CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board
Division of Drinking Water

October 21, 2016
System No. 1502056

Debbie Eoff, Bookkeeper
Clark Street Community Well
P.O. Box 2770
Lake Isabella, CA 93240

RE: Non Compliance with the 2015 Consumer Confidence Report (CCR)
Clark Street Community Well

Dear Ms. Eoff:

Attached you will find Citation No. 03-19-16C-047 that the State Water Resources Control Board, Division of Drinking Water (hereinafter State Board) is issuing to the Clark Street Community Well Water System (hereinafter Water System) to document the Water System's noncompliance with the Consumer Confidence Report (CCR) requirements, as specified in the California Health & Safety Code (CHSC) and Title 22, California Code of Regulations (details provided in Citation No. 03-19-16C-047).

Based on a review of the State Board's records, the Clark Street Community Well has failed to provide its customers with the Consumer Confidence Report for the year 2015 and also failed to submit the Certification to the State Board of distribution of the 2015 CCR to the customers. By a letter dated September 29, 2016, the State Board previously notified the Clark Street Community Well about this noncompliance issue and requested submittal of the 2015 CCR and CCR Certification Form.

Please note that a written response to the Citation is required by October 31, 2016. In addition, the Citation includes several directives and deadlines. Failure to comply with the citation directives will result in additional enforcement action, including assessment of a civil penalty. If you have any questions concerning any directive of the Citation, please call Zechariah Maynard with the Tehachapi District Office of the State Board at (661) 335-0991.

Sincerely,

Jaswinder S. Dhaliwal, P.E.
Senior Sanitary Engineer
DRINKING WATER FIELD OPERATIONS BRANCH

Enclosure: Citation No. 03-19-16C-047

CC: Kern County Dept. of Public Health, Environmental Health Services Division (w/o enclosure)
Charlie Howell, Seaco Technologies, Inc. (via email)

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

IN RE: **CLARK STREET COMMUNITY WELL**
Water System No. 1502056

TO: Debbie Eoff, Bookkeeper
Clark Street Community Well
P.O. Box 2770
Lake Isabella, CA 93240

BY CERTIFIED MAIL

CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTIONS 64480(a), 64483(a), and 64483(c)
2015 CONSUMER CONFIDENCE REPORT
CITATION NO. 03-19-16C-047
Issued on October 21, 2016

Section 116650 of the California Health and Safety Code (CHSC) authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA") or any regulation, standard, permit or order issued or adopted thereunder.

STATEMENT OF FACTS

Clark Street Community Well (hereinafter Water System) is classified as a community water system and serves a population of approximately 66 persons through 20 service connections. The Water System operates under the authority of Permit No. 52, issued on 7/19/1976, by the Kern County Environmental Health Services Department. Effective July 1, 2014, regulatory jurisdiction of the Water System was transferred from the California Department of Public Health to the State Water Resources Control Board.

VIOLATION

The State Water Resources Control Board, acting by and through its Division of Drinking Water (hereinafter "State Board") and the Deputy Director for the Division (hereinafter "Deputy Director") hereby issues a citation to Clark Street Community Well for failure to comply with Section 116470 of the CHSC, and Sections 64480(a), 64483(a) and 64483(c) of Title 22, California Code of Regulations. Specifically, the Water System failed to distribute by July 1, 2016, a Consumer Confidence Report (CCR) to its customers, providing specific information on the water quality, served to consumers during the year 2015, and also failed to submit the CCR Certification form to the State Board by October 1, 2016.

Section 116470(a) Consumer Confidence Report

Section 116470(a), CHSC, specifies that as a condition of its operating permit, every public water system shall annually prepare a consumer confidence report and mail or deliver a copy of that report to each customer.

Section 64480(a) Consumer Confidence Report – Applicability and Distribution

Section 64480.(a), Title 22, California Code of Regulations, specifies that each community and nontransient-noncommunity water system shall prepare and deliver the first Consumer Confidence Report by July 1, 2001, and subsequent reports by July 1 annually thereafter.

Section 64483(a) Consumer Confidence Report Delivery and Record Keeping

Specifies that each community and nontransient- noncommunity water system shall mail or directly deliver one copy of the Consumer Confidence Report to each customer.

COURT PAPER
STATE OF CALIFORNIA
STD. 113 (REV. 3-95)
OSP 10 119947

Section 64483(c) Consumer Confidence Report Delivery and Record Keeping

Specifies that no later than the date the water system is required to distribute the Consumer Confidence Report to its customers, each water system shall mail a copy of the report to the State Board, followed within three (3) months by a certification that the report has been distributed to customers, and that the information is correct and consistent with the compliance monitoring data, previously submitted to the State Board.

As described in Section 64481, Title 22, California Code of Regulations, the CCR is to provide, as a minimum, source of water purveyed by the public water system, specific information on concentrations of microbiological contaminants, minerals, physical agents, inorganic chemicals, organic chemicals, radioactivity, sodium, hardness, disinfection by-products, detected in the water supply, origin of contaminants detected in the water; explanation of any MCL violation of the primary drinking water standard, enforcement actions, monitoring & reporting violations, statement of health concerns, terms of a variance or exemption (if any granted to the water system), contact information of water system designee for additional information concerning the report. Regulations requiring community and nontransient-noncommunity water systems in California, to provide a CCR to customers, were adopted and effective on May 26, 2001.

