



RON CHAPMAN, MD, MPH
Director & State Health Officer

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



EDMUND G. BROWN
Governor

January 14, 2013
System No. 1000248

Carl Hunt
Double L Mobile Ranch Park
648 N. Monte
Fresno, CA 93728

RE: Citation No. 03-23-13C-001
Non-Compliance with Compliance Order No. 03-23-11O-004

Dear Mr. Hunt:

The purpose of this letter is to inform you that the California Department of Public Health (Department) has issued Citation No. 03-23-13C-001 to the Double L Mobile Ranch Park Water System (Water System) on January 14, 2013, for non-compliance with the orders of Compliance Order No. 23-03-11O-004, issued to the Water System for violation of the uranium maximum contaminant level, on August 1, 2011. This citation requires your water system to comply with the orders of the Compliance Order.

Since this is an enforcement action for noncompliance with the regulations, your water system will be billed at the Department's current hourly rate for this citation. **Continued failure to comply with the requirements of the Compliance Order will result in the assessment of further fines or penalties on the Water System.**

If you have any questions regarding this matter, please contact Philip Dutton or myself at (559) 447-3300. We strongly encourage you to contact this office to discuss the directives of the Citation and alternatives to resolve the ongoing problem.

Sincerely,

Betsy S. Lichti, P.E.
Senior Sanitary Engineer, Fresno District
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

BSL/PD

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**STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC HEALTH**

**IN RE: DOUBLE L MOBILE RANCH PARK
 WATER SYSTEM NO. 1000248**

**TO: MR. CARL HUNT
 DOUBLE L MOBILE RANCH PARK
 648 N. MONTE
 FRESNO, CA 93728**

**CITATION FOR NONCOMPLIANCE WITH
COMPLIANCE ORDER NO. 03-23-11O-004**

Section 116650, Chapter 4 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, or any regulation, standard, permit, or order issued thereunder.

VIOLATION

The Drinking Water Field Operations Branch of the California Department of Public Health (hereinafter 'Department') hereby issues a Citation to the Double L Mobile Ranch Park Water System (hereinafter 'Water System') for failure to comply with orders issued under Compliance Order No. 03-23-11O-004 (hereinafter 'Compliance Order').

1 The Water System currently operates under a Domestic Water Supply Permit No. 03-23-
2 11P-028 issued by the Department on July 29, 2011. The Water System is a small
3 community water system serving a residential population of 80 persons through at least 29
4 residential service connections within the mobile home park. The Water Systems utilizes
5 raw groundwater obtained from a single groundwater well as the sole source of domestic
6 water supply.
7

8
9 The Department issued Compliance Order No. 03-23-11O-004, included as Attachment A
10 of this Citation, to the Water System for violations of the uranium maximum contaminant
11 level (hereinafter 'MCL'). As stated above, this citation is being issued to the Water
12 System for violation of the Compliance Order. Specifically, the Water System has failed to
13 comply with the following Orders.
14

15
16 1. (a) Cease and Desist from failing to comply with H&S Code Section
17 116555(a)(1) and (3) by ensuring that the system is provided with a reliable and
18 adequate source of pure, wholesome, healthful, and potable water that is in
19 compliance with all primary drinking water standards.

20 (b) By November 1, 2011, the Double L Mobile Ranch Park water system shall
21 submit to the Department, for review and approval, a plan for improvements to the
22 water system that describes a project designed to correct the water quality problem
23 (exceedance of the uranium MCL) and eliminates the need to deliver water to
24 consumers that does not meet primary drinking water standards. The plan shall
25 include a time schedule for completion of various phases of the project such as
26 evaluation of alternatives, design, construction, and startup.
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(c) The Double L Mobile Ranch Park water system shall submit quarterly progress reports to the Department, beginning February 1, 2012. The progress reports shall describe the status of compliance with the plan and the proposed project.

2. The Double L Mobile Ranch Park water system shall submit a written response by August 31, 2011, indicating its willingness to comply with all directives of this Compliance Order.

3. The Water System must conduct public notification in accordance with CCR Section 64463 and inform the public of its inability to meet the uranium MCL until a project is completed to provide water meeting drinking water standards. The Water System shall distribute the Department-approved notice to all consumers. Notification must be directly delivered to all customers (mail or hand delivery). The first notification shall be conducted within 30 days of receipt of this citation, but no later than August 30, 2011. Notification to the public shall be repeated every three months as long as the violation exists.

4. Proof of public notification to all water system users shall be provided to the Department following each quarterly notification by the 10th day of the month following notification. The first Proof of Notification certification shall be submitted to the Department by September 10, 2011.

