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GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

**State Water Resources Control Board**

Division of Drinking Water

January 21, 2015  
System No.: 5401063

Mr. Scott Hobson, Safety Coordinator  
Tharp Real Properties  
15243 Road 192  
Porterville, CA 93257

RE: Citation No. 03-24-14C-031  
Violation of Title 22, California Code of Regulations, Section 64426.1 & 64424(d)  
For June & July 2014

Dear Mr. Hobson:

Enclosed is a Citation issued to the Tharp Real Properties (Water System) public water system.

The Water System will be billed at the Division's hourly rate (currently estimated at \$128.00) for the time spent on issuing this Citation. The California Health and Safety Code Section 116577 provides that a public water system must reimburse the Division for actual costs incurred by the Division for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the Division has spent approximately one and one-half (1 ½) hours on enforcement activities associated with this violation.

The Water System will receive a bill sent from the Division of Drinking Water Fee Billing Unit 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 letter and the enclosed citation, please contact the Tulare District office at (559) 447-3300.

Sincerely,

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

CJF/MRC  
Enclosures  
cc: Tulare County Environmental Health Department

STATE OF CALIFORNIA  
WATER RESOURCES CONTROL BOARD  
DIVISION OF DRINKING WATER

IN RE: **THARP REAL PROPERTIES**  
Water System No. 5401063

TO: Mr. Scott Hobson, Safety Coordinator  
Tharp Real Properties  
15243 Road 192  
Porterville, CA 93257

CC: Tulare County Environmental Health Services Department

CITATION FOR VIOLATION OF  
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64426.1  
June and July 2014

**Issued on January 21, 2015**

Section 116650 of the California Health and Safety Code 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.

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 a citation to the Tharp Real Properties (hereinafter "Water System") (15243 Road 192, Porterville, CA 93257) for violation of California Code of Regulations (CCR), Title 22, Section 64426.1.

1 APPLICABLE AUTHORITIES

2 The applicable statutes and regulations are provided in Appendix A, attached hereto and  
3 incorporated by reference.

4  
5 STATEMENT OF FACTS

6 The Water System is a transient noncommunity water system serving a population of  
7 approximately 35 persons through 5 service connections. Effective July 1, 2014, the Tulare  
8 County Environmental Health Department (County) transferred the jurisdictional regulatory  
9 oversight for this water system to the Division. The Water System currently operates under a  
10 water supply permit issued by the County on February 28, 2008.

11  
12 The Water System is required to collect a minimum of one distribution system bacteriological  
13 sample per quarter. The bacteriological was analysis results submitted by the Water System  
14 reported the presence of total coliform bacteria in four of five samples collected by the Water  
15 System in June 2014. None of the positive samples showed the presence of fecal coliform or  
16 *E.coli* bacteria.

17  
18 In response to the presence of total coliform bacteria in the quarterly routine distribution system  
19 sample collected on June 9, 2014, a total of four repeat samples were collected on June 11,  
20 2014. Three of the repeat samples showed the presence of total coliform bacteria. None of the  
21 positive samples showed the presence of fecal coliform or *E.coli* bacteria.

22  
23 The cause of contamination is believed to be from the Water System's well. A sample was  
24 collected from the well on June 11, 2014, and showed the presence of total coliform bacteria.  
25 The sample was negative for fecal coliform and/or *E.coli* bacteria.

1 NOTIFICATION REQUIREMENTS

2 Public Notification to the Division and consumers of a water system is required whenever a  
3 violation of the Total Coliform MCL occurs. Notification to the Division is required by the end of  
4 the business day on which the violation has been determined. If the Division is closed,  
5 notification shall be within 24 hours of the determination. The Water System notified the County  
6 of the Total Coliform Rule (TCR) Maximum Contaminant Level (MCL) violation in June 2014.  
7 The Division was not notified by the Water System because the County still had regulatory  
8 jurisdiction over the Water System.

9  
10 Public notification to the consumers of the water system has not been conducted. Attachment B  
11 is a copy of a public notice in English that the Water System may use to notify its consumers.  
12 This notice fulfills the total coliform MCL notification requirements and includes the mandatory  
13 language. Proof of notification is required.