By a letter dated September 29, 2016, the State Board requested a copy of the 2015 CCR and CCR Certification Form from the Clark Street Community Well. A review of the State Board's records indicates that the State Board has **not** received a copy of the 2015 CCR and CCR Certification Form (2015 CCR provided to customers by the Clark Street Community Well and certification to the State Board that 2015 CCR has been distributed to customers). **Therefore, the State Board has determined that the Clark Street Community Well is in violation of the CCR requirement.** In addition, the Clark Street Community Well is still required to provide a CCR to its customers and mail a copy along with the CCR

COURT PAPER
STATE OF CALIFORNIA
STD. 113 (REV. 3-95)
OSP 10 119947

Certification Form to the State Board for the year 2016, which are due no later than July 1, 2017 and July 31, 2017, as described under the Directives.

The above violations are classified as non-continuing violations.

DIRECTIVES

Clark Street Community Well is hereby directed to take the following actions:

1. Cease violating the reporting requirements of Section 116470 of the CHSC, and Sections 64480(a), 64483(a), and 64483(c) of Title 22, California Code of Regulations.
2. By **October 31, 2016**, Clark Street Community Well shall submit a written response to the State Board acknowledging that it has received this citation and will comply with all the directives listed herein. A copy of the 2015 CCR and CCR Certification Form shall be included with the response **if** the Water System previously issued the 2015 CCR to its customers.
3. **By November 14, 2016**, Clark Street Community Well shall distribute a State Board approved Consumer Confidence Report to each customer, reporting the water quality for the year 2015. The following website will serve as a guide to complete the 2015 CCR accurately.
   http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/CCR.shtml
4. **By November 14, 2016**, Clark Street Community Well shall submit to the State Board certification of distribution to customers of the 2015 CCR, along with a copy of the 2015 CCR.
5. **By July 1, 2017**, Clark Street Community Well shall distribute a State Board approved Consumer Confidence Report to each customer, reporting the water

COURT PAPER
STATE OF CALIFORNIA
STD. 113 (REV. 3-95)
OSP 10 119947

quality for the year 2016. The following website will serve as a guide to complete the 2016 CCR accurately.

http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/CCR.shtml

6. **By July 31, 2017**, Clark Street Community Well shall submit to the State Board certification of distribution to customers of the 2016 CCR, along with a copy of the 2016 CCR.

7. In the future, Clark Street Community Well shall distribute a Consumer Confidence Report to each customer by July 1 of each year, reporting water quality information for the prior year. A copy of each year's consumer confidence report shall be provided to the State Board within 30 days of issuance of the Consumer Confidence Report and no later than October 1 each year, with proof of distribution, using the CCR Certification form.

All submittals required by this citation shall be addressed to:

Jaswinder S. Dhaliwal, P.E.,
Senior Sanitary Engineer
State Water Resources Control Board
Division of Drinking Water
4925 Commerce Drive, Suite 120
Bakersfield, CA 93309

FURTHER ENFORCEMENT ACTIONS

Section 116270, Division 104, Part 12, Chapter 4 of the CHSC authorizes the State Board to: issue additional citations with assessment of penalties if the public water system continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the system has violated applicable law or regulations or has failed to comply with orders of the State Board; and petition the superior court to take various enforcement measures against a public water

COURT PAPER
STATE OF CALIFORNIA
STD. 113 (REV. 3-95)
OSP 10 119947

system that has failed to comply with orders of the State Board. The State Board does not waive any further enforcement action by issuance of this citation.

PARTIES BOUND

This citation shall apply to and be binding upon Clark Street Community Well, its officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The directives of this citation are severable, and Clark Street Community Well shall comply with each and every provision thereof, notwithstanding the effectiveness of any other provision.

CIVIL PENALTY

Section 116650, subsections (d) and (e) of the CHSC allow for the assessment of a civil penalty for the failure to comply with the requirements of the Safe Drinking Water Act.

Failure to comply with any Directive of this Citation may result in the State Board imposing an administrative penalty in an amount not to exceed $1,000 (One thousand dollars) for each day that the violation continues beyond the date set for correction in this Citation. Clark Street Community Well has been billed at the current hourly rate of $161.00 since this is an enforcement action for noncompliance with the regulations.

COURT PAPER
STATE OF CALIFORNIA
STD. 113 (REV. 3-95)
OSP 10 119947

The State Board does not waive any further enforcement action by issuance of this citation, and expressly reserves the right to issue a citation with penalties for the violations on which the Directives of this citation are based.

October 21, 2016
Date

Jaswinder S. Dhaliwal, P.E.
Senior Sanitary Engineer
Tehachapi District
SOUTHERN CALIFORNIA BRANCH

CERTIFIED MAIL NO. 7015 1520 0000 4432 2264

cc: Kern County Dept. of Public Health, Environmental Health Services Division
Charlie Howell, Seaco Technologies, Inc. (via email)

COURT PAPER
STATE OF CALIFORNIA
STD. 113 (REV. 3-95)
OSP 10 119947