Pursuant to Compliance Order No. 03-23-11O-004, Order No.1, the Water System is required to submit a plan and time schedule for improvements to resolve the violations. The Department has not received a plan and time schedule for compliance from the Water

1 System, nor have the required quarterly progress reports been submitted. The Department
2 has not received the written response from the Water System, as required by Order No. 2.
3 Furthermore, the Water System has failed to regularly conduct the public notification and
4 submit the necessary proof of notification to the Department, as required by Order Nos. 3
5 and 4, respectively. Since the Compliance Order was issued in the 3rd quarter of 2011, the
6 Water System has failed to comply with the public notification requirements for four of the
7 five calendar quarters; proof of public notification was provided to the Department for the
8 2nd quarter of 2012.
9

10
11 The Water System has been invited to submit a funding application to the Department's
12 Drinking Water State Revolving Fund for funding assistance in resolving the problem. The
13 Department has contacted the City of Kerman (hereinafter, 'City') as a potential
14 consolidating entity and has contracted with California Rural Water Association
15 (hereinafter, 'CRWA') to provide technical assistance to the Water System in submitting a
16 funding application. To date, the Department, the City, and CRWA have been unable to
17 make contact with the Water System regarding the funding application or the feasibility of
18 consolidating into the City's water system.
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DIRECTIVES

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

1. The Water System shall immediately comply with all requirements and orders described in Compliance Order No. 03-23-12O-006, provided as Attachment A. Specifically, the Water System shall take the following actions:

- (a) Cease and Desist from failing to comply with H&S Code Section 116555(a)(1) and (3) by ensuring that the system is provided with a reliable and adequate source of pure, wholesome, healthful, and potable water that is in compliance with all primary drinking water standards.
- (b) By **February 20, 2013**, the Double L Mobile Ranch Park water system shall submit to the Department, for review and approval, a plan for improvements to the water system that describes a project designed to correct the water quality problem (exceedance of the uranium MCL) and eliminates the need to deliver water to consumers that does not meet primary drinking water standards. The plan shall include a time schedule for completion of various phases of the project such as evaluation of alternatives, design, construction, and startup.
- (c) The Double L Mobile Ranch Park water system shall submit quarterly progress reports to the Department, beginning **March 31, 2013**. The progress reports shall describe the status of compliance with the plan and the proposed project.
- (d) The Water System must conduct public notification in accordance with CCR Section 64463 and inform the public of its inability to meet the

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uranium MCL until a project is completed to provide water meeting drinking water standards. The Water System shall distribute the Department-approved notice, which was included as Attachment B of the Compliance Order, to all consumers. Notification must be directly delivered to all customers (mail or hand delivery). The public notification shall be provided to each customer by January 31, 2013, to satisfy the notification requirements for the first quarter of 2013. Notification to the public shall be **repeated every three months as long as the violation exists**. Please contact our office in order to request an electronic copy of the notice.

(e) Proof of public notification to all water system users shall be provided to the Department following each quarterly notification by the 10th day of the month following notification. The Proof of Notification certification, which is provided as Attachment C of the Compliance Order, shall be submitted to the Department. The proof of notification for the first quarter of 2013 shall be submitted to the Department by February 11, 2013.

2. The Double L Mobile Ranch Park water system shall submit a written response by **February 11, 2013**, indicating its willingness to comply with all directives of the Citation.

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CIVIL PENALTIES

Sections 116650(d) and 116650(e) of the CHSC allow for the assessment of a civil penalty for failure to comply with requirements of the Safe Drinking Water Act. Failure to comply with any provision of this Citation may result in the Department imposing an administrative penalty of up to \$200 (two hundred dollars) per day as of the date of violation of any provision of this Citation.

11/14/13
Date

Betsy S. Lichti
Betsy S. Lichti, P.E.
Senior Sanitary Engineer
DRINKING WATER FIELD OPERATIONS BRANCH

Attachment A: Compliance Order No. 03-23-11O-004



Compliance Order No. 03-23-110-004

**STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC HEALTH**

IN RE: DOUBLE L MOBILE RANCH PARK
 Water System No. 1000248

TO: Carl Hunt
 Double L Mobile Ranch Park
 648 N. Monte
 Fresno, CA 93728

**COMPLIANCE ORDER
FOR VIOLATION OF THE
URANIUM MAXIMUM CONTAMINANT LEVEL**

Issued on August 1, 2011

Section 116655, Chapter 4 of the California Health and Safety Code authorizes the issuance of an Order for failure to comply with a requirement of the California Safe Drinking Water Act, or any regulation, standard, permit, or order issued thereunder.

FINDINGS

The Double L Mobile Ranch Park water system (hereinafter "Water System") is a community water system located in the County of Fresno and supplies water to a residential community. The Water System serves a population of approximately 80 people through about 37 service connections. The Water System operates under a domestic water supply permit issued by the Department in July 2011, which identifies one well (Well 2) as the source of supply. Regulatory oversight of this water system was transferred from the Fresno County Environmental Health Division to the Department on September 1, 2007.

