

February 24, 2011

Paula S. Vincent, President
Valley Vista Water Improvement District
3285 Valley Vista Dr.
Central Point, OR 97502

RE: Violation of the Notice of Violation issued on September 1, 2010 and possible civil penalties.

On September 1, 2010, the Oregon Health Authority, Office of Environmental Public Health, Drinking Water Program (Program) issued a Notice of Violation (Notice) requiring corrective action be completed according to a specific schedule.

Specifically, the Notice required that installation of an arsenic treatment system be completed at the water system owned and operated by the Valley Vista Water Improvement District (Valley Vista) no later than December 31, 2010. The Notice also required that samples be collected regularly and public notice be published every three months. December 31, 2010 has passed without completion of the required actions, and you are now liable for the assessment of civil penalties in the amount of \$50 for every distinct rule violation and for every day the Valley Vista water system is in violation of a rule (OAR 333-061-0090).

Valley Vista Water Improvement District is currently in violation of the following administrative rules due to the failure to install an arsenic treatment system and the failure to publish public notice:

1. OAR 333-061-0025, which requires water suppliers to take all reasonable precautions to assure that water delivered to water users does not exceed maximum contaminant levels.
2. OAR 333-061-0025(4) requires water suppliers to notify all the customers of a water system as well as the general public when maximum contaminant levels have been exceeded.

3. OAR 333-061-0042(3)(b)(C) requires water suppliers to repeat the distribution of a public notice every three months as long as a violation or situation persists.
4. OAR 333-061-0040(1)(j) requires water suppliers to submit to the Program, a representative copy of any public notification distributed to water users, within ten days after publishing the notice.

If the Program intends to assess a civil penalty against you, you will be notified in writing and provided an opportunity for a hearing pursuant to the Oregon Administrative Procedures Act (ORS chapter 183). Civil penalties may be assessed beginning five days after the date of this letter and through the date when the Program issues a Notice of Intent to Impose Civil Penalty.

Respectfully,



Brad K. Daniels

Enforcement Coordinator

OHA - Drinking Water Program

By certified mail and first class mail

cc: David G. Cooper, Valley Vista Water Improvement District
Scott Curry, OHA-DWP
Daniel Hough, OHA-DWP
Karen Kelley, OHA-DWP
Carol Kurtz, Valley Vista Water Improvement District
Mike Obereigner, Jackson County Environmental Health