14  
15 DETERMINATION

16 Title 22, CCR, Section 64426.1, Total Coliform Maximum Contaminant Level (MCL) provides  
17 that a public water system that collected fewer than 40 bacteriological samples per month has  
18 violated the regulation if more than one sample collected during any month is total coliform  
19 positive.

20  
21 The Division has determined that the Water System failed to comply with Title 22, CCR, Section  
22 64426.1, Total Coliform MCL for the month of June 2014 due to the presence of total coliform  
23 bacteria in four of five samples collected in June 2014.

24  
25 In addition, the Water System has failed to comply with the Title 22, CCR, Section 64424(d)  
26 which specifies that if a public water system for which fewer than five routine samples per month  
27 are collected has one or more total coliform-positive samples, the water supplier shall collect at

1 least five routine samples the following month. The Water System did not collect any samples  
2 for July 2014.

3  
4 **DIRECTIVES**

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

- 6
- 7 1. Comply with Title 22, CCR, Section 64426.1, in all future monitoring periods.
  - 8
  - 9 2. On or before **February 20, 2015**, notify all persons served by the Water System of the TCR  
10 MCL violation by utilizing the Tier 2 Public Notice for violations of Section 64426.1. Public  
11 notice shall be given pursuant to Sections 64463.4 and 64465. The Water System shall use  
12 the public notification template appended as Attachment B to fulfill the public notification  
13 requirements. Section 64463.4 allows transient noncommunity water systems to give public  
14 notice by posting the notice in conspicuous locations throughout the water system.
  - 15
  - 16 3. Within ten days of the provision of public notification, the Water System shall provide to the  
17 Division certification of public notification using the enclosed Proof of Notification form  
18 (Attachment C). A copy of the final notice that was distributed shall also be submitted to the  
19 Division with the proof of notification form.
  - 20
  - 21 4. The Water System shall notify the Division of any further violations of the total coliform MCL  
22 by the end of the business day on which the violation has been determined, or, if the  
23 Division is closed, within 24 hours of the determination.
  - 24
  - 25 5. By **February 20, 2015**, the Water System shall complete and submit the enclosed "Positive  
26 Total Coliform Investigation" form to the Division that describes the incident and all  
27

1 corrective actions taken, and the results of the investigation. The appropriate investigation  
2 report is provided as Attachment D.

3  
4 The Division reserves the right to make such modifications to the Citation as it may deem  
5 necessary to protect public health and safety. Such modifications may be issued as  
6 amendments to this Citation and shall be effective upon issuance.

7  
8 Nothing in this Citation relieves the Water System of its obligation to meet the requirements of  
9 the California Safe Drinking Water Act or any regulation, standard, permit or order issued  
10 thereunder.

11  
12 All submittal required by this Citation shall be submitted to the Division at the following address:

13  
14 Chad Fischer, P.E.  
15 Senior Sanitary Engineer  
16 State Water Resources Control Board  
17 Division of Drinking Water  
18 265 W. Bullard Avenue, Suite 101  
19 Fresno, CA 93704

20  
21  
22 **PARTIES BOUND**

23 This Citation shall apply to and be binding upon the Tharp Real Properties, its officers, directors,  
24 agents, employees, contractors, successors, and assignees.

25  
26 **SEVERABILITY**

27 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.

1 FURTHER ENFORCEMENT ACTION

2 The California SDWA authorizes the Board to: issue citation with assessment of administrative  
3 penalties to a public water system for violation or continued violation of the requirements of the  
4 California SDWA or any permit, regulation or order issued or adopted thereunder including, but  
5 not limited to, failure to correct a violation identified in a citation or compliance order. The  
6 California SDWA also authorizes the Board to take action to suspend or revoke a permit that  
7 has been issued to a public water system if the system has violated applicable law or  
8 regulations or has failed to comply with an order of the Board; and to petition the superior court  
9 to take various enforcement measures against a public water system that has failed to comply  
10 with an order of the Board. The Board does not waive any further enforcement action by  
11 issuance of this citation.