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The California Code of Regulations (CCR) Section 64442 establishes the Maximum Contaminant Levels (MCL) for Gross Alpha of 15 pCi/L, and for Uranium of 20 pCi/L. CCR Section 64442(g) specifies that if any radionuclide sample result is greater than the MCL, quarterly samples shall be collected and analyzed. By letter dated July 7, 2008, the Department required the Water System to begin quarterly monitoring for Gross Alpha and Uranium. Compliance shall be determined based on the running annual average of four consecutive quarterly samples. If any sample result causes the annual average at any sample site to exceed the MCL, the system shall be out of compliance immediately upon receiving the result. The results collected to date from Well 2 are summarized in Table 1.

Table 1. Gross Alpha (GA) and Uranium (Ur) Monitoring Summary – Well 02

Sample Date	Gross Alpha (pCi/L)	GA RAA (pCi/L)	Uranium (pCi/L)	Ur RAA* (pCi/L)
	MCL = 15 pCi/L		MCL = 20 pCi/L	
6/6/2006	24.5	-		-
6/8/2009	17.0	-	18.5	-
6/23/2010	24.0	-	22.0	-
12/13/2010	31.0		33.0	-
3/24/2011	29.0		32.0	
		25.3		26.4*

*Average of most recent four samples since consecutive quarterly monitoring was not maintained.

The Water System is in violation of the Uranium MCL based on the running annual average (RAA) of the available data. The Gross Alpha RAA minus the Uranium RAA concentrations (GA-Ur) is less than 15 pCi/L. Therefore, there is no violation of the Gross Alpha MCL.



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2 The RAA for Uranium is 26.4 pCi/L. Therefore the RAA is greater than 20 pCi/L which
3 is the Maximum Contaminant Level.
4

5 Due to the Uranium violation, the Water System is required to conduct public notification
6 within 30 days of receipt of this Citation, which must be repeated every three months as
7 long as the violations exist.
8

9 **CONCLUSIONS OF LAW**

10 Based on the above Findings, the Department has determined that the Double L Mobile
11 Ranch Park water system has violated provisions contained in the California Health and
12 Safety Code and Title 22, California Code of Regulations (CCR). These violations
13 include, but are not limited to, the following:
14

- 15 1. Health and Safety (H&S) Code Section 116555(a)(1). Specifically, the Double L
16 Mobile Ranch Park water system is operating Well 2 that produces water that does
17 not comply with the primary drinking water standards.
18
- 19 2. H&S Code Section 116555(a)(3). Specifically, the Double L Mobile Ranch Park
20 water system failed to ensure that a reliable and adequate supply of pure,
21 wholesome, healthful, and potable water is provided to all of its consumers.
22
- 23 3. Section 64442(a). Specifically, the water produced by the Double L Mobile Ranch
24 Park water system's Well 2 exceeds the maximum contaminant level for Uranium,
25 and therefore does not comply with the primary drinking water standards.
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ORDER

In order to ensure that the water supplied by the Double L Mobile Ranch Park water system is at all times safe, wholesome, healthful, and potable, and pursuant to Section 116655 of the H&S Code, the water system is ordered to take the following actions:

1. (a) Cease and Desist from failing to comply with H&S Code Section 116555(a)(1) and (3) by ensuring that the system is provided with a reliable and adequate source of pure, wholesome, healthful, and potable water that is in compliance with all primary drinking water standards.
- (b) By **November 1, 2011**, the Double L Mobile Ranch Park water system shall submit to the Department, for review and approval, a plan for improvements to the water system that describes a project designed to correct the water quality problem (exceedance of the uranium MCL) and eliminates the need to deliver water to consumers that does not meet primary drinking water standards. The plan shall include a time schedule for completion of various phases of the project such as evaluation of alternatives, design, construction, and startup.
- (c) The Double L Mobile Ranch Park water system shall submit quarterly progress reports to the Department, beginning **February 1, 2012**. The progress reports shall describe the status of compliance with the plan and the proposed project.
2. The Double L Mobile Ranch Park water system shall submit a written response by **August 31, 2011**, indicating its willingness to comply with all directives of this Compliance Order.
3. The Water System must conduct public notification in accordance with CCR Section 64463 and inform the public of its inability to meet the uranium MCL until

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2 a project is completed to provide water meeting drinking water standards. The
3 Water System shall distribute the Department-approved notice (Attachment A) to
4 all consumers. Notification must be directly delivered to all customers (mail or
5 hand delivery). The first notification shall be conducted within 30 days of receipt of
6 this citation, but no later than **August 30, 2011**. Notification to the public shall be
7 **repeated every three months as long as the violation exists**. Please contact our
8 office in order to request an electronic copy of the notice (Attachment A).
9

