



PUBLIC HEALTH DIVISION
Center for Health Protection, Drinking Water Services

Tina Kotek, Governor

Oregon
Health
Authority

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February 28, 2023

Owen Miller
Guyer Water Company
26600 Sandlake Road
Cloverdale, OR 97112

RE: Notice of failure to correct significant deficiencies at the Tierra Del Mar public water system

Records indicate Guyer Water Company, doing business as Tierra Del Mar Water Co., owns and operates the Tierra Del Mar public water system (hereinafter “Water System”), identified by public water system ID# OR4100610 and serving homes along and near Sandlake Road, north of Pacific City, Oregon. Guyer Water Company (hereinafter “Water Supplier”) is therefore a water supplier as defined in ORS 448.115(12) and OAR 333-061-0020(150) and has specific responsibilities as defined in OAR 333-061-0025.

The Water System is subject to regulation according to the Oregon Drinking Water Quality Act (Oregon Revised Statutes 448.115 to 448.290) and Oregon Administrative Rule (OAR) 333-061-0005 through OAR 333-061-0272.

OAR 333-061-0076(5) requires water suppliers to correct significant deficiencies identified during sanitary surveys or to comply with an approved corrective action schedule. The Oregon Health Authority, Drinking Water Services (DWS) reviewed the operation of the Water System and found that three significant deficiencies remain uncorrected following two consecutive sanitary surveys:

1. Failure to publish an annual consumer confidence report;
2. Failure to measure and record disinfectant residuals at the Water System; and
3. Lack of a cross connection ordinance or enabling authority for the Water System.

Water Supplier has not reported that these deficiencies were corrected by the specified due dates, following the surveys conducted on August 23, 2017 and October 28, 2020 respectively. Water Supplier is therefore not in compliance with OAR 333-061-0076(5) and not meeting its responsibilities as a water supplier.

Please submit written verification to bradley.k.daniels@oha.oregon.gov within 30 days of the date of this notice, demonstrating that these deficiencies were corrected.

If Water Supplier does not comply with the deadline specified in this letter, the continued non-compliance may result in additional enforcement action, which could include the assessment of civil penalties in the amount of \$100 for every distinct rule violation and for every day the Water System is in violation of a rule as prescribed by OAR 333-061-0090. Contact me at bradley.k.daniels@oha.oregon.gov or (503) 735-5438 if you have any questions about the compliance action specified in this letter.

Respectfully,



Brad K. Daniels

Oregon Health Authority, Drinking Water Services

cc: Jason Green, Tierra Del Mar Water Co.
Evan Hofeld, Oregon Health Authority, Drinking Water Services
Molly Keller, Oregon Health Authority, Drinking Water Services
Scott Shearer, Oregon Public Utility Commission