



# Oregon

Theodore R. Kulongoski, Governor

**Department of Human Services**

**Public Health Division**

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**SDWIS**

OCT 8 1 2008

**B Daniels**

Mike Lowrie

Lazy Acres Mobile Home Park

5942 Towne Dr. NE

Silverton, OR 97381

RE: EXTENSION TO THE NOTICE OF VIOLATION AND ADMINISTRATIVE ORDER ISSUED TO LAZY ACRES MOBILE HOME PARK, PWS OR4101399, ON FEBRUARY 19, 2008.

Lazy Acres Mobile Home Park is a public water system that is subject to regulation under Oregon Revised Statutes (ORS) 448.115 to 448.290 and Oregon Administrative Rules (OAR) 333-061-0005 to 333-061-0098.

The Oregon Department of Human Services, Public Health Division, Office of Environmental Public Health, Drinking Water Program (Agency) has received a request from Lazy Acres Mobile Home Park for an extension to the Notice of Violation and Administrative Order (Order) issued February 19, 2008.

The Order contains a compliance action providing three options by which Lazy Acres Mobile Home Park can comply with the Maximum Contaminant Level (MCL) for arsenic listed in OAR 333-061-0030(1). Lazy Acres Mobile Home Park is proceeding to install an approved treatment system to reduce arsenic levels in its drinking water, but the project will not be completed by the final deadline established in the Order, November 1, 2008.

Lazy Acres Mobile Home Park has requested an extension to December 15, 2008 to comply with the required compliance actions. Lazy Acres Mobile Home Park stated that an extension is needed because of delays receiving water treatment equipment, additional time required for installation of the equipment, and time for testing of the treatment system.

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Lazy Acres Mobile Home Park

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Agency personnel have reviewed the progress made by Lazy Acres Mobile Home Park installing its water treatment plant, and discussed the risks posed by allowing an additional forty-five days to comply with the final deadline specified in the Order. Based upon the progress made by Lazy Acres Mobile Home Park and continued public notice provided by the system, the Agency hereby grants Lazy Acres Mobile Home Park an extension until December 15, 2008 to meet the compliance actions listed in the Order. The granted extension is not a modification of the Order, which remains in full force and effect.

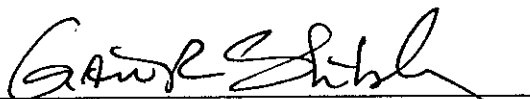
This extension does not constitute a waiver, suspension or modification of the requirements of the Oregon Drinking Water Quality Act: ORS 448.115 to 448.285; and administrative rules OAR 333-061-0050 to 333-061-0295, which remain in full force and effect.

This extension does not relieve Lazy Acres Mobile Home Park of any responsibilities or liabilities established pursuant to any applicable federal, state, or local law or regulation. Issuance of this extension is not an election by the Agency to forgo any civil actions authorized under the Oregon Drinking Water Quality Act.

Failure to comply with all requirements in the Order or this extension, by the specified due dates, may result in additional enforcement action, including the assessment of civil penalties in the amount of \$50 per day per violation (OAR 333-061-0090).

If you have any questions regarding this extension, or if you need the information in this letter in an alternate format, please contact Brad Daniels at (971) 673-0407.

Dated this 29<sup>th</sup> day of October, 2008.



Gail R. Shibley, Administrator  
Office of Public Health Systems

cc: Gregg Baird, DHS-DWP  
Greg Deblase, Marion County Environmental Health  
Chris Hughes, DHS-DWP  
Harold Rogers, USEPA