12  
13  
14 1/21/2015

12  
13  
14 [Handwritten Signature]

15 Date

15 Chad Fischer, P.E.  
16 Senior Sanitary Engineer, Tulare District  
17 DRINKING WATER FIELD OPERATIONS BRANCH

18 **CJF/MRC**

18 **Attachments:**

- 19 Attachment A: Summary of Distribution Bacteriological Samples for October 2014
- 20 Attachment B: Tier 2 Public Notice
- 21 Attachment C: Proof of Notification Form
- 22 Attachment D: Positive Total Coliform Investigation Report

23 03\_24\_14C\_031\_5401063\_22.doc



## APPENDIX A

### Applicable Statues and Regulations for Citation No. 03-24-14C-031

#### **Section 116650 of the CHSC states in relevant part:**

##### §116650. Citations

- (a) If the Division 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 Division 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 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.

#### **Section 64424 of Title 22, California Code of Regulations (CCR) states in relevant part:**

##### §64424. Repeat Sampling.

- (a) If a routine sample is total coliform-positive, the water supplier shall collect a repeat sample set as described in paragraph (a)(1) within 24 hours of being notified of the positive result. The repeat samples shall all be collected within the same 24 hour time period. A single service connection system may request that the Division allow the collection of the repeat sample set over a four-day period.
  - (1) For a water supplier that normally collects more than one routine sample a month, a repeat sample set shall be at least three samples for each total coliform-positive sample. For a water supplier that normally collects one or fewer samples per month, a repeat sample set shall be at least four samples for each total coliform-positive sample.
  - (2) If the water supplier is unable to collect the samples within the 24-hour time period specified in subsection (a) or deliver the samples to the laboratory within 24 hours after collection because of circumstances beyond its control, the water supplier shall notify the Department within 24 hours. The Department will then determine how much time the supplier will have to collect the repeat samples.
- (b) When collecting the repeat sample set, the water supplier shall collect at least one repeat sample from the sampling tap where the original total coliform-positive sample was taken. Other repeat samples shall be collected within five service connections upstream or downstream of the original site. At least one sample shall be from upstream and one from downstream unless there is no upstream and/or downstream service connection.
- (c) If one or more samples in the repeat sample set is total coliform-positive, the water supplier shall collect and have analyzed an additional set of repeat samples as

specified in subsections (a) and (b). The supplier shall repeat this process until either no coliforms are detected in one complete repeat sample set or the supplier determines that the MCL for total coliforms specified in §64426.1 has been exceeded and notifies the Department.

- (d) 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. A water supplier may request the Department waive the requirement to collect at least five routine samples the following month, but a waiver will not be granted solely on the basis that all repeat samples are total coliform-negative. To request a waiver, one of the following conditions shall be met:
- (1) The Department conducts a site visit before the end of the next month the system provides water to the public to determine whether additional monitoring and/or corrective action is necessary to protect public health.
  - (2) The Department determines why the sample was total coliform-positive and establishes that the system has corrected the problem or will correct the problem before the end of the next month the system serves water to the public. If a waiver is granted, a system shall collect at least one routine sample before the end of the next month it serves water to the public and use it to determine compliance with §64426.1.

**Section 64426.1 of Title 22, California Code of Regulations (CCR) states in relevant part:**  
§64426.1. Total Coliform Maximum Contaminant Level (MCL).

- (a) Results of all samples collected in a calendar month pursuant to Sections 64423, 64424, and 64425 that are not invalidated by the Department or the laboratory shall be included in determining compliance with the total coliform MCL. Special purpose samples such as those listed in §64421(b) and samples collected by the water supplier during special investigations shall not be used to determine compliance with the total coliform MCL.
- (b) A public water system is in violation of the total coliform MCL when any of the following occurs:
- (1) For a public water system which collects at least 40 samples per month, more than 5.0 percent of the samples collected during any month are total coliform-positive; or
  - (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; or
  - (3) Any repeat sample is fecal coliform-positive or E. coli-positive; or
  - (4) Any repeat sample following a fecal coliform-positive or E. coli-positive routine sample is total coliform-positive.
- (c) If a public water system is not in compliance with paragraphs (b)(1) through (4), during any month in which it supplies water to the public, the water supplier shall notify the Department by the end of the business day on which this is determined, unless the determination occurs after the Department office is closed, in which case the supplier shall notify the Department within 24 hours of the determination. The water supplier shall also notify the consumers served by the water system. A Tier 2 Public Notice shall be given for violations of paragraphs (b)(1) or (2), pursuant to section 64463.4. A Tier 1 Public Notice shall be given for violations of paragraphs (b)(3) or (4), pursuant to section 64463.1.

