



Drinking Water Services
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<http://healthoregon.org/dwp>

February 01, 2017

Canby Utility
154 NW First Avenue
Canby, Oregon 97013
ATTN: Daniel Murphy

RE: Formal Determination RE: Backflow Program Complaint

Mr. Murphy,

OHA Drinking Water Services investigated the backflow prevention program at Canby Utility. After review of Canby Utility paperwork and supporting documentation, e-mail correspondence and telephone conversations with Utility staff and its supervisor, we find that the complaints are valid, and that Canby Utility does not possess an approved backflow prevention program for the following reasons:

- Despite repeated verbal assurances and document submittals to the contrary, Canby Utility does not have a written backflow prevention plan as required by OAR 333-061-0070 (9)(b) and;
- Canby Utility does not ensure that all of their customers have their backflow prevention assemblies tested on at least an annual basis as required by OAR 333-061-0070(5).

Canby Utility must take immediate steps to correct these violations by developing a written backflow prevention plan that meets all of the requirements of OAR 333-061-0070 (9) (b). Once their written backflow prevention plan has been submitted to and approved by OHA, Canby Utility must implement the plan uniformly by ensuring that:

- All customers with backflow prevention assemblies installed within Canby Utility's distribution area have them tested on an annual basis as required by OAR 333-061-0070 (5).
- Canby Utility staff shall make direct contact with any customer who does not have their backflow prevention assembly tested annually as required, or who fails to submit their test result paperwork as required. Canby Utility staff shall ensure these customers have their assemblies tested and then submit their data as required.

- In the event a customer continues to refuse to comply with Canby Utility's written backflow prevention plan, corrective actions shall be undertaken which may include the termination of water service for customers who fail to comply with these requirements.

Canby Utility must complete these corrective actions within 90 days of the date of this letter. OHA staff are available to consult with Canby Utility's Certified Backflow Specialist during the development process of your written backflow prevention plan should you so desire, and OHA staff will perform periodic follow up inspections of Canby Utility's written records to ensure compliance.

For your convenience, I have included two examples of written backflow prevention plans that meet all of the requirements set forth in OAR 333-061-0070. These plans are well written and provide an acceptable amount of detail regarding policies and actions regarding backflow prevention activities at their respective water systems, including on-going outreach and hazard identification, testing requirements, processes used by utility staff to track and follow up with customers who have backflow prevention assemblies installed to protect the water system from previously identified hazards, and the actions the utility may take when a customer does not comply with their requirements.

If you have any questions, you may contact Tony Fields at (971) 673-2269. If you would prefer this document in an alternate format, please contact Julie Wray at (971) 973-0405.

Thank you,



Anthony J. Fields, R.E.H.S.
Protection, Planning, and Certification Unit Manager

Oregon Health Authority
Center for Health Protection
Drinking Water Services

CC: File
Shannon O'Fallon
Pete Farrelly, P.E.
Complainant(s)