



State Water Resources Control Board

Division of Drinking Water

February 11, 2020

System No. 1710001

Dianna Mann, General Manager
Clearlake Oaks County Water District
P.O. Box 709
Clearlake Oaks, CA 95423

CITATION NO. 02_03_20C_002
LEAD AND COPPER MONITORING VIOLATIONS
FOR 2019

Enclosed is Citation No. 02_03_20C_002 (hereinafter "Citation"), issued to Clearlake Oaks County Water District (hereinafter "System") by the State Water Resources Control Board (hereinafter "State Water Board"). Please note that there are legally enforceable deadlines associated with this Citation.

The System will be billed at the State Water Board's hourly rate for the time spent on issuing this Citation. California Health and Safety Code (hereinafter "CHSC") Section 116577 provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including preparing, issuing and monitoring compliance with a citation. The System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the State Water Board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision.

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the State Water Board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions regarding this matter, please contact me at 510-620-3474 or Lori Hanson of my staff at 707-576-2604.

Sincerely,



Stefan Cajina, P.E., Chief
North Coastal Section
State Water Resources Control Board
Division of Drinking Water

Enclosures

cc: Lake County Environmental Health

David Valerga, Lead Operator
P.O. Box 709
Clearlake Oaks, CA 95423

Certified Mail No. 7016 0910 0001 2053 1703

1710001/ComplianceFile#4/02_03_20C_002_1710001_52/LSH



State Water Resources Control Board
Division of Drinking Water

Citation No. 02_03_20C_002

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Name of Public Water System: Clearlake Oaks County Water District

Water System No: 1710001

Attention: Dianna Mann, General Manager

P.O. Box 709

Clearlake Oaks, CA 95423

Issued: February 11, 2020

**CITATION FOR NONCOMPLIANCE WITH
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555 AND
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTIONS 64675 AND 64675.5**

LEAD AND COPPER MONITORING VIOLATIONS

2019

The California Health and Safety Code (hereinafter "CHSC"), Section 116650
authorizes the State Water Resources Control Board (hereinafter "State Water Board"),

1 to issue a citation to a public water system when the State Water Board determines that
2 the public water system has violated or is violating the California Safe Drinking Water
3 Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4,
4 commencing with Section 116270), or any regulation, standard, permit, or order issued
5 or adopted thereunder.

6
7 The State Water Board, acting by and through its Division of Drinking Water (hereinafter
8 "Division"), and the Deputy Director for the Division, pursuant to Section 116650, CHSC,
9 hereby issues Citation No. 02_03_20C_002 (hereinafter "Citation"), to the Clearlake
10 Oaks County Water District (hereinafter "System"), for the violation of the California
11 Code of Regulations (hereinafter "CCR"), Title 22, Sections 64675 and 64675.5 –
12 General Requirements for Tap Sampling for Lead and Copper, and Tap Sampling
13 Frequency.

14
15 **STATEMENT OF FACTS**

16 The System is classified as a community public water system with a population of
17 approximately 2359 and serving 1961 active connections. The System operates under
18 Domestic Water Supply Permit No. 02-03-16P1710001 issued by the State Water Board
19 on June 3, 2016.

20
21 The CHSC, Section 116555 requires all public water systems to comply with primary
22 drinking water standards as defined in CHSC, Section 116275(c). Primary drinking
23 water standards include maximum levels of contaminants, specific treatment standards,
24 and monitoring and reporting requirements, as specified in the regulations adopted by
25 the State Water Board.

26
27 The CCR, Title 22, Sections 64675 and 64675.5 require that public water systems
28 maintain a program for monitoring lead and copper levels at consumers' taps. The

1 minimum number of tap samples required for public water systems is based on the
2 population served and the type of monitoring schedule required by the regulations –
3 whether initial, standard, or reduced monitoring. The System is required to collect 10
4 lead and copper samples annually. As of the date of this Citation, the State Water
5 Board has not received analytical results for lead and copper sampling completed by
6 the System in 2019.

8 **DETERMINATION**

9 The State Water Board has determined that the System failed to comply with the annual
10 lead and copper monitoring requirements contained in the CCR, Title 22, Sections
11 64675 and 64675.5, during 2019.