**Section 64463.4 of Title 22, California Code of Regulations (CCR) states in relevant part:**  
§64463.4. Tier 2 Public Notice.

- (a) A water system shall give public notice pursuant to this section if any of the following occurs:
- (1) Any violation of the MCL, MRDL, and treatment technique requirements, except:
    - (A) Where a Tier 1 public notice is required under section 64463.1; or
    - (B) Where the Department determines that a Tier 1 public notice is required, based on potential health impacts and persistence of the violations;
  - (2) All violations of the monitoring and testing procedure requirements in sections 64421 through 64426.1, article 3 (Primary Standards – Bacteriological Quality), for which the Department determines that a Tier 2 rather than a Tier 3 public notice is required, based on potential health impacts and persistence of the violations;

.....

- (b) A water system shall give the notice as soon as possible within 30 days after it learns of a violation or occurrence specified in subsection (a), except that the water system may request an extension of up to 60 days for providing the notice. This extension would be subject to the Department's written approval based on the violation or occurrence having been resolved and the Department's determination that public health and welfare would in no way be adversely affected. In addition, the water system shall:
- (1) Maintain posted notices in place for as long as the violation or occurrence continues, but in no case less than seven days;
  - (2) Repeat the notice every three months as long as the violation or occurrence continues. Subject to the Department's written approval based on its determination that public health would in no way be adversely affected, the water system may be allowed to notice less frequently but in no case less than once per year. No allowance for reduced frequency of notice shall be given in the case of a total coliform MCL violation or violation of a Chapter 17 treatment technique requirement; and

.....

- (c) A water system shall deliver the notice, in a manner designed to reach persons served, within the required time period as follows:
- (1) Unless otherwise directed by the Department in writing based on its assessment of the violation or occurrence and the potential for adverse effects on public health and welfare, community water systems shall give public notice by:
    - (A) Mail or direct delivery to each customer receiving a bill including those that provide their drinking water to others (e.g., schools or school systems, apartment building owners, or large private employers), and other service connections to which water is delivered by the water system; and
    - (B) Use of one or more of the following methods to reach persons not likely to be reached by a mailing or direct delivery (renters, university students, nursing home patients, prison inmates, etc.):
      1. Publication in a local newspaper;
      2. Posting in conspicuous public places served by the water system, or on the Internet; or
      3. Delivery to community organizations.
  - (2) Unless otherwise directed by the Department in writing based on its assessment of the violation or occurrence and the potential for adverse effects on public health and welfare, noncommunity water systems shall give the public notice by:

- (A) Posting in conspicuous locations throughout the area served by the water system; and
- (B) Using one or more of the following methods to reach persons not likely to be reached by a public posting:
  1. Publication in a local newspaper or newsletter distributed to customers;
  2. E-mail message to employees or students;
  3. Posting on the Internet or intranet; or
  4. Direct delivery to each customer.

**Section 64465. of Title 22, California Code of Regulations (CCR) states in relevant part:**  
 §64465. Public Notice Content and Format.

- (a) Each public notice given pursuant to this article, except Tier 3 public notices for variances and exemptions pursuant to subsection (b), shall contain the following:
  - (1) A description of the violation or occurrence, including the contaminant(s) of concern, and (as applicable) the contaminant level(s);
  - (2) The date(s) of the violation or occurrence;
  - (3) Any potential adverse health effects from the violation or occurrence, including the appropriate standard health effects language from appendices 64465-A through G;
  - (4) The population at risk, including subpopulations particularly vulnerable if exposed to the contaminant in drinking water;
  - (5) Whether alternative water supplies should be used;
  - (6) What actions consumers should take, including when they should seek medical help, if known;
  - (7) What the water system is doing to correct the violation or occurrence;
  - (8) When the water system expects to return to compliance or resolve the occurrence;
  - (9) The name, business address, and phone number of the water system owner, operator, or designee of the water system as a source of additional information concerning the public notice;
  - (10) A statement to encourage the public notice recipient to distribute the public notice to other persons served, using the following standard language: "Please share this information with all the other people who drink this water, especially those who may not have received this public 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"; and
  - (11) For a water system with a monitoring and testing procedure violation, this language shall be included: "We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During [*compliance period dates*], we [*'did not monitor or test'* or *'did not complete all monitoring or testing'*] for [*contaminant(s)*], and therefore, cannot be sure of the quality of your drinking water during that time."

