corrective Action Plan.

6. Notify the Division in writing no later than five (5) days prior to the deadline for performance of any Directive set forth herein if Water System anticipates it will not timely meet such performance deadline.

7. Pay the Penalty of $1,000 on or before May 5, 2017. Payment shall be made by check and made payable to the Safe Drinking Water Account with the number of the Citation written on the back. Further instruction on submittal of payment is provided in Attachment 3 of this Citation, *Notice of Citation Issuance*.

The requirement to pay the Penalty and any and all additional penalties shall be suspended until May 5, 2017. Such suspension of the requirement to pay the Penalty and any and all additional penalties may be extended by the Division beyond May 5, 2017. Such extension may be effected only by written notice from the Division to the Water System. Additionally, the requirement to pay the Penalty and any and all penalties may be waived if the Division, in its sole discretion, determines that the Water System has complied with the directives of this Citation. Such waiver may be effected only by written notice from the Division to the Water System.

All submittals required by this Citation, other than the payment of the Penalty, shall be addressed to:

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

The State Board reserves the right to make such modifications to this 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 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 Citation 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 Citation 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 Board to: issue a 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 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 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 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 Board. The State Board does not waive any further enforcement action by issuance of this Citation.

3-20-2017

Date

Carl L. Carlucci, P.E.
Supervising Sanitary Engineer
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Appendices (3):

1. Applicable Statutes and Regulations
2. Copy of Compliance Order
3. Notice of Citation Issuance Penalty

Certified Mail No.: 7016 2070 0000 4896 4978

APPENDIX 1. APPLICABLE STATUTES FOR

Violations of California Health and Safety Code (CHSC)

Section 116271 states in relevant part:
(a) The State Water Resources Control Board succeeds to and is vested with all of the authority, duties, powers, purposes, functions, responsibilities, and jurisdiction of the State Department of Public Health, its predecessors, and its director for purposes of all of the following:

(1) The Environmental Laboratory Accreditation Act (Article 3 (commencing with Section 100825) of Chapter 4 of Part 1 of Division 101).
(2) Article 3 (commencing with Section 106875) of Chapter 4 of Part 1.
(3) Article 1 (commencing with Section 115825) of Chapter 5 of Part 10.
(4) This chapter and the Safe Drinking Water State Revolving Fund Law of 1997 (Chapter 4.5 (commencing with Section 116760)).
(5) Article 2 (commencing with Section 116800), Article 3 (commencing with Section 116825), and Article 4 (commencing with Section 116875) of Chapter 5.
(6) Chapter 7 (commencing with Section 116975).
(7) The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Division 43 (commencing with Section 75001) of the Public Resources Code).
(8) The Water Recycling Law (Chapter 7 (commencing with Section 13500) of Division 7 of the Water Code).
(9) Chapter 7.3 (commencing with Section 13560) of Division 7 of the Water Code.
(10) The California Safe Drinking Water Bond Law of 1976 (Chapter 10.5 (commencing with Section 13850) of Division 7 of the Water Code).
(11) Wholesale Regional Water System Security and Reliability Act (Division 20.5 (commencing with Section 73500) of the Water Code).
(12) Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Division 26.5 (commencing with Section 79500) of the Water Code).

(b) The State Water Resources Control Board shall maintain a drinking water program and carry out the duties, responsibilities, and functions described in this section. Statutory reference to "department," "state department," or "director" regarding a function transferred to the State Water Resources Control Board shall refer to the State Water Resources Control Board. This section does not impair the authority of a local health officer to enforce this chapter or a county's election not to enforce this chapter, as provided in Section 116500...

