

BEFORE THE STATE OF OREGON
OREGON HEALTH AUTHORITY
OFFICE OF ENVIRONMENTAL PUBLIC HEALTH

In the Matter of

Michael Brown
Saginaw Park, PWS 4100996

Respondent

NOTICE OF VIOLATION OF
SETTLEMENT AGREEMENT/
FINAL ORDER IMPOSING
CIVIL PENALTY

To: Michael Brown, Owner
Saginaw Park
922 Old Town Loop Rd.
Oakland, OR 97462

1. You entered into a Settlement Agreement, incorporated by reference, with the Oregon Health Authority, Public Health Division, Office of Environmental Public Health, Drinking Water Program (Program) on March 4, 2011. In that Settlement you agreed, in pertinent part, to publish public notice every three months, designate an operator to be in direct responsible charge of the Saginaw Park water system, and submit lead and copper sampling results from the Saginaw Park water system.
2. You failed to:
 - Submit to the Program, a copy of a public notice published and distributed to the users at the Saginaw Park water system three months after the notice submitted to the Program on July 13, 2011;

- Designate a water system operator to be in direct responsible charge of the Saginaw Park water system by December 31, 2011; and
- Submit results to the Program, by January 10, 2012, for lead and copper samples collected at the Saginaw Park water system between July 1, 2011 and December 31, 2011.

3. According to the Settlement, you agreed to pay the remaining civil penalty of \$900 if you failed to meet the terms of the Settlement within 10 days of the issuance of this Notice of Violation of Settlement Agreement.

ORDER

Based on the foregoing, YOU ARE HEREBY ORDERED to pay a civil penalty in the amount of \$900, on or before February 3, 2012.

The Settlement Agreement between you and the Program concerning the Saginaw Park water system is no longer in effect.

GENERAL PROVISIONS

Civil penalty amounts are established in Oregon Administrative Rule 333-061-0090. If unpaid, civil penalties may be recorded and filed with county clerks as liens against property 10 days after the expiration of the statutory appeals period. The Program may assign liquidated and delinquent civil penalties to the Department of Revenue, as provided in ORS 293.250, not later than 90 days after the Notice becomes final.

If you have any questions about payment, or wish to make payment arrangements, please call the Drinking Water Program at 971-673-0405. Make Checks payable to the OHA-Drinking Water Program, and mail checks to the OHA-Drinking Water Program, PO Box 14450, Portland, Oregon 97293-0450.

Reasonable administrative costs, collection costs, attorney's fees, and all other costs and charges necessary for the collection of any amount not paid when due, including but not limited to collection charges assessed by the Department of Revenue may be added to the amount due.

Saginaw Park

Page 3

If you need to receive the information in this letter in an alternate format, or if you have any questions regarding this Notice, please contact Brad K. Daniels, OHA-Drinking Water Program, (971) 673-0405.

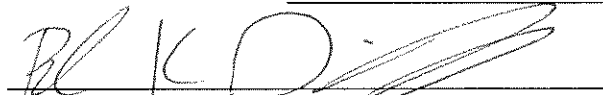
Dated this 20th day of January, 2012.



Gail R. Shibley, JD, Administrator
Office of Environmental Public Health

cc: Katrinka Danielson, Lane County Environmental Health
Casey Lyon, OHA-DWP
Shannon O'Fallon, Oregon Department of Justice

DATE of Service: January 24, 2012



Brad K Daniels

By certified and first class mail