

# NOTICES



RECEIVED SEP 19 2011

# COMMONWEALTH of VIRGINIA

DEPARTMENT OF HEALTH

## OFFICE OF DRINKING WATER

Southeast Virginia Field Office

SEP 13 2011

### NOTICE OF VIOLATION

Karen Remley, MD, MBA, FAAP  
State Health Commissioner

J. Wesley Kleene, PhD, PE  
Director, Office of Drinking Water

830 Southampton Avenue  
Suite 2058  
Norfolk, VA 23510  
Phone (757) 683-2000  
Fax (757) 683-2007

SUBJECT: SOUTHAMPTON COUNTY  
Water - Silverleaf Corporation  
PWSID No. 3175710

Mr. Grover Edge, President  
Silverleaf Corporation  
28210 Southampton Parkway  
Courtland, VA 23837

Re: **Failure to Collect Required Bacteriological Samples**

Dear Mr. Edge:

This notice is to advise that you may be in violation of §12 VAC 5-590-370 of the Commonwealth of Virginia *Waterworks Regulations* for failure to complete required monitoring of the bacteriological quality of water your waterworks serves to consumers. The *Regulations* require your system to collect one routine water sample for bacteriological examination each month and report the results of the test to this office no later than the 10<sup>th</sup> day of the following month. According to our records no bacteriological sample was collected, analyzed or reported for the month of August 2011. If a sample was collected and analyzed, please forward the results to this office.

**Required Actions**

**Public Notice:** The *Waterworks Regulations* characterizes this as a situation that requires Tier 3 public notification. According to § 12 VAC 5-590-540, you are required to notify consumers that the prescribed monitoring was not performed, as follows:

- You must provide notice to consumers no later than one year following receipt of this notice.
- Your notice to customers must be mailed or directly delivered to each customer receiving a bill, and to other service connections served by your waterworks.
- If your waterworks serves consumers who do not pay water bills, or do not have service connection addresses (apartment dwellers, university students, or nursing home patients, for example), you must also use other delivery methods to provide notice to these consumers as well. Examples of other methods include (but are not limited to) publication in local newspapers, delivery of multiple copies to apartment buildings, or posting the notice in public places served by the system.

SEP 13 2011

Mr. Grover Edge

Page 2

SUBJECT: SOUTHAMPTON COUNTY  
Water - Silverleaf Corporation  
PWSID No. 3175710

- You may choose to distribute an annual report of all Tier 3 violations incurred by your waterworks during 2011. If so, your annual notice must satisfy the timing, content, and distribution requirements for each Tier 3 violation.
- Until the violation is resolved, you must give a copy of the notice to all new billing units or new customers, before or at the time service begins.
- You must repeat distribution of the notice annually, for as long as the violation persists.
- If you are using a private laboratory, you should advise them that the monthly samples are for compliance purposes and ask that they submit results directly to this office.

**Draft Notice:** Attached is a draft notice for you to provide to consumers. You may use this notice as is, or modify it to better meet your situation, as long as the information is accurate and the notice contains all of the required elements and mandated language. If you decide to change the notice, we suggest that you contact this Office to verify that your proposed changes meet the requirements of the *Waterworks Regulations*.

**Public Notice Confirmation:** Within ten (10) days of completing public notification, you must provide this Office with a copy of the notice you distribute, along with signed certification of the distribution completion date and methods used. Failure to distribute public notice and report to the Virginia Department of Health may be a further violation of the *Waterworks Regulations*. A public notification completion form is enclosed for your use.

**Follow-up Actions:** Please continue to take steps to ensure that samples are collected and analyzed and the results reported to this office in a timely manner.

If you have questions, please call.