(k) (1) The State Water Resources Control Board shall appoint a deputy director who reports to the executive director to oversee the issuance and enforcement of public water system permits and other duties as appropriate. The deputy director shall have public health expertise.
(2) The deputy director is delegated the State Water Resources Control Board's authority to provide notice, approve notice content, approve emergency notification plans, and take other action pursuant to Article 5 (commencing with Section 116450), to issue, renew, reissue, revise, amend, or deny any public water system permits pursuant to Article 7 (commencing with Section 116525), to suspend or revoke any public water system permit pursuant to Article 8 (commencing with Section 116625), and to issue citations, assess penalties, or issue orders pursuant to Article 9 (commencing with Section 116650). Decisions and actions of the deputy director taken pursuant to Article 5 (commencing with Section 116450) or Article 7 (commencing with Section 116525) are deemed decisions and actions taken, but are not subject to reconsideration, by the State Water Resources Control Board. Decisions and actions of the deputy director taken pursuant to Article 8 (commencing with Section 116625) and Article 9 (commencing with Section 116650) are deemed decisions and actions taken by the State Water Resources Control Board, but any aggrieved person may petition the State Water Resources Control Board for reconsideration of the decision or action. This subdivision is not a limitation on the State Water Resources Control Board's authority to delegate any other powers and duties.

Section 116555 states in 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.
(2) Will not be subject to backflow under normal operating conditions.
(3) Provides a reliable and adequate supply of pure, wholesome, healthful, and potable water.

Section 116650 states in relevant part:
(a) If the department 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 department 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 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. A separate penalty may be assessed for each violation.

Section 116655 states in relevant part:
(a)Whenever the department determines that any person has violated or is violating this chapter, or any permit, regulation, or standard issued or adopted pursuant to this chapter, the director may issue an order doing any of the following:

(1) Directing compliance forthwith.
(2) Directing compliance in accordance with a time schedule set by the department.
(3) Directing that appropriate preventive action be taken in the case of a threatened violation.

(b) An order issued pursuant to this section may include, but shall not be limited to, any or all of the following requirements:

(1) That the existing plant, works, or system be repaired, altered, or added to.
(2) That purification or treatment works be installed.
(3) That the source of the water supply be changed.
(4) That no additional service connection be made to the system.
(5) That the water supply, the plant, or the system be monitored.
(6) That a report on the condition and operation of the plant, works, system, or water supply be submitted to the department.

APPENDIX 2. COPY OF COMPLIANCE ORDER NO. 03-24-16R-027

CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Sierra Mutual Water Company
ATTN: Mr. Glenn Stephenson, Secretary
30840 Sunshine Drive
Porterville, CA 93257

COMPLIANCE ORDER NO. 03-24-16R-027
FOR
VIOLATION OF HEALTH AND SAFETY CODE SECTION 1166555 (a)(1)
AND THE PRIMARY DRINKING WATER STANDARD FOR NITRATE

Dated May 27, 2016

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 this compliance order (hereinafter "Order") pursuant to Section 116655 of the California Health and Safety Code (hereinafter "CHSC") to Sierra Mutual Water Company for violation of CHSC section 116555(a)(1) and Title 22, California Code of Regulations (hereinafter "CCR"), Section 64431.

APPLICABLE AUTHORITIES

CHSC, Section 116555(a)(1) states in 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.

CHSC, Section 116655 states in relevant part:

(a) Whenever the department determines that any person has violated or is violating this chapter, or any permit, regulation, or standard issued or adopted pursuant to this chapter, the director may issue an order doing any of the following:
(1) Directing compliance forthwith.
(2) Directing compliance in accordance with a time schedule set by the department.
(3) Directing that appropriate preventive action be taken in the case of a threatened violation.

(b) An order issued pursuant to this section may include, but shall not be limited to, any or all of the following requirements:
(1) That the existing plant, works, or system be repaired, altered, or added to.
(2) That purification or treatment works be installed.
(3) That the source of the water supply be changed.
(4) That no additional service connection be made to the system.
(5) That the water supply, the plant, or the system be monitored.
(6) That a report on the condition and operation of the plant, works, system, or water supply be submitted to the department.

Title 22, CCR, Section 64431 (hereinafter "Section 64431"), states in relevant part:

Public water systems shall comply with the primary MCLs in table 64431-A as specified in this article.

