



Division of Environmental Health
Terry L. Pierce, Director

State of North Carolina
Michael F. Easley, Governor

Public Water Supply Section
Jessica G. Miles, Section Chief

Department of Environment and
Natural Resources
William G. Ross, Secretary

NOTICE OF VIOLATION

NC Drinking Water Act and Rules Governing Public Water Systems

November 17, 2006

TO: MOUNT SHADDAI HOMEOWNERS ASSN
64 TOP LANE
AQUONE, NC 28781

RE: EL SHADDAI
PWSID # NC0157155
COUNTY: Macon
SYSTEM TYPE: COMMUNITY

Total Coliform Monitoring/Reporting Violation: A water supplier is required to monitor a public water system for contaminants and must ensure all water samples are collected, then analyzed by a North Carolina certified laboratory and that results are reported promptly to this office. Our records indicate that valid coliform bacteria results for the monthly compliance period beginning August 1, 2006 were not received within the required timeframe for the public water system serving EL SHADDAI. If not resolved, the failure to monitor is a violation of 15A NCAC 18C .1534 and the failure to timely report analytical results is a violation of 15A NCAC 18C .1525.

➤ **If you did sample your drinking water for the month of August, 2006, you may resolve the violation as follows:**

1. Immediately contact your laboratory:
 - Confirm that your laboratory is properly certified for the analysis performed. (See Web page: <http://slph.state.nc.us/EnvironmentalSciences/Certification/CertifiedLaboratory.asp> for a list of NC certified laboratories.)
 - Confirm that your laboratory accurately completed the sample analysis report form. Then have the laboratory fax the analytical results directly to Derek Lewis, Rule Manager for transient systems, or to Jerome Gilberry, Rule Manager for community and non-transient, non-community systems, at FAX number: (919) 715-6637.
2. Contact Derek Lewis, Rule Manager for transient systems, by phone at (919) 715-2581 or by e-mail at Derek.Lewis@ncmail.net. For community and non-transient, non-community systems, contact Jerome Gilberry at (919) 715-0576 or by e-mail at Jerome.Gilberry@ncmail.net.
 - Confirm that the analytical report form has been received from the laboratory and that it is complete.
 - If the Rule Manager determines that your system properly completed the required monitoring, your system will be returned to compliance for the monitoring violation. No public notice is required if monitoring was performed during the compliance period.
 - If it is determined that valid analytical results were received after the required reporting timeframe, your system will still have a reporting violation of 15A NCAC 18C .1525. No public notice is required for reporting violations.

1634 Mail Service Center, Raleigh, North Carolina 27699-1634
Telephone 919-733-2321 ▲ Fax 919-715-4374 ▲ Lab Form Fax 919-715-6637
<http://ncdrinkingwater.state.nc.us/>

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➤ **If you did not sample your drinking water for the month of August, 2006:**

Provide public notification of the monitoring violation cited above as required by 15A NCAC 18C .1523, including the certification of public notification. See the enclosed sample notice with instructions. Notice **MUST** be provided **within 12 months** from the date of this letter. Retain a copy of these documents for your files. If you have questions or need assistance regarding public notification, please contact Bethany Goodwin at (919) 715-2729 or by e-mail at Bethany.Goodwin@ncmail.net.

Failure to provide public notification as required is a violation of 15A NCAC 18C .1523 and will be reported to the US Environmental Protection Agency. **If you do not provide public notice, you will be subject to assessment of an administrative penalty for that violation, in addition to the monitoring/reporting violation, for the compliance period cited.**

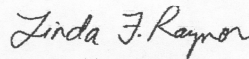
Compliance and Future Enforcement: The agency reserves the right to take enforcement action for any new or additional violations. To avoid future assessment of administrative penalties, you must correct the violations cited immediately and comply with the Rules Governing Public Water Systems, 15A NCAC 18C.

Contact Persons: If you have questions or need assistance regarding public notification, please contact Bethany Goodwin at (919) 715-2729 or by e-mail at Bethany.Goodwin@ncmail.net. A copy of the Notice to the Public/Public Notification Certification should be mailed to Bethany Goodwin at the address indicated on the back of the notice.

If you have questions or need assistance regarding this violation, please contact Derek Lewis, Rule Manager for transient systems, by phone at (919) 715-2581 or by e-mail at Derek.Lewis@ncmail.net. For community and non-transient, non-community systems contact Jerome Gilberry at (919) 715-0576 or by e-mail at Jerome.Gilberry@ncmail.net. Laboratories should fax analytical results directly to the Rule Manager at FAX number: (919) 715-6637.

Copies of North Carolina's Rules Governing Public Water Systems can be found on the web at <http://www.deh.enr.state.nc.us/pws/rules/contents.htm>.

