



RON CHAPMAN, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
California Department of Public Health



EDMUND G. BROWN JR.  
Governor

September 06, 2013

Certified Mail  
7011 2000 0001 1428 7341

Janesville Elementary School  
PO Box 280  
Janesville, CA 96114

Attention: Bob Cheadle, Head of Maintenance

CITATION NO. 01-02-13C-015-1800577-22

Enclosed is a citation for failure to monitor for coliform during June 2013. The citation specifies action to be taken by Janesville Elementary School to achieve compliance and avoid future civil penalties.

Section 116577 of the California Safe Drinking Water Act provides for our department to be reimbursed by the public water system for costs incurred for preparing and issuing an enforcement action to that system. Therefore, your water system will be billed for the preparation and issuance of this citation. Our costs are approximately \$126 per hour. We have spent one hour on enforcement activities associated with this violation. You will receive a bill for these costs in August 2014, following the end of the State's fiscal year, from our Fee Billing Unit in Sacramento.

Should you have any questions, please contact me at (530) 224-4800 or Sandra Tenney at (530) 224-4876.

Michael McNamara, P.E.  
Lassen District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosure

cc: Richard Hinrichs, Chief – DDW – Northern California Section

System No. 1800577

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STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Name of Public Water System:** Janesville Elementary School  
**Water System No:** 1800577

**To:** Janesville Elementary School  
PO Box 280  
Janesville, CA 96114

**Issued:** September 06, 2013  
Via Certified Mail

**CITATION FOR NONCOMPLIANCE**  
**With Title 22 of the California Code of Regulations, Section 64423**

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder.

The Division of Drinking Water and Environmental Management of the State of California Department of Public Health (Department) hereby issues a citation to Janesville School for failure to comply with Title 22, California Code of Regulations (CCR) Section 64423 and 64423.1.

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## APPLICABLE AUTHORITIES

Section 116650 of the CHSC 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.

California Code of Regulations (CCR), Section 64423 states in relevant part:

- (a) Each water supplier shall collect routine bacteriological water samples as follows:

1 (1) The minimum number of samples for community water systems shall be based on the  
 2 known population served or the total number of service connections, whichever results in  
 3 the greater number of samples, as shown in Table 64423-A.

4  
 5 Table 64423-A  
 Minimum Number of Routine Total Coliform Samples

6 <i>Monthly Population Served</i>	<i>Service Connections</i>	<i>Minimum Number of Samples</i>
7 <i>25 to 1000</i>	<i>15 to 400</i>	<i>1 per month</i>

8  
 9 California Code of Regulations (CCR), Section 64423.1 states in relevant part:

10 (c) Analytical results of all required samples collected for a system in a calendar month shall  
 11 be reported to the Department not later than the tenth day of the following month.

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 13 **STATEMENT OF FACTS**

14 As of the date of this citation, the Department has not received results for a routine  
 15 bacteriological sample collected from the distribution system of the Janesville  
 16 Elementary School during June 2013.

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 18 **DETERMINATIONS**

19 The Department has determined that Janesville Elementary School violated  
 20 Section 64423, Title 22, of the California Code of Regulations because they failed to  
 21 collect a routine bacteriological sample from their distribution system during the  
 22 month of June 2013.

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 24 **DIRECTIVES**

25 Janesville Elementary School (Water System) is hereby directed to take the following  
 26 actions:



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1. Comply with Sections 64423 and 64423.1, Title 22 of the CCR in all future monitoring periods.
  2. By **August 06, 2013**, notify all persons served by the Water System of the failure to sample. Notification must be completed in accordance with each of the following:
    - a) Complete the enclosed notice *"IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER"* to include the name, address, and telephone number of a Water System representative as a source of additional information concerning the public notice. Also, in the space provided, you must give a legible, written description (preferably typed) of the corrective actions taken by the Water System to prevent this violation from occurring in the future. At the bottom, provide the date or dates the notice was distributed.
    - b) Distribute the notice to the users in accordance with Section 64463.4(c)(1), Title 22, CCR, by:
      - 1) Mail or direct delivery to each customer/residence that receive their drinking water from the Water System and any other service connections to which water is delivered by the Water System;
      - 2). And by one or more of the following methods to reach persons not likely to be reached by mailing or direct delivery;
        - Publication in a local newspaper
        - Posting, for at least seven days, in conspicuous public places served by the Water System or on the Internet
        - Delivery to community organizations
  3. A representative of the Water System shall complete the enclosed "Certification of Public Notice" form and return it to the Department within 10 days of giving public notice. A copy of the notice that was distributed must be included with the form.