13 **DIRECTIVES**

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

- 16 1. Collect 10 lead and copper samples at the appropriate distribution system sites
17 during the time period between June 1, 2020 to September 30, 2020. The Lead
18 and Copper Tap Sample Results Reporting Form, contained in Appendix 3 of this
19 Citation, shall be used to submit the results of this monitoring to the State Water
20 Board by the 10th day of the month following sampling.
- 22 2. No later than February 28, 2020, notify all persons served by the System of the
23 violation of the CCR, Title 22, Section 64675, in conformance with Sections
24 64463.4 and 64465. The notice included in Appendix 1, Public Notification
25 Template, shall be used to fulfill this Directive. The corrective actions section
26 shall be completed before notifying customers. The notification shall be
27 conducted in accordance with the following:

- 1 • By mail or direct delivery of the completed notice to each customer served by
- 2 the water system and;
- 3 • By one of the following secondary methods to reach persons not likely to be
- 4 reached by mail or direct delivery;
- 5 ➤ By publication in a local newspaper, by delivery to community
- 6 organizations, or by posting in conspicuous public places served by the
- 7 water system, or by posting on the internet. If the water system chooses
- 8 to physically post the notice or to issue the notice on their website, the
- 9 public notice must remain posted for a minimum of seven (7) consecutive
- 10 days.

- 11
- 12 3. Complete Appendix 2: Compliance Certification Form. Submit it together with
- 13 copies of the proof of the public notification required by Directive 2 to the State
- 14 Water Board on or before March 6, 2020.
- 15
- 16 4. Include this violation in the System's 2019 Consumer Confidence Report, in
- 17 accordance with the CCR, Title 22, Section 64481(g)(1) and 64481(g)(3).
- 18

19 All submittals required by this Citation, unless otherwise specified in the directives
20 above, must be electronically submitted to the State Water Board at the following
21 address:

22 Dwpdist03@waterboards.ca.gov

23

24 The subject line for all electronic submittals corresponding to this Citation must include
25 the following information: Water System name and number, citation number and title of
26 the document being submitted.

1 The State Water Board reserves the right to make modifications to this Citation as it
2 may deem necessary to protect public health and safety. Such modifications may be
3 issued as amendments to this Citation and shall be effective upon issuance.

4

5 Nothing in this Citation relieves the System of its obligation to meet the requirements of
6 the California SDWA (CHSC, Division 104, Part 12, Chapter 4, commencing with
7 Section 116270), or any regulation, standard, permit or order issued or adopted
8 thereunder.

9

10

PARTIES BOUND

11 This Citation shall apply to and be binding upon the System, its owners, shareholders,
12 officers, directors, agents, employees, contractors, successors, and assignees.

13

14

SEVERABILITY

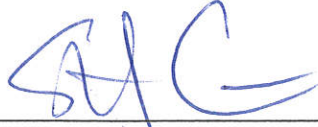
15 The directives of this Citation are severable, and the System shall comply with each and
16 every provision thereof notwithstanding the effectiveness of any provision.

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FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to 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 an order of the State Water Board, and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the State Water Board. The State Water Board does not waive any further enforcement action by issuance of this Citation.



Stefan Cajina, P.E., Chief
North Coastal Section
State Water Resources Control Board
Division of Drinking Water

Feb. 11, 2020

Date



Appendices (3):

- 1. Public Notification Template
- 2. Compliance Certification Form
- 3. Lead and Copper Tap Sample Results Reporting Form

Certified Mail No. 7016 0910 0001 2053 1703

1710001/ComplianceFile#4/02_03_20C_002_1710001_52/LSH

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.

The Clearlake Oaks County Water District Failed to Sample for Lead and Copper in 2019

Our water system failed to monitor our distribution system for lead and copper during 2019, as required by the California Code of Regulations. Although this is not an emergency, as our customers, you have a right to know 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 should I do?

You do not need to take any corrective actions at this time. This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on regulated contaminants in drinking water are available from EPA's Safe Drinking Water Hotline at (800) 426-4791.

What happened?

