



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

July 23, 2013  
Certified Mail/Return  
Receipt Requested  
7009 1680 0001 3114 5035

National American Corp. LP-Lake Minden  
1256 Marcum Rd.  
Nicolaus, CA 95659

Attention: Donald Haymore, Manager

**Subject: Public Water System No. 5100117 – Citation No. 21-13C-010 for June 2013 Exceedance of the Bacteriological Maximum Contaminant Level and Total Coliform Rule procedural failure.**

Enclosed is a citation issued to the National American Corp. LP-Lake Minden. The citation is being issued because the Water System failed to comply with the drinking water standard for total coliform bacteria and monitoring procedures during June 2013. Please be aware that the Directives section of the citation contains required actions that must be taken by the Water System to return to compliance.

Note that 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 a citation to that system. In accordance with Section 116577, the Water System will be billed for the preparation and issuance of this citation. Our current costs are approximately \$126 per hour. The estimated time to prepare the citation is one hour.

If you have any questions regarding this matter, please call staff engineer Paul Rowe at (530) 224-4866 or me at (530) 224-4800.

Reese B. Crenshaw, P.E.  
Valley District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosures

cc: Sutter County Environmental Health Department

## 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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### Tests Showed Coliform Bacteria in Sections C & D as well as missed samples in Sections B, C, & D of the National American Corp. LP-Lake Minden Water System

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Our water system recently violated a drinking water standard. Although this incident was not an emergency, as our customers, you have a right to know what happened and what we are doing to correct the situation.

#### What Should You Do?

**You do not need to boil your water or take other corrective actions.** However, if you have specific health concerns, consult your doctor.

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.

#### What Does This Mean?

This is not an emergency. If it were, you would have been notified immediately. 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, coliform bacteria are a signal that there may be a problem with our source of supply, storage, or distribution systems. 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 testing.

#### What Happened? What Was Done?

##### In Sections C & D

We routinely monitor for drinking water contaminants in the water system. On June 19, 2013, we collected two (2) samples from Sections C & D of our water system to test for the presence of total coliform bacteria. Both these samples showed the presence of total coliform bacteria. The standard is that no more than one sample per month may show the presence of total coliform bacteria. Sample results are inconclusive as to the cause, but may be related to faulty sampling or low levels of total coliform bacteria in the water distribution system. Also, the Water System did not collect the required number of confirmation samples following routine samples.

##### In Section B

The Water System did not collect the required number of confirmation samples following the total coliform-positive quarterly routine samples.

For more information please contact Donald Haymore, manager of National American Corp. LP-Lake Minden, at 530-656-2706.

This notice is being provided to you by National American Corp. LP-Lake Minden in compliance with the California Domestic Water Quality and Monitoring Regulations as a means of keeping the public informed.

## CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

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 the California Water Quality and Monitoring Regulations. Completing public notification and providing the Department with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

**Public Water System Name** National American Corp. LP-Lake Minden

**Public Water System No.** 5101007

Public notification for the June 2013 bacteriological failure was performed by the following method(s):

**(CHECK AND COMPLETE ONLY THOSE THAT APPLY)**

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

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

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

The attached notice was posted in the following conspicuous places:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

For this method, provide the date (or dates) that the notice was posted \_\_\_\_\_.

I hereby certify that the above information is factual.

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

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Signature

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**Citation No. 21-13C-010**

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Public Water System:** National American Corp. LP-Lake Minden  
**Water System No.:** 5100117

**To:** National American Corp. LP-Lake Minden  
Attention: Donald Haymore, Manager  
1256 Marcum Rd.  
Nicolaus, CA 95659

**Issued:** July 23, 2013  
VIA CERTIFIED MAIL

**CITATION FOR NONCOMPLIANCE**  
**With Title 22 California Code of Regulations**  
**Section 64426.1(b)**

Section 116650 of the California Health and Safety Code (CHSC) authorizes the issuance of a citation for failure to comply with a requirement 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.

The Division of Drinking Water and Environmental Management of the California Department of Public Health (Department) hereby issues a citation to the National

1 American Corp. LP-Lake Minden (Water System) for failure to comply with Section  
2 64426.1(b) and 64424 (a)(1), Title 22, of the California Code of Regulations (CCR).

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4 **APPLICABLE AUTHORITIES**

5 Section 116650 of the CHSC states in relevant part:

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7 (a) If the department determines that a public water system is in  
8 violation of this chapter or any regulation, permit, standard, citation,  
9 or order issued or adopted thereunder, the department may issue a  
10 citation to the public water system. The citation shall be served upon  
11 the public water system personally or by certified mail. Service shall  
12 be deemed effective as of the date of personal service or the date of  
13 receipt of the certified mail. If a person to whom a citation is directed  
14 refuses to accept delivery of the certified mail, the date of service  
15 shall be deemed to be the date of mailing.