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The Department 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 Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder.

All submittals required by this citation shall be submitted to the Department at the following address:

Michael McNamara, P.E.  
California Department of Public Health  
Drinking Water Field Operations Branch  
364 Knollcrest Drive, Suite 101  
Redding, CA 96002

**PARTIES BOUND**

This citation shall apply to and be binding upon the Water System, its 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.

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**FURTHER ENFORCEMENT ACTION**

Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if a 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 public water system has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. The Department does not waive any further enforcement action by issuance of this citation.

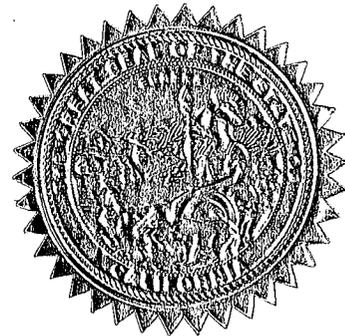
*Michael J. McNamara*

Michael McNamara, P.E.  
District Engineer  
Lassen District  
Drinking Water Field Operations Branch

9/06/2013  
Date

Attachments:  
Notice - Important Information About Your Drinking Water  
Certification of Public Notice

Certified Mail No. 7011 2000 0001 1428 7341



## **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.*

### **DRINKING WATER NOTICE**

#### **Monitoring requirements not met for Janesville Elementary School in June 2013**

We violated a drinking water standard. Even though this was not an emergency, as our customers, you have a right to know what happened and what we are doing to correct this situation.

*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 our drinking water meets health standards. During June 2013 we did not monitor for coliform bacteria and, therefore, cannot be sure of the quality of our drinking water during that time.*

#### **What This Means**

**There is nothing you need to do at this time.** The table below lists the contaminant we did not properly test for, how often we are supposed to sample for it, how many samples we are supposed to take, how many samples we took, when samples should have been taken, and the date on which follow-up samples were taken.

<b>Contaminant</b>	<b>Required sampling frequency</b>	<b>Number of Samples Required</b>	<b>Number of samples taken</b>	<b>When sample should have been taken</b>	<b>When sample was taken</b>
<b>Coliform Bacteria</b>	Once per month	1	0	June 2013	July 24, 2013 August 21, 2013

#### **Steps We Are Taking**

We have taken the required sample for July and August 2013, as shown in the last column of the table above. The July and August samples showed we are meeting drinking water standards.

For more information, please contact:

Bob Cheatle      Janesville Elementary School      (530) 253-3660, or  
Sandi Tenney      California Department of Public Health      (530) 224-4876

*This notice is being distributed by Janesville Elementary School,  
in compliance with the California Domestic Water Quality and Monitoring Regulations,  
as a means of keeping the public informed.*

# Certification of Public Notice

This form when completed and returned to the Division of Drinking Water and Environmental Management (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by Title 22, California Code of Regulations, Sections 64463 - 64465.

Public Water System Name Janesville Elementary School

Public Water System No. 1800577

Public notification for the June 2013 failure to sample was performed by the following method(s) (check and complete those that apply):

The notice was mailed to users on \_\_\_\_\_  
A copy of the notice is attached. (date)

The notice hand delivered to water customers on \_\_\_\_\_  
A copy of the notice is attached. (date)

The notice was published in the local newspaper on \_\_\_\_\_  
A copy of the newspaper notice is attached. (date)

The notice was posted in the following conspicuous places on \_\_\_\_\_  
A copy of the notice is attached. (date)

\_\_\_\_\_  
(place)

\_\_\_\_\_  
(place)

\_\_\_\_\_  
(place)

The notice was delivered to the following community organizations on \_\_\_\_\_  
A copy of the notice is attached. (date)

\_\_\_\_\_  
(organization)

\_\_\_\_\_  
(organization)

\_\_\_\_\_  
(organization)

I hereby certify that the above information is factual.

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date