.....

- (c) Each public notice given pursuant to this article shall contain information in Spanish regarding the importance of the notice, or contain a telephone number or address where Spanish-speaking residents may contact the water system to obtain a translated copy of the public notice or assistance in Spanish. For each non-English speaking group other than Spanish-speaking that exceeds 1,000 residents or 10% of the residents in the community served, whichever is less, the public notice shall:

- (1) Contain information in the appropriate language(s) regarding the importance of the notice, or
  - (2) Contain a telephone number or address where such residents may contact the water system to obtain a translated copy of the notice or assistance in the appropriate language.
- (d) 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.

**Ground Water Rule**

**Section 64430. of Title 22, California Code of Regulations (CCR) states in relevant part: §64430. Requirements.**

A public water system that uses ground water shall comply with the following provisions of 40 Code of Federal Regulations as they appear in the Ground Water Rule published in 71 Federal Register 65574 (November 8, 2006) and amended in 71 Federal Register 67427 (November 21, 2006) and 74 Federal Register 30953 (June 29, 2009), which are hereby incorporated by reference: Sections 141.21(d)(3), 141.28(a), 141.153(h)(6), Appendix A to Subpart O (Consumer Confidence Reports), 141.202(a)(8), 141.203(a)(4), Appendices A and B to Subpart Q (Public Notification), and 141.400 through 141.405, except that in:

- (a) sections 141.402(a)(1)(ii), (a)(2), (a)(2)(ii), (a)(4), (a)(4)(ii)(A), (a)(5)(i), and (a)(5)(ii), the phrase —§141.21(a) is replaced by —22 California Code of Regulations sections 64422 and 64423,
- (b) sections 141.402(a)(1)(ii) and 141.405(b)(4), the phrase —§141.21(c) is replaced by —22 California Code of Regulations section 64425, and
- (c) section 141.402(a)(2)(iii), the phrase —§141.21(b) is replaced by —22 California Code of Regulations section 64424.

*[Note: The text reflecting this section is provided in Addendum A of this book.]*

**Addendum A**

**§141.402. Ground water source microbial monitoring and analytical methods.**

(a) *Triggered source water monitoring —*

- (1) *General requirements.* A ground water system must conduct triggered source water monitoring if the conditions identified in paragraphs (a)(1)(i) and (a)(1)(ii) of this section exist.
  - (i) The system does not provide at least 4-log treatment of viruses (using inactivation, removal, or a State-approved combination of 4-log virus inactivation and removal) before or at the first customer for each ground water source; and
  - (ii) The system is notified that a sample collected under 22 California Code of Regulations sections 64422 and 64423 is total coliform-positive and the sample is not invalidated under 22 California Code of Regulations section 64425.
- (2) *Sampling requirements.* A ground water system must collect, within 24 hours of notification of the total coliform-positive sample, at least one ground water source sample from each ground water source in use at the time the total coliform-positive sample was collected under 22 California Code of Regulations sections 64422 and 64423, except as provided in paragraph (a)(2)(ii) of this section.