Sincerely,



Renée S. Hall  
District Engineer

RSH/bjm  
Enclosures

pc: Southampton County Health Department  
Mr. Michael W. Johnson, County Administrator, Southampton County  
V.D.H. – Office of Drinking Water



# COMMONWEALTH of VIRGINIA

DEPARTMENT OF HEALTH

## OFFICE OF DRINKING WATER

Southeast Virginia Field Office

SEP 13 2011

### NOTICE OF VIOLATION

Karen Remley, MD, MBA, FAAP  
State Health Commissioner

J. Wesley Kleene, PhD, PE  
Director, Office of Drinking Water

830 Southampton Avenue  
Suite 2058  
Norfolk, VA 23510  
Phone (757) 683-2000  
Fax (757) 683-2007

SUBJECT: SOUTHAMPTON COUNTY  
Water - Valley Proteins, Inc.  
PWSID No. 3175858

Mr. Michael Anderson  
Valley Proteins, Inc.  
25170 Val Pro Drive  
Emporia, Virginia 23847

### Re: Exceeding the Primary Maximum Contaminant Level for Total Coliform Bacteria

Dear Mr. Anderson:

This notice is to advise that you may be in violation of § 12 VAC 5-590-380 of the *Waterworks Regulations* for exceeding the Primary Maximum Contaminant Level (PMCL) for total coliform bacteria. Our records indicate that water samples collected and analyzed during the month of August 2011 exceeded the PMCL for total coliform bacteria. Of five samples collected during August 2011, two of the samples indicated the presence of total coliform bacteria. As stated in § 12 VAC 5-590-380 of the *Waterworks Regulations*, the PMCL for total coliform bacteria is the presence of total coliform bacteria in no more than one sample per month.

#### **Required Actions**

Public Notice: According to §12 VAC 5-590-540 of the *Waterworks Regulations*, you are required to notify consumers that the fecal coliform PMCL was exceeded, as follows:

- You must provide a notice to consumers no later than 30 days following receipt of this notice.
- Your notice to consumers must be posted in conspicuous locations throughout the area served by your waterworks.
- Posted notices must be posted for a minimum of seven days even if the violation has been resolved, and must remain in place as long as the violation persists.
- You must repeat distribution of the notice every three months, for as long as the violation persists.

**Draft Notice:** Attached is a draft notice for you to distribute to consumers. You may use this notice as is, or modify it to better meet your situation, as long as the information is accurate and the notice contains all of the required elements and mandated language. If you decide to change the notice, we suggest that you contact this Office to verify that your proposed changes meet the requirements of the *Waterworks Regulations*.

SEP 13 2011

SUBJECT: SOUTHAMPTON COUNTY  
Water - Valley Proteins, Inc.  
PWSID No. 3175858

**Public Notice Confirmation:** Within ten (10) days of completing public notification you must provide this Office with a copy of the notice you distribute, along with signed certification of the distribution completion date and methods used. Failure to distribute public notice and report to the Virginia Department of Health may be a further violation of the *Waterworks Regulations*. A public notification completion report is enclosed for your use.

**Follow-up Actions:** You must collect five routine bacteriological samples in September 2011 in accordance with your approved Bacteriological Sample Siting Plan.

Sincerely,



Renée Hall  
District Engineer

RSH/bjm

Enclosures

pc: Southampton County Health Department  
Mr. Michael Johnson, County Administrator, Southampton County  
V.D.H. - Office of Drinking Water



RECEIVED SEP - 8 2011

# COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

TIDEWATER REGIONAL OFFICE

5636 Southern Boulevard, Virginia Beach, Virginia 23462

(757) 518-2000 Fax (757) 518-2009

www.deq.virginia.gov

Doug Domenech  
Secretary of Natural Resources

David K. Paylor  
Director

Maria R. Nold  
Regional Director

September 6, 2011

Mr. Michael W. Johnson  
County Administrator  
Southampton County  
P.O. Box 400  
Courtland, Virginia 23837

Dear Mr. Johnson:

The Department of Environmental Quality has received an application to withdraw ground water in the Eastern Virginia Ground Water Management Area. 9 VAC 25-610-250 B of the Virginia Ground Water Withdrawal Regulation requires that the DEQ send a notice of each draft permit to each local governing body located within the ground water management area where the proposed withdrawal will occur.

In accordance with this section, please find the enclosed notice that will be advertised in the *Virginian Pilot* on Sunday, September 11, 2011. This applicant currently holds a ground water withdrawal permit authorizing a 87,000,000 gallon per year withdrawal. Additional information on the permit application may be obtained by contacting me.

The Department will accept comments concerning the proposed issuance of this draft permit for thirty days. All comments must be received by 4 p.m. on October 11, 2011.

Sincerely,

Henry L. Ghittino  
Ground Water Permits  
Group Leader

Enclosure

Public Notice – Environmental Permit

PURPOSE OF NOTICE: To seek public comment on a draft permit from the Department of Environmental Quality for the withdrawal of ground water in Chesapeake, Virginia.

