

ENVIRONMENTAL NOTICES



RECEIVED MAR 02 2009

COMMONWEALTH of VIRGINIA

Karen Remley, MD, MBA, FAAP
State Health Commissioner

Department of Health
P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

FEB 23 2009

NOTICE OF VIOLATION

SUBJECT: SOUTHAMPTON COUNTY
Water - Kingsdale-Moseley

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 January 2009.

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.

FEB 23 2009

SUBJECT: SOUTHAMPTON COUNTY
Water - Kingsdale-Moseley

- You may choose to distribute an annual report of all Tier 3 violations incurred by your waterworks during 2009. 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 for the February 2009 monitoring period. If you have questions, please call.

Sincerely,



Renée S. Hall
District Engineer

RSH/bjm
Enclosures

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



RECEIVED FEB 17 2009

COMMONWEALTH of VIRGINIA

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RICHMOND, VA 23218

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FEB 10 2009

NOTICE OF VIOLATION

SUBJECT: SOUTHAMPTON COUNTY
Water - Jan's Country Cooking and Catering

Mr. Samuel Butler Sr.
Jan's Country Cooking and Catering
P. O. Box 244
Ivor, Virginia 23866

Re: Failure to Collect Required Samples

Dear Mr. Butler:

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 conduct the required monitoring of the chemical quality of water served to consumers by your waterworks. According to our records, one routine nitrate/nitrite water sample was required during calendar year 2008 but no analysis results have been received by 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 within a year of this notice.
- Your notice to consumers must be posted in conspicuous locations throughout the area served by your waterworks, or directly delivered to the persons served by your waterworks.
- Posted notices must be posted for a minimum of seven days even though the violation has been resolved.

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*. Please insert the name, address, and phone number of a waterworks representative in the spaces provided on the draft notice.

FEB 10 2009

SUBJECT: SOUTHAMPTON COUNTY
Water - Jan's Country Cooking and Catering

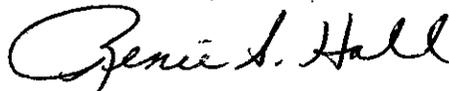
Public Notice Confirmation: Within ten (10) days of completing public notification, you must provide this Office with a copy of the notice you distribute, along with signed certification of the distribution completion date and methods used. Failure to distribute public notice and report to the Virginia 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 a sample from the entry point to the distribution for nitrate/nitrite analyses during 2009. If you utilize the services of a private lab you must contact the lab for sample containers and forms. If you choose to use the State lab for these samples a solicitation will be sent to you.

If you have questions, please call, 683-2000, ext. 113.

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