



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

April 16, 2013  
Certified Mail: 7009 1680 3114 5196

Meridian Elementary School  
15898 Central Avenue  
Meridian, CA. 95957

Attention: Wayne Gadberry, Superintendent

**Subject: Citation 21-13C-002 For Noncompliance : Total Coliform Reporting Violation –  
Water System 5100141**

Dear Mr. Gadberry,

Enclosed is a citation issued to Meridian Elementary School (Water System, School). The citation is being issued because the Water System failed to comply with the monthly bacteriological monitoring requirement, as specified in Section 64423, Title 22 of the California Code of Regulations during the month of February 2013.

The Citation consists of seven sections. The Determinations section describes the violation which resulted in the issuance of this Citation. The Directives section specifies what notifications are required, how and when to complete the notifications, and what required actions must be taken by the Water System to return to compliance. The Further Enforcement Action section describes penalties that may be assessed for failure to comply with the citation.

Meridian Elementary School will be billed at the Department's current hourly rate of approximately \$126 per hour for the time spent preparing this Citation. The School will receive a bill from the Fee Billing Unit in Sacramento.

If you have any questions, please call me at (530) 224-4861 or Paul Rowe at (530) 224-4866.

Reese B. Crenshaw, P.E.  
Valley District Engineer  
Drinking Water Field  
Operations Branch

cc: Richard Hinrichs, Chief, Northern California Section

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Public Water System:** MERIDIAN ELEMENTARY SCHOOL (Water system)

**Water System No:** 5100125

**To:** Meridian Elementary School  
c/o Wayne Gadberry  
15898 Central Avenue  
Meridian, CA 95957

**Issued:** April 11, 2013

**CITATION FOR NONCOMPLIANCE  
TOTAL COLIFORM MONITORING AND REPORTING VIOLATION**

**February 2013**

Chapter 4, Article 9, Section 116650 of Part 1 of Division 104 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of Chapter 4 (California Safe Drinking Water Act), or any regulation, standard, permit or order issued thereunder.



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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.



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

3  
4 The minimum number of samples for nontransient-noncommunity water  
5 systems shall be based on the known population served.  
6

7  
8 CCR, Section 64423.1 states in relevant part:

9 Analytical results of all required samples collected for a system in a  
10 calendar month **shall be reported to the Department not later than**  
11 **the tenth day of the following month.**  
12

### 13 STATEMENT OF FACTS

14 The Department has determined that Meridian Elementary School must  
15 collect one (1) routine bacteriological sample per month in accordance with  
16 Section 64423, Title 22 of the CCR. As of the date of this citation, the Division  
17 of Drinking Water and Environmental Management of the Department of  
18 Public Health (Department) has not received bacteriological results for a  
19 sample collected from the Water System's distribution system in February of  
20 2013.

### 21 DETERMINATIONS

22 The Department has determined that the failure to collect a routine  
23 bacteriological sample from the distribution system of MERIDIAN  
24 ELEMENTARY SCHOOL during the month of February 2013 is a violation of  
25 Section 64423, Title 22, of the California Code of Regulations. The  
26 Department hereby issues a citation to MERIDIAN ELEMENTARY SCHOOL  
27 (mailing address: 15898 Central Ave., Meridian, CA. 95957) for failure to  
comply with Section 64423, Title 22, of the California Code of Regulations.



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## DIRECTIVES

MERIDIAN ELEMENTARY SCHOOL is hereby directed to take the following actions:

1. Comply with the sampling requirements of Section 64423, Title 22, of the CCR in all future monitoring periods. The water system is required to report one bacteriological sample result per month.
  
2. Notify all persons served by the Water System of the failure to sample, in conformance with Section 64463.4 and Section 64465, Title 22 of the CCR. Notification must be completed in accordance with each of the following:
  - a) By posting of the notice in Attachment A in conspicuous locations served by the water system by **April 26, 2013**
  
  - b) Distributing Attachment A by using one or more of the following methods to reach persons not likely to be reached by public posting: Email message to employees and parents, posting on the internet or intranet, or direct delivery by **April 26, 2013**

## 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 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.

*R. Crenshaw*

\_\_\_\_\_  
Reese B. Crenshaw, P.E.  
Valley District Engineer  
Drinking Water Field Operations Branch

*4/16/15*

\_\_\_\_\_  
Date

CERTIFIED MAIL NO. 7009 1680 0001 3114 5196



Attachment A

**IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

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

**Meridian Elementary School Failed to Report Coliform Bacteria Testing – February 2013**

Our water system failed to report routine coliform bacteria sampling for the month of February 2013. Although this is not an emergency, as our customers, you have a right to know about this violation – what happened, what you should do, and what we did to correct the situation. Please share this information with other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this notice in a public place or giving out copies by hand or mail.

**What happened?**

We are required by state regulations to monitor our drinking water for specific contaminants on a regular basis. Results of this routine monitoring are an indicator of whether or not the drinking water meets health standards. We are required to collect and report one coliform bacteria test each month. We did not report the monthly coliform bacteria test results for February 2013.

**What does this mean?**

Coliforms are bacteria that are naturally present in the environment and are used as an indicator that other, potentially harmful, bacteria may be present. Coliform bacteria are indicators of potential contamination and may originate from human, animal, or soil sources. If the coliform standards are met, the water served can be considered safe from bacteria. If they are not met, drinking the water may not necessarily result in illness, but that possibility exists. Routine and follow up sampling and reporting are important to periodically verify the water quality. Our failure to report the February 2013 coliform bacteria test results was a violation of Section 64423, Title 22 of the California Code of Regulations (CCR).

**What should I do?**

You do not need to boil the water or take any corrective actions. This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at (800) 426-4791.

**What corrective actions have been taken to prevent this violation from occurring in the future?**

This notification of the public is being done in compliance with Sections 64463.4 and 64465, Title 22 of the CCR as a means of keeping the public informed.

Persons wishing more information should contact:

\_\_\_\_\_ *(name)*

\_\_\_\_\_ *(address)*

\_\_\_\_\_ *(phone number)*

# COMPLIANCE CERTIFICATION

Citation Number 21-13C-002

Name of Water System: **Meridian Elementary School**

System Number: **5100141**

## Certification

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the violations of Title 22, California Code of Regulations (CCR) for the compliance period of February 2013. In addition, I certify that the MERIDIAN ELEMENTARY SCHOOL complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Complete Attachment A, as required in Directive 2(a)	
Public Notification – Public Posting	
Public Notification – Direct Delivery/Internet/Email	

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

**Attach a copy of the notice delivered to the customers. If the notice has been published in a newspaper, attach a copy of the newspaper publication.**

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT  
NO LATER THAN **May 3, 2013****

**Disclosure:** Be advised that Section 116725 and 116730 of the California Health and Safety Code states 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 each 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 county jail not to exceed one year, or by both the fine and imprisonment.