PUBLIC COMMENT PERIOD: September 11, 2011 to October 11, 2011

PERMIT NAME: Ground Water Withdrawal Permit issued by DEQ, under the authority of the State Water Control Board

APPLICANT NAME, ADDRESS AND PERMIT NUMBER: Aqua Virginia, Inc.; 2414 Granite Ridge Road, Rockville, VA 23146; GW0040801

NAME AND LOCATION OF WATER WITHDRAWAL: Indian River Water Company; Cromwell Drive, Chesapeake, VA

PROJECT DESCRIPTION: Aqua Virginia, Inc. has applied for a reissuance of a permit for the Indian River Water Company in the City of Chesapeake, Virginia. The permit would allow the applicant to withdraw an average of 141,806 gallons per day which represents a reduction of approximately forty percent from the previously permitted amount. The ground water withdrawal will support a public water supply for residential and commercial uses. The proposed withdrawal will utilize the Yorktown-Eastover aquifer at a depth between 40 feet to 150 feet below the land surface at the withdrawal site. An aquifer is a body of rock or layer of sediment in the ground in which ground water is stored and transported. DEQ has made a tentative decision to issue the permit.

AFFECTED AREA: The radial distance from the wells to where computer modeling predicts the aquifer may experience one foot of drawdown due to the withdrawal is illustrated on a map that can be viewed at: <http://www.deq.virginia.gov/gwpermitting/publicnotices.html>.

HOW TO COMMENT AND OR REQUEST A PUBLIC HEARING: DEQ accepts comments and requests for public hearing by e-mail, fax or postal mail. All comments and requests must be in writing and be received by DEQ during the comment period. Submittals must include the names, mailing addresses and telephone numbers of the commenter/requester and of all persons represented by the commenter/requester. A request for public hearing must also include: 1) The reason why a public hearing is requested. 2) A brief, informal statement regarding the nature and extent of the interest of the requester or of those represented by the requestor, including how and to what extent such interest would be directly and adversely affected by the permit. 3) Specific references, where possible, to terms and conditions of the permit with suggested revisions. DEQ may hold a public hearing, including another comment period, if public response is significant and there are substantial, disputed issues relevant to the proposed permit. CONTACT FOR PUBLIC COMMENTS, DOCUMENT REQUESTS AND ADDITIONAL INFORMATION: Hank Ghittino; Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, VA 23462; Phone: 757-518-2197; E-mail: [hank.ghittino@deq.virginia.gov](mailto:hank.ghittino@deq.virginia.gov); FAX: 757-518-2009; The public may review the draft permit and application at the DEQ office named above by appointment.



RECEIVED AUG 30 2011

# COMMONWEALTH of VIRGINIA

DEPARTMENT OF HEALTH

## OFFICE OF DRINKING WATER

Southeast Virginia Field Office

Karen Remley, MD, MBA, FAAP  
State Health Commissioner

J. Wesley Kleene, PhD, PE  
Director, Office of Drinking Water

830 Southampton Avenue  
Suite 2058  
Norfolk, VA 23510  
Phone (757) 683-2000  
Fax (757) 683-2007

AUG 19 2011

### NOTICE OF VIOLATION

SUBJECT: SOUTHAMPTON COUNTY  
Water - Agri-Civic Center  
PWSIN No. 3175010

Mr. Michael D. Smith  
Town of Newsoms  
17287 Pittman Road  
Boykins, VA 23827

**Re: Exceeding the Primary Maximum Contaminant Level for Total Coliform Bacteria**

Dear Mr. Smith:

This notice is to advise that you may be in violation of § 12 VAC 5-590-380 of the *Waterworks Regulations* for exceeding the Primary Maximum Contaminant Level (PMCL) for total coliform bacteria. Our records indicate that water samples collected and analyzed during the month of July 2011 exceeded the PMCL for total coliform bacteria. Of five samples collected during July 2011, all samples indicated the presence of total coliform bacteria. As stated in § 12 VAC 5-590-380 of the *Waterworks Regulations*, the PMCL for total coliform bacteria is the presence of total coliform bacteria in no more than one sample per month.

Required Actions:

Public Notice: According to § 12 VAC 5-590-540 of the *Waterworks Regulations* this as a Tier 2 situation. You are required to notify consumers that the total coliform PMCL was exceeded, as follows:

- You must provide a notice to consumers no later than 30 days following receipt of this notice.
- Your notice to consumers must be posted in conspicuous locations throughout the area served by your waterworks.
- Posted notices must be posted for a minimum of seven days even if the violation has been resolved, and must remain in place as long as the violation persists.
- You must repeat distribution of the notice every three months, for as long as the violation persists.

**Draft Notice:** Attached is a draft notice for you to distribute to consumers. You may use this notice as is, or modify it to better meet your situation, as long as the information is accurate and the notice contains all of the required elements and mandated language. If you decide to change the notice, we suggest that you contact this Office to verify that your proposed changes meet the requirements of the *Waterworks Regulations*.

Mr. Michael D. Smith

Page 2

AUG 19 2011

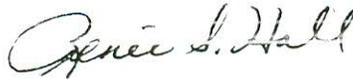
SUBJECT: SOUTHAMPTON COUNTY  
Water - Agri-Civic Center  
PWSID No. 3175010

**Public Notice Confirmation:** Within ten (10) days of completing public notification you must provide this Office with a copy of the notice you distribute, along with signed certification of the distribution completion date and methods used. Failure to distribute public notice and report to the Virginia Department of Health may be a further violation of the *Waterworks Regulations*. A public notification completion report is enclosed for your use.

**Follow-up Actions:** You must collect five routine bacteriological samples in August 2011 in accordance with your approved Bacteriological Sample Siting Plan.

If you have questions, please do not hesitate to call me.

Sincerely,



Renée S. Hall  
District Engineer

RSH/bjm  
Enclosures

pc: Southampton County Health Department  
Mr. Michael Johnson, County Administrator, Southampton County  
V.D.H. - Office of Drinking Water



RECEIVED AUG 30 2011

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DEPARTMENT OF HEALTH

## OFFICE OF DRINKING WATER

Southeast Virginia Field Office

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830 Southampton Avenue  
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Norfolk, VA 23510  
Phone (757) 683-2000  
Fax (757) 683-2007

AUG 19 2011

### NOTICE OF VIOLATION

SUBJECT: SOUTHAMPTON COUNTY  
Water - Pino's Pizza Restaurant  
PWSID No. 3175270

Ms. Giuseppina Volo  
Pino's Pizza  
23319 Jerusalem Road  
Courtland, Virginia 23837

**Re: Exceeding the Primary Maximum Contaminant Level for Total Coliform Bacteria**

Dear Ms. Volo:

This notice is to advise that you may be in violation of § 12 VAC 5-590-380 of the *Waterworks Regulations* for exceeding the Primary Maximum Contaminant Level (PMCL) for total coliform bacteria. Our records indicate that water samples collected and analyzed during the month of August 2011 exceeded the PMCL for total coliform bacteria. Of five samples collected during August 2011, all of the samples indicated the presence of total coliform bacteria. As stated in § 12 VAC 5-590-380 of the *Waterworks Regulations*, the PMCL for total coliform bacteria is the presence of total coliform bacteria in no more than one sample per month.

**Required Actions:**

Public Notice: According to § 12 VAC 5-590-540 of the *Waterworks Regulations* this is a Tier 2 situation. You are required to notify consumers that the total coliform PMCL was exceeded, as follows:

- You must provide a notice to consumers no later than 30 days following receipt of this notice.
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- You must repeat distribution of the notice every three months, for as long as the violation persists.

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Ms. Giuseppina Volo

Page 2

AUG 19 2011

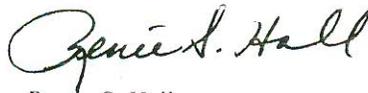
SUBJECT: SOUTHAMPTON COUNTY  
Water - Pino's Pizza Restaurant  
PWSID No. 3175270

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**Follow-up Actions:** You must collect five routine bacteriological samples in September 2011 in accordance with your approved Bacteriological Sample Siting Plan.

If you have questions, please do not hesitate to call me.

Sincerely,



Renee S. Hall  
District Engineer

RSH/bjm  
Enclosures

pc: Southampton County Health Department  
Mr. Michael Johnson, County Administrator, Southampton County  
V.D.H. - Office of Drinking Water