



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street
San Francisco, CA 94105-3901

FEB 07 2011

Terri McGuigan, General Manager
Pla-Vada Community Association
P.O. Box 94
Norden, CA 95724

Subject: **Amendments to Administrative Order and Request for Information**
Docket No. PWS-AO-2008-6024
Pla-Vada Community Association Public Water System CA 2910011

Dear Ms. McGuigan:

On September 30, 2008, the U.S. Environmental Protection Agency issued an administrative Order ("Order") to Pla-Vada Community Association (the "Association") pursuant to Section 1414(g) of the Safe Drinking Water Act ("SDWA"), 42 U.S.C. § 300g-3(g), to address the Association's failure to provide drinking water from its public water system (the "System") that complies with the maximum contaminant level ("MCL") for arsenic specified at 40 C.F.R. § 141.62(b). The Order requires the System to achieve compliance with the running annual average ("RAA") MCL for arsenic at every arsenic sampling point in the System's public water system no later than December 31, 2010, and notify EPA in writing of the date the System has met this requirement within 10 days of receiving its laboratory's sampling results showing compliance with the arsenic MCL.

EPA received a request from the City to extend the MCL compliance due date set forth in the Order. Based on the District's efforts to develop a compliance plan, timely submittal of quarterly progress reports, and its compliance with the monitoring/reporting, and public notice requirements of the Order, EPA agrees to the City's request for an extension and hereby amends Paragraph 23 of the Order to extend the compliance due date from December 31, 2010 to **December 31, 2012**.

The remainder of the Order is unaffected by these amendments and will remain in full force and effect. Please note that EPA expects this approved deadline to be met. If unexpected events occur that are beyond the City's control and that will require the City to request an extension of these deadlines, the City is responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need.

Request for Information

In order to ensure the amended compliance deadline of December 31, 2012 is met, and in accordance with Paragraph 29 of the Order, EPA makes this additional request for information:

1. EPA shall receive in its offices no later than **May 15, 2011** information from the District indicating:
 - (a) Completed engineering designs, specifications and construction of a new drinking water treatment facility.
2. EPA shall receive in its offices no later than **September 30, 2011** information from the District indicating:
 - (a) System's arsenic treatment facility is fully operational and will ensure compliance with the federal SDWA, arsenic MCL requirements.

Please be aware that effective January 12, 2009, violations of any term of this Order, as amended, may subject the Association to (i) a civil judicial penalty of up to \$37,500 per day of violation for each such day in which a violation occurs, as assessed by the United States District Court, under Sections 1414(b) and 1414(g)(3) of the SDWA, 42 U.S.C. §§ 300g-3(b) and 300g-3(g)(3), and 40 C.F.R. § 19.4, or (ii) an administrative penalty of up to \$32,500, after notice and opportunity for a hearing, under Section 1414(g)(3) of the SDWA, 42 U.S.C. § 300g-3(g)(3), and 40 C.F.R. § 19.4.

If you or your staff has technical questions please continue to direct them to Everett Pringle at 415-972-3548. Legal questions should be directed to Rich Campbell, Office of Regional Counsel, at 415-972-3870.

Sincerely,



Corine Li, P.E.
Manager
Drinking Water Office

cc: Richard Hinrichs, District Engineer, CA CDPH-Valley District
Charles Brenneman, President, Pla-Vada Community Association