10 4. Proof of public notification (Attachment B) to all water system users shall be
11 provided to the Department following each quarterly notification by the 10th day of
12 the month following notification. The first Proof of Notification certification shall
13 be submitted to the Department by **September 10, 2011**.
14

15 5. Quarterly monitoring of Well 2 for Gross Alpha and Uranium must be conducted,
16 preferably before each quarterly notice is released, so the notice can reflect the most
17 recent sample results.
18

19 6. The Department reserves the right to make such modifications to this Order as it
20 may deem necessary to protect public health and safety. Such modifications may be
21 issued as amendments to this Order and shall be effective upon issuance.
22

All submittals required by this Order shall be addressed to:

23 Betsy S. Lichti, P.E.
24 Senior Sanitary Engineer
25 Department of Public Health
26 Southern California Branch
27 Drinking Water Field Operations
265 W. Bullard Avenue, Suite 101
Fresno, CA 93704



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- 7. If the Double L Mobile Ranch Park water system is unable to perform the tasks specified in this Order for any reason, whether within or beyond its control, and if the Water System notifies the Department in writing no less than five days in advance of the due date, the Department may extend the time for performance if the Water System demonstrates that it has used its best efforts to comply with the schedule and other requirements of this Order.

- 8. If the Double L Mobile Ranch Park water system fails to perform any of the tasks specified in this Order by the time described herein or by the time subsequently extended pursuant to Item 7 above, the Water System shall be deemed to have not complied with the obligations of this Order and may be subject to additional judicial action, including civil penalties specified in H&S Code, Section 116725 and 116730.

- 9. The State of California shall not be liable for any injuries or damages to persons or property resulting from acts or omissions by the Double L Mobile Ranch Park water system, its employees, agents, or contractors in carrying out activities pursuant to this Order, nor shall the State of California be held as a party to any contract entered into by the Water System or its agents in carrying out activities pursuant to this Order.

PARTIES BOUND

This Order shall apply to and be binding upon the Double L Mobile Ranch Park water system, its officers, directors, agents, employees, contractors, successors, and assignees.

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SEVERABILITY

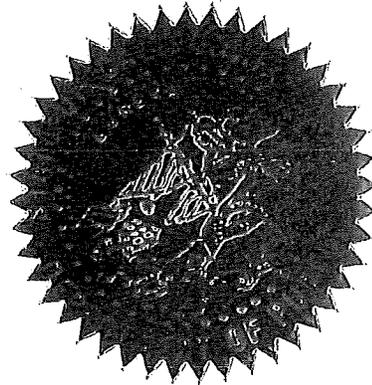
The requirements of this Order are severable, and the Double L Mobile Ranch Park water system shall comply with each and every provision thereof notwithstanding the effectiveness of any provisions.

8-1-2011
Date


Carl Carlucci, P.E., Chief
Central California Section
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

BSL/MH

Attachments:
Attachment A: Public Notification Notice
Attachment B: Proof of Notification Form



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 **Double L Mobile Ranch Park Water System** of the failure to meet the **Uranium MCL** for the:

Circle one: 1st 2nd 3rd 4th quarter of _____ (year).

Notification was made on _____ by
(date)

hand delivered and/or mailed _____ written notice.
(circle all completed)

Signature of Water System Representative

Date

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.

Due to the Dept. of Public Health within 10 days of notification to the public
Uranium MCL Exceedance
Compliance Order No. 03-23-110-004
System Number: 1000248

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.

**Double L Mobile Ranch Park Has Levels of Uranium
Above Drinking Water Standards**

Water produced by Well 02 of our water system failed a drinking water standard. Although this is not an emergency, as our customers, you have a right to know what you should do, what happened and what we are doing to correct this situation.

We routinely monitor for the presence of drinking water contaminants. Water sample results collected on _____ [date] showed uranium levels of _____ [level and units]. This is above the standard or maximum contaminant level (MCL) of 20 pCi/L.

What should I do?

- **You do not need to use an alternative (e.g. , bottled) water supply.** However, if you have specific health concerns, consult your doctor.
- *This is not an emergency. If it had been, you would have been notified immediately. However, some people who drink water containing uranium in excess of the MCL over many years may have kidney problems or an increased risk of getting cancer.*
- 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.] _____
 We anticipate resolving the problem within [estimated time frame] _____
 For more information, please contact _____ [insert name of contact] at
 _____ [insert phone number] or at the following mailing address:
 _____ [insert mailing address].

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 notice in a public place or distributing copies by hand or mail.

Secondary Notification Requirements

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- **SCHOOLS:** Must notify school employees, students, and parents (if the students are minors).
- **RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS** (including nursing homes and care facilities): Must notify tenants.
- **BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS:** Must notify employees of businesses located on the property.

This notice is being sent to you by Double L Mobile Ranch Park

Date distributed: _____

Water System Number: 1000248