- (i) The State may extend the 24-hour time limit on a case-by-case basis if the system cannot collect the ground water source water sample within 24 hours due to circumstances beyond its control. In the case of an extension, the State must specify how much time the system has to collect the sample.
- (ii) If approved by the State, systems with more than one ground water source may meet the requirements of this paragraph (a)(2) by sampling a representative ground water source or sources. If directed by the State, systems must submit for State approval a triggered source water monitoring plan that identifies one or more ground water sources that are representative of each monitoring site in the system's sample siting plan under 22 California Code of Regulations sections 64422 and 64423 and that the system intends to use for representative sampling under this paragraph.
- (iii) A ground water system serving 1,000 people or fewer may use a repeat sample collected from a ground water source to meet both the requirements of 22 California Code of Regulations section 64424 and to satisfy the monitoring requirements of paragraph (a)(2) of this section for that ground water source only if the State approves the use of *E. coli* as a fecal indicator for source water monitoring under this paragraph (a). If the repeat sample collected from the ground water source is *E. coli* positive, the system must comply with paragraph (a)(3) of this section.
- (3) *Additional requirements.* If the State does not require corrective action under §141.403(a)(2) for a fecal indicator-positive source water sample collected under paragraph (a)(2) of this section that is not invalidated under paragraph (d) of this section, the system must collect five additional source water samples from the same source within 24 hours of being notified of the fecal indicator-positive sample.
- (4) *Consecutive and wholesale systems —*
- (i) In addition to the other requirements of this paragraph (a), a consecutive ground water system that has a total coliform-positive sample collected under 22 California Code of Regulations sections 64422 and 64423 must notify the wholesale system(s) within 24 hours of being notified of the total coliform-positive sample.
- (ii) In addition to the other requirements of this paragraph (a), a wholesale ground water system must comply with paragraphs (a)(4)(ii)(A) and (a)(4)(ii)(B) of this section.
- (A) A wholesale ground water system that receives notice from a consecutive system it serves that a sample collected under 22 California Code of Regulations sections 64422 and 64423 is total coliform-positive must, within 24 hours of being notified, collect a sample from its ground water source(s) under paragraph (a)(2) of this section and analyze it for a fecal indicator under paragraph (c) of this section.
- (B) If the sample collected under paragraph (a)(4)(ii)(A) of this section is fecal indicator-positive, the wholesale ground water system must notify all consecutive systems served by that ground water source of the fecal indicator source water positive within 24 hours of being notified of the ground water source sample monitoring result and must meet the requirements of paragraph (a)(3) of this section.
- (5) *Exceptions to the triggered source water monitoring requirements.* A ground water system is not required to comply with the source water monitoring requirements of paragraph (a) of this section if either of the following conditions exists:

- (i) The State determines, and documents in writing, that the total coliform-positive sample collected under 22 California Code of Regulations sections 64422 and 64423 is caused by a distribution system deficiency; or
- (ii) The total coliform-positive sample collected under 22 California Code of Regulations sections 64422 and 64423 is collected at a location that meets State criteria for distribution system conditions that will cause total coliform-positive samples.

**ASSOCIATED VIOLATIONS**

Additionally, the Water System has failed to comply with the following Section 64424 of Title 22, CCR:

Section 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.

# Bacteriological Distribution Monitoring Report

**5401063**     **Tharp Real Properties**

*Distribution System Freq: 1/Q*

Sample Date	Location	T Coli	E Coli	F Coli	HPC	Type	Cl2	Cl2 Avg	Viol. Type	GWR Satisfied?	Comments
7/1/2014	No Samples										Cit 03-24-14C-031
6/11/2014	east wall	A				Repeat					
6/11/2014	west wall	P	A			Repeat			MCL		Cit 03-24-14C-031
6/11/2014	Well	P	A			Source Repeat					
6/11/2014	Market sink	P	A			Repeat					
6/9/2014	market sink	P	A			Routine				Yes	

**Violation Key**

MCL	Exceeds the maximum contaminant level	MR5	Incorrect number of repeat samples as follow-up to a positive sample
MR1	No monthly sample for the report month	MR6	No source sample
MR2	No quarterly sample for the report month	MR7	No summary report submitted
MR3	Incorrect number of routine samples for the report month	MR8	Other comments and/or info
MR4	Did not collect 5 routine samples for previous month's positive sample	MR9	Cl2 not reported

## IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.  
Tradúzcalo o hable con alguien que lo entienda bien.

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### Tharp Real Properties Had Levels of Coliform Bacteria Above the Drinking Water Standard

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Our water system recently failed a drinking water standard. Although this incident was not an emergency, as our customers, you have a right to know what you should do, what happened and what we did to correct this situation.