We are required by state regulations to monitor our drinking water for lead and copper as directed by the Division of Drinking Water. Results of this routine monitoring are used to determine if the drinking water meets health standards. We did not complete the monitoring in 2019.

What does this mean?

Because we did not test for lead and copper during 2019, we cannot be sure of the quality of the drinking water during that time. Infants and children who drink water containing lead in excess of the action level may experience delays in the physical or mental development. Children may show deficits in attention span and learning abilities. Adults who drink this water over many years may develop kidney problems or high blood pressure. Copper is an essential nutrient, but some people who drink water containing copper in excess of the action level over a relatively short amount of time may experience gastrointestinal distress. Some people who drink water containing copper in excess of the action level over many years may suffer liver or kidney damage. People with Wilson's Disease should consult their doctor.

What corrective actions have been taken by the Clearlake Oaks County Water District to prevent this violation from occurring in the future? And when does Clearlake Oaks County Water District expect to return to compliance?

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

Persons wishing more information should contact:

(name)

(address)

(phone number)

PUBLIC WATER SYSTEM NO. 1710001

Date: _____

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.

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 and employees.
- **BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS:** Must notify employees and customers of businesses located on the property.

This notice is being sent to you by the Clearlake Oaks County Water District in collaboration with the State Water Resources Control Board, Division of Drinking Water.

APPENDIX 2. COMPLIANCE CERTIFICATION

Citation Number: 02_03_20C_002

Name of Water System: Clearlake Oaks County Water District

System Number: 1710001

Certification

I certify that the users of the water supplied by this water system were notified of the lead and copper monitoring violations of California Code of Regulations, Title 22, Section 64675 for the compliance period of 2019 and the required actions listed below were completed.

Required Action	Date(s) Completed
<i>Citation Directive 2: Public Notification – Mail or Direct Delivery</i> <i>Other Method(s) Used:</i>	

Signature of Water System Representative

Date

Attach copies of the public notices distributed to the water system's customers

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,
DIVISION OF DRINKING WATER, NO LATER THAN MARCH 6, 2020**

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.



State Water Resources Control Board

Division of Drinking Water

Lead and Copper Tap Sample Results Reporting Form

This form must be submitted by the public water system to the regulating entity (DDW District Office or County Agency) for each round of lead and copper sampling

Report Date: (mm/dd/yyyy)	
Water System Name:	
Water System Number:	
Water System Type:	<input type="radio"/> Community <input type="radio"/> Non-Transient, Non Community
Monitoring Frequency:	<input type="radio"/> 6-month <input type="radio"/> Annual <input type="radio"/> Triennial
# of Samples Required:	
# of Samples Reported:	
90th Percentile Level (mg/L)	
Lead: <i>Action Level = 0.015 mg/L</i>	
Copper: <i>Action Level = 1.3 mg/L</i>	

	Sample Date	Sample Site Location/Address	Tier 1, 2, 3, or R	Result	
				Lead (mg/L)	Copper (mg/L)
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Division of Drinking Water
Lead and Copper Tap Sample Results Reporting Form

Sampling Site Change

Each round of sampling should be conducted at the same sampling sites. If an original sampling site is not available, you should collect a tap sample from another site meeting the same Tier criteria as the original site.

You must complete/submit the *Lead and Copper Tap Sampling Site Change* form.

Notification of Results

As required by *40 Code of Federal Regulations Section 141.85(d)*, within 30 days of learning of the tap monitoring results, I notified the participants, by mailing or by another method approved by the State, of the lead sample results from their individual taps, provided an explanation of the health effects of lead, listed steps the consumer could take to reduce exposure to lead, provided contact information for the water utility, the maximum contaminant level goal for lead, action level for lead, and any definitions.

Notification was done on _____ by _____
(date)

Direct Mail
 Posting in public area (NTNC systems only)
 Other (please specify below)

For general information on lead and copper tap sampling, you can refer to the *SWRCB Lead and Copper Tap Sample Results Guidance Document*. If you have any questions or comments, please contact your regulating entity (Division of Drinking Water District or County Agency).

SIGNATURE:	DATE:
NAME (Print):	TITLE: