

NOTICES



RECEIVED SEP 28 2010

COMMONWEALTH of VIRGINIA

KAREN REMLEY, MD., M.B.A., F.A.A.P.
STATE HEALTH COMMISSIONER

J.WESLEY KLEENE, Ph. D., P.E.
DIRECTOR, Office of Drinking Water

DEPARTMENT OF HEALTH
OFFICE OF DRINKING WATER
Southeast Virginia Field Office

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

SEP 23 2010

NOTICE OF VIOLATION

SUBJECT: SOUTHAMPTON COUNTY
Water: Southampton Jail Farm
PWSID No. 3175600

Lt. Scott Doyle
Southampton County Jail Farm
P. O. Box 70
Courtland, VA 23837

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

Dear Lt. Doyle:

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 August 2010 exceeded the PMCL for total coliform bacteria. A total of 6 compliance water samples were collected during the month of August and 3 of these samples tested positive for 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 is exceeded, as follows:

- You must provide a notice to consumers within 30 days of receipt of this notice.
- Your notice to consumers must be posted in conspicuous locations throughout the area served by your waterworks, or mailed or directly delivered to the persons served by your waterworks.
- If your waterworks serves consumers who would not be reached by your posted, mailed, or hand-delivered notice, you must also use other distribution methods to provide notice to these consumers as well. For example, such persons may include those who may not see a posted notice because it is not in a location they routinely pass by. Examples of other methods include (but are not limited to) publication of a notice through a company newsletter, or by E-mail to staff or students.

SEP 23 2010

SUBJECT: SOUTHAMPTON COUNTY
Water - Southampton County Jail Farm
PWSID No. 3175600

- 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 your 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 notice completion report is enclosed for your use.

Follow-up Actions: The distribution system was flushed and chlorinated. Flushing hydrants and unused service lines were opened to ensure that the entire distribution system, including any dead ends were flushed and chlorinated. Some housekeeping recommendations were made by Southampton Utility employees to the Jail staff that included cleaning the area around the well and replacing some screens on some vents in the water system. In addition, a total of five routine samples must be collected during September 2010. If the September sample results are satisfactory, the waterworks may resume collecting one sample per month during October 2010.

If you should have any questions, please do not hesitate to contact me at ext. 113.

Sincerely,

Renée S. Hall
District Engineer

CAE/RSH/bjm

Enclosures: Public Notice

Public Notice completion report

pc: Southampton County Health Department
✓ Mr. Michael Johnson, County Administrator, Southampton County
Mr. Robert Croak, Utilities Supervisor, Southampton County
V.D.H. – Office of Drinking Water



RECEIVED SEP 28 2010

COMMONWEALTH of VIRGINIA

DEPARTMENT OF HEALTH
OFFICE OF DRINKING WATER

Southeast Virginia Field Office

SEP 23 2010

NOTICE OF VIOLATION

KAREN REMLEY, MD., M.B.A, F.A.A.P
STATE HEALTH COMMISSIONER

J.WESLEY KLEENE, Ph. D., P.E.
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 - Kingsdale-Moseley
PWSID No. 3175461

Ms. Shanda Harper
Aura, Inc.
137 Kenmore Street
Suffolk, VA 23434

Re: Failure to Collect Required Bacteriological Samples

Dear Ms. Harper:

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 10th day of the following month. According to our records no bacteriological sample was collected, analyzed or reported for the month of August 2010.

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 23 2010

SUBJECT: SOUTHAMPTON COUNTY
Water - Kingsdale-Moseley
PWSID No. 3175461

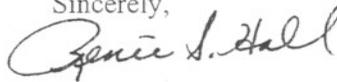
- You may choose to distribute an annual report of all Tier 3 violations incurred by your waterworks during 2010. If so, your annual notice must satisfy the timing, content, and distribution requirements for each Tier 3 violation.
- Until the violation is resolved, you must give a copy of the notice 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: You must collect a routine bacteriological sample during each monthly monitoring period. Continued failure to collect your required samples could result in enforcement actions. If you have questions, please call.

Sincerely,



Renée S. Hall
District Engineer

CAE/RSH/bjm

Enclosures

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



RECEIVED SEP 28 2010

COMMONWEALTH of VIRGINIA

KAREN REMLEY, MD., M.B.A, F.A.A.P
STATE HEALTH COMMISSIONER

DEPARTMENT OF HEALTH
OFFICE OF DRINKING WATER
Southeast Virginia Field Office

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

J.WESLEY KLEENE, Ph. D., P.E.
DIRECTOR, Office of Drinking Water

NOTICE OF VIOLATION

SUBJECT: SOUTHAMPTON COUNTY
Water - Kingsdale-Moseley
PWSID No. 3175461

Ms. Shanda Harper
Aura, Inc.
137 Kenmore Street
Suffolk, VA 23434

SEP 17 2010

**Re: Failure to submit a Waterworks Business Operation Plan (WBOP)
Operation of a Waterworks Without An Operation Permit**

Dear Ms. Harper:

This notice is to advise that you may be in violation of § 32.1-172 of the Code of Virginia and the *Waterworks Regulations* for operating a waterworks without an Operation Permit and failing to submit a Waterworks Business Operation Plan (WBOP). Section 32.1-172 A of the Code of Virginia states "No owner shall establish, construct or operate any waterworks or water supply in the Commonwealth without a written permit from the Commissioner, except for the extension of water distribution piping having a diameter of eight inches or less and serving less than fifteen equivalent residential connections".

Section 32.1-172 B states that "The application also shall include a comprehensive business plan detailing the technical, managerial, and financial commitments to be made by the owner in order to assure that system performance requirements for providing the water supply will be met over the long term".

This office requested the submission of the WBOP in our letter dated December 20, 2006. It was also requested in our notice of violation dated May 1, 2009 and a warning letter dated September 1, 2009 issued by this Department. In addition it was also requested during an inspection of the waterworks on January 1, 2010. A WBOP must be submitted and approved by this office before the permit can be issued.

By October 15, 2010, please notify this office when the plan will be submitted. Failure to comply with this requirement may result in further enforcement action. If you have questions, please call me at extension 113.

Sincerely,

Renée S. Hall
District Engineer

RSH/bjm

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

R:\DIST20B\Southampton County\Kingsdale Mosley\OPPERM&DESC\NOV No Permit-WBOP 9-2010.doc