We routinely monitor for drinking water contaminants. We took five (5) samples to test for the presence of coliform bacteria in June 2014. Four (4) of these samples showed the presence of total coliform bacteria. The standard is that no more than 1 sample per month may show the presence of coliform bacteria.

#### What should I do?

- **You do not need to boil your water or take other corrective actions.**
- This is not an emergency. If it had been, you would have been notified immediately. Total coliform bacteria are generally not harmful themselves. *Coliforms are bacteria which are naturally present in the environment and are used as an indicator that other, potentially-harmful, bacteria may be present. Coliforms were found in more samples than allowed and this was a warning of potential problems.*
- Usually, coliforms are a sign that there could be a problem with the treatment or distribution system (pipes). Whenever we detect coliform bacteria in any sample, we do follow-up testing to see if other bacteria of greater concern, such as fecal coliform or *E. coli*, are present. **We did not find any of these bacteria in our subsequent testing.**
- People with severely compromised immune systems, infants, and some elderly may be at increased risk. These people should seek advice about drinking water from their health care providers. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at 1(800) 426-4791.
- If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

#### What happened? What was done?

[Describe corrective action.]

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The problem was resolved and all subsequent bacteriological sampling has been coliform negative.

For more information, please contact Scott at (559) 782-5800 or at the following mailing address: 15243 Road 192, Porterville, CA 93257.

*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.*

This notice is being posted by Tharp Real Properties water system.

Date distributed: \_\_\_\_\_.

**PROOF OF NOTIFICATION**  
(Return with copy of the Notice)

As required by Section 116450 of the California Health and Safety Code, I notified all users of water supplied by the **Tharp Real Properties** of the failure to meet the **total coliform bacteria MCL** for the month of **June 2014** as directed by the Division. At least one primary distribution method is required: mail, hand-delivery or posting in conspicuous locations. A second method is also required in order to reach persons not likely to be reached by a mailing, direct delivery or posting:

Notification was made on \_\_\_\_\_  
(date)

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

- The notice was distributed by mail delivery to each customer served by the water system.
- The notice was distributed by direct delivery to each customer served by the water system. Specify direct delivery method(s) used: \_\_\_\_\_
- 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 at the following conspicuous locations served by the water system (if needed, please attach a list of locations). \_\_\_\_\_
- Email message to employees or students. \_\_\_\_\_
- Other method used to notify customers. \_\_\_\_\_

DISCLOSURE: Be advised that Section 116725 and 116730 of the California Health and Safety Code state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in the county jail not to exceed one year, or by both the fine and imprisonment.

Certified by Name and Title: \_\_\_\_\_

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

**POSITIVE TOTAL COLIFORM INVESTIGATION**  
**Simple Well with Pressure Tank Systems**

This form is intended to assist public water systems in completing the investigation required by the Division of Drinking Water (Section 64426(b) of Title 22, California Code of Regulations) and may be modified to take into account conditions unique to the system.

**ADMINISTRATIVE INFORMATION**

<b>PWS Name:</b>		<b>PWSID NUMBER:</b>	
Operator in Responsible Charge (ORC)		Address	
Person that collected TC samples if different than ORC		Telephone #	
Owner			
Certified Laboratory for Microbiological Analyses			
Date Investigation Completed:			
Month(s) of Total Coliform MCL Failure:			

**INVESTIGATION DETAILS**

SOURCE	WELL (name)	WELL (name)	WELL (name)	WELL (name)	COMMENTS
1. Inspect each well head for physical defects and report					
a. Is raw water sample tap upstream from point of disinfection?					
b. Is wellhead vent pipe screened?					
c. Is wellhead seal watertight?					
d. Is well head located in pit or is any piping from the wellhead submerged?					
e. Does the ground surface slope towards well head?					
f. Is there evidence of standing water near the wellhead?					
g. Are there any connections to the raw water piping that could be cross connections? (describe all connections in comments)					
h. Is the wellhead secured to prevent unauthorized access?					
i. To what treatment plant (name) does this well pump?					
j. How often do you take a raw water total coliform (TC) test?					
k. Provide the date and result of the last TC test at this location					

**DISTRIBUTION SYSTEM**

**SYSTEM RESPONSES**

1. What is the minimum pressure you are maintaining in the distribution system?
2. Did pressure in the distribution system drop to less than 5 psi prior to experiencing

