

April 12, 2018

Wayne Looney  
Westridge Subdivision  
2753 NW Century Drive  
Prineville, OR 97754

RE: Notice of Non-Compliance Regarding the Westridge Subdivision Public Water System

Records indicate that Westridge HOA, Inc. (the HOA) owns and operates the Westridge Subdivision water system which serves homes along Northwest Century Drive in Prineville, Oregon. The HOA is therefore a water supplier as defined in Oregon Revised Statute (ORS) 448.115(12) and Oregon Administrative Rule (OAR) 333-061-0020(150) and has specific responsibilities as defined in OAR 333-061-0025. The Westridge water system is a community public water system identified by public water system ID OR41-05998, serves approximately 75 people, and is subject to regulation according to ORS 448.115 to 448.290 and OAR 333-061-0005 to 333-061-0272.

The Oregon Health Authority, Public Health Division, Center for Health Protection, Drinking Water Services (DWS) has reviewed the operation of the Westridge Subdivision water system and found that the HOA is not in compliance with OAR 333-061-0032(6) and therefore not meeting its responsibilities as a water supplier as prescribed by the Oregon Drinking Water Quality Act (ORS 448.115 to ORS 448.290) and rules.

#### DESCRIPTION OF RULE VIOLATIONS

1. OAR 333-061-0025 requires, in part, water suppliers to take all reasonable actions to assure that water system facilities are free of public health hazards and that water system operation and maintenance are performed as required by these rules. *E. coli* bacteria was present in water samples collected on April 29 and May 2, 2016 from the groundwater well supplying the Westridge water system, identified by well log CROO 3226. The HOA was notified on May 5, 2016 that it would need to take action in response to the presence of *E. coli*. The HOA; however, failed to respond according to

OAR 333-061-0032(6) and comply with an approved plan for correcting the contamination. This constitutes a violation of OAR 333-061-0025.

2. OAR 333-061-0032(6), in part, requires that water suppliers responsible for public water systems using groundwater sources take corrective action within 120 days following the confirmation of *E. coli* bacteria in a groundwater source. DWS notified the HOA in a letter on May 5, 2016 that corrective action was required due to the confirmation of *E. coli* bacteria in the groundwater well supplying the Westridge water system, identified by well log CROO 3226.

Crook County Environmental Health reminded the HOA in a letter on January 16, 2018 that corrective action continues to be required due to the confirmed *E. coli* bacteria in the well at the Westridge water system. This letter required an action plan be submitted within 30 days of the date of the letter; however, this period of time has passed without action on the part of the HOA. The failure to respond according to the deadline in the letter from Crook County Environmental Health and the failure to complete corrective action within 120 days of the *E. coli* confirmation constitutes a violation of OAR 333-061-0032(6).

#### ACTIONS REQUIRED TO ACHIEVE COMPLIANCE

Due to the rule violations identified above, the HOA is required to complete the following actions:

1. The HOA must submit an action plan clearly identifying whether the groundwater well supplying the Westridge water system, identified by well log CROO 3226, will be repaired and made to meet construction standards or whether the well will be disconnected from the Westridge water system and replaced with a new source of water.
  - The action plan must be submitted to DWS within 30 days of the date of this letter.
2. The HOA must ensure repair or construction as specified above is completed no later than June 30, 2018.
  - Construction plans must be approved by DWS prior to any construction or installation taking place and construction must be completed according to the plans approved by DWS.

- Construction of all improvements or modifications at the Westridge water system must meet the applicable construction standards specified in OAR 333-061-0050.

If you do not comply with the deadlines specified in this letter, the continued non-compliance may result in additional enforcement action including the assessment of civil penalties as prescribed by OAR 333-061-0090. Please contact me at 971-673-0407 to discuss the compliance actions specified in this letter.

Thank you for your cooperation.

Respectfully,



Brad K. Daniels  
Compliance Specialist  
Oregon Health Authority, Drinking Water Services

cc: Michelle Byrd, Oregon Health Authority, Drinking Water Services  
Ellen Goldsmith, Westridge HOA, Inc.  
Max Hamblin, Crook County Environmental Health  
Terrie Harris, Westridge HOA, Inc.