



PUBLIC HEALTH DIVISION  
Center for Health Protection, Drinking Water Services

Tina Kotek, Governor

Oregon  
**Health**  
Authority

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April 19, 2023

Frank Hammond  
Smith's Fir Grove Homeowner's Association, Inc.  
1323 SE Fir Grove Loop  
Hillsboro, OR 97123

RE: Notice of failure to correct significant deficiencies at the Fir Grove Homeowner's Association public water system

Records indicate Smith's Fir Grove Homeowner's Association, Inc. owns and operates the public water system (hereinafter "Water System"), identified by public water system ID# OR4101441 and serving residences along and south of Fir Grove Loop in Hillsboro, Oregon. Smith's Fir Grove Homeowner's Association, Inc. (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 two significant deficiencies remain uncorrected following two consecutive sanitary surveys:

1. Lack of a coliform sampling plan; and
2. Failure to measure and record disinfectant residuals at the Water System.

Water Supplier has not reported that these deficiencies were corrected by the specified due dates, following the surveys conducted on October 25, 2019 and March 31, 2022 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](mailto:bradley.k.daniels@oha.oregon.gov) within 30 days of the date of this notice, demonstrating that this deficiency was 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 \$250 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](mailto: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: Nicole Alfafara, Oregon Health Authority, Drinking Water Services  
Ashley Davis, Washington County Environmental Health