Table 64431-A
Maximum Contaminant Levels
Inorganic Chemicals

Chemical	*Maximum Contaminant Level, mg/L*
Aluminum	1.
Antimony	0.006
Nitrate	0.010
Asbestos	7 MFL*
Barium	1.
Chemical	*Maximum Contaminant Level, mg/L*
Beryllium	0.004
Cadmium	0.005
Chromium	0.05
Cyanide	0.15
Fluoride	2.0
Hexavalent chromium	0.010
Mercury	0.002
Nickel	0.1
Nitrate (as NO3)	45.
Nitrate+Nitrite (sum as	10.
Nitrite (as nitrogen)	1.
Perchlorate	0.006
Selenium	0.05
Thallium	0.002

* MFL=million fibers per liter; MCL for fibers exceeding 10 um in length.

Title 22, CCR Section 64432 (hereinafter "Section 64432") provides in relevant part:

Section 64432.1

(a) To determine compliance with the MCL for nitrate in Table 64431-A, all public water systems using groundwater and transient-noncommunity systems using approved surface water shall monitor annually, and all community and nontransient-noncommunity systems using approved surface water shall monitor quarterly.

(1) The water supplier shall require the laboratory to notify the supplier within 24 hours whenever the level of nitrate in a single sample exceeds the MCL, and shall ensure that a contact person is available to receive such analytical results 24-hours a day. The water supplier shall also require the laboratory to immediately notify the Division of any acute nitrate MCL exceedance if the laboratory cannot make direct contact with the designated contact person within 24 hours. Within 24 hours of notification, the water supplier shall:

(A) Collect another sample, and

(B) Analyze the new sample; if the average of the two nitrate sample results exceeds the MCL, report the result to the Division within 24 hours. If the average does not exceed the MCL, inform the Division of the results within seven days from the receipt of the original analysis.

(C) If a system is unable to resample within 24 hours, it shall notify the consumers by issuing a Tier 1 Public Notice pursuant to section 64463.1 and shall collect and analyze a confirmation sample within two weeks of notification of the results of the first sample.

(2) For public water systems using groundwater, the repeat monitoring frequency shall be quarterly for at least one year following any one sample in which the concentration is greater than or equal to 50 percent of the MCL. After four consecutive quarterly samples are less than the MCL, a system may request that the Division reduce monitoring frequency to annual sampling.

STATEMENT OF FACTS

Division is informed by the Sierra Mutual Water Company Water System (hereinafter "Water System") and believes that the Water System is a community water system located in Tulare County that supplies water for domestic purposes to approximately 39 individuals through 17 service connections. The Water System operates under a Domestic Water Supply Permit No. 03-24-15P-013 issued by the Division on December 17, 2015. The Water System is a community public water system as defined in CHSC, section 116275.

The Water System utilizes two groundwater wells (Well Nos. 01-East & 02-West) as its sources of domestic water. Title 22, CCR, Division 4, Chapter 15, Article 4, establishes primary drinking water standards and monitoring and reporting requirements for inorganic constituents. Community and nontransient noncommunity water systems must comply with the maximum contaminant level for nitrate (as N) of 10 mg/L, as established in Title 22 CCR Section 64431.

The Water System was issued a Compliance Order in 2010 (No. 2010-22) by Tulare County for exceeding the nitrate standard. In July 2014, the Division was given primacy over the Water System. Since that time, the Water System has been conducting quarterly sampling of its wells for nitrate and provided its customers with public notification for the nitrate exceedance quarterly.

Samples collected from the Water System on March 8, 2016, showed nitrate concentrations of 20 mg/L (as N) in Well 01-East and 20.3 mg/L (as N) in Well 02-West. Sample results from September 2015 to present are provided in Table 1 below:

Table 1: Nitrate Monitoring Results

Sample Date	Well 01-East	Well 02-West
9/30/15	24 mg/L	23 mg/L
12/11/15	17.9 mg/L	18 mg/L
3/8/16	20 mg/L	20.3 mg.L

Specifically, the Water System exceeded the nitrate MCL (10 mg/L as N) by delivering water to the distribution system that was over the nitrate MCL. The last sample results collected on March 8, 2016 were 20 mg/L (as N) in Well 01-East and 20.3 mg/L (as N) in Well 02-West.

By regulation, public notification is required on a quarterly basis as long as the wells are being used. The Water System must also provide the Division with proof of public notification.