Sincerely,



Linda F. Raynor
Compliance Services Branch Head
Public Water Supply Section

Enclosures: Notice to the Public/Public Notification Certification

cc: Jim Adams, Regional Engineer

Responsible Person: LINIGER, ROBERT G

NOTICE TO THE PUBLIC

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

EL SHADDAI HAS NOT MET MONITORING REQUIREMENTS

You 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 the compliance periods specified in the table below, we ["did not monitor or test" or "did not complete all monitoring or testing"] for contaminants listed below and therefore cannot be sure of the quality of our drinking water during that time.

CONTAMINANT GROUP**	COMPLIANCE PERIOD BEGIN DATE	NUMBER OF SAMPLES AND SAMPLING FREQUENCY	WHEN SAMPLES WERE OR WILL BE TAKEN (Water System to Complete)
Total Coliform Bacteria	August 1, 2006	1 PER MONTH	15 Aug 06

** Total Coliform Bacteria includes Fecal/E.coli bacteria. Testing for Fecal/E.coli bacteria is required if total coliform is present in the sample

What should I do? There is nothing you need to do at this time.

What happened? What is being done? When will the problem be corrected?

Water system to describe corrective action.]

Monthly sample late.
Samples being taken early.

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.

For more information, please contact:

Responsible Person <u>James Solesbee, Jr.</u>	System Name EL SHADDAI	System Address (Street) <u>Rhododendron Dr. El Shaddai</u>
Phone Number <u>328-321-8220</u>	System PWSID # <u>NC0157155</u>	System Address (City/State/Zip) <u>Duquoin NC 28781</u>

Notification Awareness Date: November 17, 2006 Date Notice Distributed: 11/17/06 Method of Distribution: Verbal / Community Web Page

Public Notification Certification:

The public water system named above hereby affirms that public notification has been provided to its consumers in accordance with all delivery, content, format, and deadline requirements specified in 15A NCAC 18C .1523.

Owner/Operator: James Solesbee, Jr. (Signature) James Solesbee, Jr. (Print Name) 11/17/06 (Date)

Instructions for Completing the Notice/Certification Form & for Performing Public Notice for Tier 3 Monitoring Violations

1. Complete **ALL** the missing information on the “Notice to the Public.” (Note: Under the section of the notice entitled “What Happened? What is being done? When will the problem be corrected?” describe corrective actions you took or are taking. You may choose the appropriate language below, or develop your own:
 - We have since taken the required samples, as described in the last column of the table above. The sample results showed we are meeting drinking water standards.
 - We have since taken the required samples, as described in the last column of the table above. The sample for coliform bacteria exceeded the limit. [Describe corrective action; use information from public notice prepared for violating the limit.]
 - We plan to take the required samples soon, as described in the last column of the table above.)

2. Provide public notification to your customers within **12 months** after you learn of the violation as follows:

<p>Community systems must use one of the following:</p> <ul style="list-style-type: none"> • Hand or direct delivery • Mail, as a separate notice or included with the bill <p>For community systems, this notice is appropriate for insertion in an annual notice or the Consumer Confidence Report (CCR), as long as public notification timing and delivery requirements are met (C.F.R. 141.204(d)).</p>	<p>Non-community systems must use one of the following:</p> <ul style="list-style-type: none"> • Posting in conspicuous locations • Hand delivery • Mail <p>For non-community systems, if you post the notice, it must remain posted as long as the violation or situation persists; in no case should the notice be posted less than 7 days, even if the violation is resolved. (C.F.R. 141.204(b)).</p>
<p>(Note: Both community and non-community systems must use <i>another</i> method reasonably calculated to reach others IF they would not be reached by one of the <u>required</u> methods listed above (C.F.R. 141.204(c)). Such methods could include newspapers, e-mail, or delivery to community organizations.</p>	

- **Both sides of this public notice/certification MUST be delivered to the persons served by the water system** in order for your customers to have access to the required **Contaminant Group List**.
 - If you mail, post, or hand deliver, print your notice on letterhead, if available.
 - Notify new billing customers or units prior to or at the time their service begins.
 - Provide multi-lingual notifications if 30% of the residents served are non-English speaking.
 - Repeat the notice quarterly for as long as the violation exists.
 - Should you decide not to use this enclosed notice and develop your own version instead, the mandatory language in **bold italics** may not be altered and you **MUST** include the ten required elements listed in C.F.R. 141.205. A separate Public Notification Certification Form that is available on our web site or the certification located at the bottom of the sample notice provided **MUST** also be submitted.
3. After issuing the “Notice to the Public” to your customers, **sign and date** the “Public Notification Certification” at the bottom of the notice. Mail the completed public notice/certification form to the Public Water Supply Section, ATTN: Public Notification Rule Manager, 1634 Mail Service Center, Raleigh, NC 27699-1634 within **ten days** after issuing the notice (C.F.R. 141.31(d)). Keep a copy for your files.