



Oregon

Theodore R. Kulongoski, Governor

Department of Human Services
Public Health Division
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Portland, OR 97232-2162
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October 6, 2010

Judy Bedsole
Fish Mill Lodges & RV Park
PO Box 95
Westlake, OR 97493

RE: Notice of Violation for Fish Mill Lodges Public Water System, PWS
OR4100943

As the owner of the Fish Mill Lodges public water system in Westlake, Oregon, you are considered a water supplier as defined in Oregon Revised Statute (ORS) 448.115(12) and Oregon Administrative Rule (OAR) 333-061-0020(211), and have specific responsibilities that are defined in OAR 333-061-0025.

OAR 333-061-0025 specifies the responsibilities of water suppliers, including section (2) of the rule which requires that water suppliers take immediate corrective action when MCLs have been exceeded.

On September 21, 2010 four water samples were collected to determine compliance with the maximum contaminant level (MCL) for coliform bacteria at Fish Mill Lodges. Each of these samples showed the presence of total coliform bacteria as well as the presence of *E. coli*. This constitutes a violation of the MCL for coliform bacteria as prescribed by OAR 333-061-0030(4) and is considered an acute health risk due to the presence of *E. coli*.

On September 30, 2010 you notified Katrinka Danielson of the Lane County Environmental Health Department that you would not be collecting confirmation samples as required by OAR 333-061-0036(6)(s). You also canceled a water system survey scheduled to be conducted on October 4, 2010.

Your refusal to collect the confirmation samples and your refusal to allow the water system survey of the Fish Mill Lodges water system constitute violations of OAR 333-061-0025(1), OAR 333-061-0025(2), and of OAR 333-061-0036(6)(s).

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Fish Mill Lodges

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If you do not take immediate action to fulfill your responsibilities as a water supplier as specified in OAR 333-061-0025, The Oregon Department of Human Services, Public Health Division, Office of Environmental Public Health, Drinking Water Program will take action against you, which could include the assessment of civil penalties in the amount of \$50 per day for each violation of OAR 333-061-0005 to 333-061-0290.

Sincerely,

A handwritten signature in black ink, appearing to read 'BK Daniels', with a large, stylized flourish at the end.

Brad K. Daniels

Enforcement Coordinator

DHS - Drinking Water Program

cc: Katrinka Danielson, Lane County Environmental Health
Karen Kelley, DHS-DWP
Casey Lyon, DHS DWP
Oregon Public Utility Commission

By certified and first class mail