DETERMINATIONS

Based on the above Statement of Facts, the Division has determined that the Water System has violated CHSC, Section 116555 and Section 64431 in that the water produced by Well 01-East and Well 02-West, exceeded the nitrate MCL, and further has determined that said violation has continued from March 8, 2016, and through the date of this Order.

DIRECTIVES

Water System is hereby directed to take the following actions:

1. On or before **June 30, 2019**, comply with Title 22, CCR, Section 64431 and remain in compliance.

2. On or before **June 30, 2016**, submit a written response to the Division indicating the Water System's agreement to comply with the directives of this Order and with the Corrective Action Plan addressed herein.

3. Commencing on the date of service of this Order, provide quarterly public notification in accordance with Attachment B, hereto, of the Water System's failure to meet the nitrate MCL (10 mg/L as N) during any calendar quarter that the sample results exceeds the MCL.

4. Commencing on the date of service of this Order, submit proof of each public notification conducted in compliance with Directive No. 3, herein above, within 10 days following each such notification, using the form provided as Attachment C, hereto.

5. Commencing on the date of service of this Order collect quarterly samples for nitrate as N from Well 01-East and Well 02-West, as required by Section 64432(g), and ensure that the analytical results are reported to the Division electronically by the analyzing laboratory no later than the 10th day following the month in which the analysis was completed.

6. Prepare for Division approval a Corrective Action Plan identifying improvements to the water system designed to correct the water quality problem (violation of the nitrate 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 nitrate MCL, which date shall be no later than June 30, 2019.

7. On or before **August 31, 2016**, present the Corrective Action Plan required under Directive No. 6, above, to the Division in person at the Division's offices located at 265 W. Bullard Avenue, Suite 101, Fresno, CA 93704.

8. Timely perform the Division approved Corrective Action Plan and each and every element of said plan according to the time schedule set forth therein.

9. On or before **July 10, 2016**, and every three months thereafter, submit a report to the Division in the form provided as Attachment D, hereto, showing actions

taken during the previous calendar three months to comply with the Corrective Action Plan.

10. Not later than ten (10) days following the date of compliance with the nitrate MCL, demonstrate to the Division that the water delivered by Water System complies with the nitrate MCL.

11. Notify the Division in writing no later than five (5) days prior to the deadline for performance of any Directive set forth herein if Water System anticipates it will not timely meet such performance deadline.

All submittals required by this Order shall be addressed to:

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

As used in this Order, the date of issuance shall be the date of this Order; and the date of service shall be the date of service of this Order, personal or by certified mail, on the Water System.

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

Nothing in this Order relieves Water System of its obligation to meet the requirements of the California SDWA, or any regulation, standard, permit or order issued thereunder.

PARTIES BOUND

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

SEVERABILITY

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

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the Board to: issue a 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 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 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 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 Order.

5-27-2016

Carl Carlucci, P.E., Chief
Central California Section
State Water Resources Control Board
Division of Drinking Water

Date

Certified Mail No. 7015 1660 0000 0781 8589

Attachments:
Attachment A: Applicable Authorities
Attachment B: Public Notification Form
Attachment C: Proof of Notification Form
Attachment D: Quarterly Progress Report Form

cc: County of Tulare, Department of Environmental Health (w/o attachments)

APPENDIX 3. CITATION ISSUANCE PENALTY FORM

DRINKING WATER FIELD OPERATIONS BRANCH

NOTICE OF CITATION ISSUANCE PENALTY

BACKGROUND STATEMENT

The State Water Resources Control Board, Division of Drinking Water, issued **Citation No. 03-24-17C-023** for the **Sierra Mutual Water Company** (Public Water System No. **5403110**).

This Citation carries a penalty of $1,000.00 (one thousand dollars).

METHOD OF PAYMENT

On or Before **May 5, 2017**, submit a check in the amount of $1,000.00 made payable to:

SWRCB – Division of Drinking Water

and mail to:

SWRCB Accounting Office
ATTN: Drinking Water Program Fees
P.O. Box 1888
Sacramento, CA 95812-1888

(Please indicate the Citation Number on the Check)

(Attach Check Here)