16  
17 (b) Each citation shall be in writing and shall describe the nature of the  
18 violation or violations, including a reference to the statutory  
19 provision, standard, order, citation, permit, or regulation alleged to  
20 have been violated.

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22 (c) A citation may specify a date for elimination or correction of the  
23 condition constituting the violation.

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25 (d) A citation may include the assessment of a penalty as specified in  
26 subdivision (e).



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(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 64426.1(b), Title 22, of the CCR states in relevant part:

(b) A public water system is in violation of the total coliform MCL [maximum contaminant level] 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.



1 Section 64424(a)(1), Title 22, of the CCR states in relevant part:

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(1) For a water supplier that normally collects more than one  
4 routine sample a month, a repeat sample set shall be at least  
5 three samples for each total coliform-positive sample. For a  
6 water supplier that normally collects one or fewer samples  
7 per month, a repeat sample set shall be at least four samples  
8 for each total coliform-positive sample.

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11 **STATEMENT OF FACTS**

12 The National American Corp. LP-Lake Minden domestic water system is classified as  
13 a transient non-community water system. As such, the Water System is required to  
14 collect one routine bacteriological sample per quarter according to Section 64423 of  
15 Title 22. On June 19, 2013, the Water System collected distribution system samples  
16 as follows: one (1) routine sample in Section B, and two (2) routine samples in  
17 Sections C & D. All of these indicated total coliform-positive samples. Consequently,  
18 on June 25, 2013, three (3) repeat samples each were collected from the distribution  
19 system in Section B and Sections C & D. Although each of the repeat samples  
20 indicated the absence total coliform, the Water System is in violation as a result of  
21 collecting three (3) repeat samples instead of the required four (4) repeat samples  
22 per total coliform-positive sample. The Water System is also in violation due to the  
23 fact that more than one sample collected in a month was total coliform-positive for  
24 Sections C & D. The source of the contamination is not known at this time, but an  
25 investigation is ongoing to resolve the issue. None of the samples that contained  
26 total coliform bacteria tested positive for E. coli.

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1 **DETERMINATIONS**

2 The Department has determined that the Water System violated Section  
3 64426.1(b)(2) and Section 64424(a)(1), Title 22, of the CCR, in that the Water  
4 System exceeded the total coliform MCL and did not take the required number of  
5 repeat samples during the month of June 2013.

6

7 **DIRECTIVES**

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

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10 1. Comply with Sections 64426.1 and 64424, Title 22, of the CCR in all future  
11 monitoring periods.

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13 2. Within 30 days of the issuance of this Citation, notify all persons served by the  
14 Water System of these violations as required by Section 64463.4 and Section  
15 64465, Title 22, of the CCR. Notification shall be completed in accordance with  
16 each of the following:

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18 a. Provide the notice contained in Attachment 'A' by posting in  
19 conspicuous locations throughout the area served by the water system.

20

21 Changes and/or modifications to Attachment 'A' shall be not be made  
22 unless approved by the Department.

23

24 3. Complete and return Attachment 'B' "Certification of Completion of Public  
25 Notification" form within 10 days of giving public notice. A copy of the notice  
26 used to provide public notification shall be attached to the form.

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1 All documents required by this Citation to be submitted to the Department shall be  
2 submitted to the following address:

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Reese B. Crenshaw, P. E.  
Valley District Engineer  
Drinking Water Field Operations  
Division of Drinking Water and Environmental Management  
Department of Public Health  
364 Knollcrest Drive, Suite 101  
Redding, CA 96002  
(530) 224-4800

13 Nothing in this Citation relieves the Water System of its obligation to meet the  
14 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California  
15 Safe Drinking Water Act), or any regulation, permit, standard or order issued or  
16 adopted thereunder.

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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.

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**FURTHER ENFORCEMENT ACTION**

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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 the 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



1 has failed to comply with orders of the Department; and petition the superior court to  
2 take various enforcement measures against a public water system that has failed to  
3 comply with orders of the Department. The Department does not waive any further  
4 enforcement action by issuance of this Citation.

5

6 **PARTIES BOUND**

7 This Citation shall apply to and be binding upon the Water System, its officers,  
8 directors, agents, employees, contractors, successors, and assignees.

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10 **SEVERABILITY**

11 The directives of this Citation are severable, and the Water System shall comply with  
12 each and every provision thereof notwithstanding the effectiveness of any other  
13 provision.

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*R. Crenshaw*

*7/22/13*

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

Date

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Attachments:

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'A' Public Notification Template

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'B' Certification of Completion

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