

July 28, 2022

Ricky Hower
Zig Zag Village Home Owners Association
21232 E Crater Court
Rhododendron, OR 97049

RE: Notice of failure to correct significant deficiencies at the Zig Zag Village public water system

Records indicate that the Zig Zag Village Home Owners Association owns and operates the public water system (hereinafter “Water System”), serving residences along and near East Village Loop Road northeast of Welches, Oregon. The Zig Zag Village Home Owners Association is therefore a water supplier (hereinafter “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 identified by public water system ID# OR4101159 and 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 or to be in compliance with an approved corrective action schedule. The Oregon Health Authority, Drinking Water Services (DWS) has reviewed the operation of the Water System and found that a significant deficiency was identified during a sanitary survey conducted on October 5, 2021. Water Supplier has not reported that this significant deficiency was corrected by the February 24, 2022 due date. Water Supplier is therefore not in compliance with OAR 333-061-0076(5) and not meeting its responsibilities as a water supplier.

This deficiency, the lack of a flap valve, screen or equivalent protection for the overflow from a finished water storage facility, is considered a direct pathway for contamination to enter a water system and is a priority for correction.

Please submit written verification to me that this deficiency is corrected within 30 days of the date of this notice.

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 \$50 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. Please contact me at (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: Joel Ferguson, Clackamas County Environmental Public Health
Keith Male, Oregon Health Authority, Drinking Water Services
Phillip Merrill, Merrill Water
Jed Spera, Zig Zag Village Home Owners Association