# POSITIVE TOTAL COLIFORM INVESTIGATION

DISTRIBUTION SYSTEM	SYSTEM RESPONSES
the TCR positive finding.	
3. Has the distribution system been worked on within the last week? (service taps, hydrant flushing, main breaks, main extensions, etc.) If yes, provide details.	
4. Are there any signs of excavations near your distribution system not under the direct control of your maintenance staff?	
5. Did you inspect your distribution system to check for mainline leaks? Do you or did you have a mainline leak?	
6. If there was a mainline leak, when was it repaired?	
7. On what date was the distribution system last flushed?	
8. Is there a written flushing procedure you can provide for our review?	
9. Do you have an active cross connection control program?	
10. What is name and phone number of your Cross-Connection Control Program Coordinator?	
11. Is the review and testing of backflow prevention devices current?	
12. On what date was the last physical survey of the system done to identify cross-connections?	

SAMPLE SITE EVALUATION (Complete for all TC+ or EC+ findings)	Routine Site TC+ or EC+	Upstream Site	Downstream Site	Sample 4 (specify)
1. What is the height of the sample tap above grade? (inches)				
2. Is the sample tap located in an exterior location or is it protected by an enclosure?				
3. Is the sample tap threaded, have a swing arm (kitchen sink) or aerator (sinks)?				
4. Is the sample tap in good condition, free of leaks around the stem or packing?				
5. Can the sample tap be adjusted to the point where a good laminar flow can be achieved without excessive splash?				
6. Is the sample tap and area around the sample tap clean and dry (free of animal droppings, other contaminants or spray irrigation systems)				
7. Is the area around the sample tap free of excessive vegetation or other impediments to sample collection				
8. Describe how the tap was treated in preparation for sample collection (ran water, swabbed with disinfectant, flamed, etc.)				
9. Is this sample tap designated on the sampling plan submitted with this information request?				
10. What were the weather conditions at the time of the positive sample (rainy, windy, sunny),				

# POSITIVE TOTAL COLIFORM INVESTIGATION

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<b>SAMPLE SITE EVALUATION (Complete for all TC+ or EC+ findings)</b>	Routine Site TC+ or EC+	Upstream Site	Downstream Site	Sample 4 (specify)

**GENERAL OPERATIONS:**

Question	Response
1. Where there any power outages that affected water system facilities during the 30 days prior to the TC+ or EC + findings?	
2. Where there any main breaks, water outages, or low pressure reported in the service area where TC+ or EC+ samples were located.	
3. Does the system have backup power or elevated storage?	
4. During or soon after bacteriological quality problems, did you receive any complaints of any customers' illness suspected of being waterborne? How many?	
5. What were the symptoms of illness if you received complaints about customers being sick?	

## ADDITIONAL INFORMATION TO BE SUBMITTED WITH RESPONSES TO THE ABOVE QUESTIONS

1. **Sketch** of System showing all sources, treatment locations, storage tanks, microbiological sampling sites and general layout of the distribution system including the location of all hazardous connections such as the wastewater treatment facility.
2. A set of photographs of the well, pressure tanks, and storage tanks in the system may be submitted if they would show that the contamination is directly related and changes have been made since the last inspection by our Department
3. Name, certification level and certificate number of the Operator in Responsible Charge.
4. Copy of the last cross connection survey performed that identifies the location of all unprotected cross connections.

## SUMMARY: BASED ON THE RESULTS OF YOUR INVESTIGATION AND ANY OTHER INFORMATION AT YOUR DISPOSAL, WHAT DO YOU BELIEVE TO BE THE CAUSE OF THE POSITIVE TOTAL COLIFORM SAMPLES FROM YOUR PUBLIC WATER SYSTEM?

**POSITIVE TOTAL COLIFORM INVESTIGATION**

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**CERTIFICATION:** I CERTIFY THAT THE INFORMATION SUBMITTED IN RESPONSE TO THE QUESTIONS ABOVE IS ACCURATE TO THE BEST OF MY PROFESSIONAL KNOWLEDGE

NAME: \_\_\_\_\_ TITLE: \_\_\_\_\_ DATE: \_\_\_\_\_