

BEFORE THE STATE OF OREGON  
OREGON HEALTH AUTHORITY  
CENTER FOR HEALTH PROTECTION

In the Matter of

Manzanita Hills Homeowners  
Association / Manzanita Hills  
Subdivision Public Water System

BILATERAL COMPLIANCE AGREEMENT  
EXTENSION

Manzanita Hills Homeowners Association (hereinafter “Water Supplier”) entered into a bilateral compliance agreement (Agreement) with the Oregon Health Authority, Public Health Division, Center for Health Protection, Drinking Water Services (DWS) on January 3, 2019 to ensure compliance at the Manzanita Hills Subdivision public water system (hereinafter “Water System”), identified by PWS ID# 4106155.

The Agreement set forth actions to be completed by Water Supplier to resolve the presence of arsenic above the maximum contaminant level at the Water System. Specifically, Water Supplier agreed to submit a written action plan identifying the steps it will take to ensure compliance with the MCL for arsenic. Water Supplier; however, requested an additional 60 days to complete the action plan to fully consider partnering with another public water system for the provision of safe drinking water at the Water System. Water supplier subsequently requested an additional five months to complete the action plan because water treatment contractors were not available to finish the work before the agreed upon deadline.

Based on the timely request made by Water Supplier and a schedule submitted identifying planning and feasibility study activities, DWS agrees to an extension as specified herein.

TERMS OF THE EXTENSION

- Corrective Action No. 1: Water Supplier shall submit an action plan to DWS no later than January 1, 2020 identifying how it will ensure compliance with the MCL for arsenic at the Water System. The action plan shall:
  - Identify all tasks Water Supplier intends to perform to ensure drinking water produced by the Water System has concentrations below the MCL for arsenic and set reasonable deadlines for completing all the identified tasks. Identified tasks must at a minimum, include:
    1. Begin design;
    2. Complete design;
    3. Submit complete, engineered construction plans and specifications to OHA for review and approval;
    4. Begin construction; and
    5. Begin treatment start-up.
  - Upon approval by DWS, the action plan and its identified tasks and deadlines are incorporated into this Agreement.

GENERAL PROVISIONS

DWS and Water Supplier agree that this extension supersedes and replaces Corrective Action No. 1 in the Agreement that was effective between the parties on January 3, 2019 after being signed by DWS.

This extension only applies to the specific corrective action identified above, and it does not constitute a waiver, modification, or suspension of any other compliance actions, requirements, or information contained in the Agreement that was effective between the parties on January 3, 2019 after being signed by DWS, which remains in full force and effect.

Dated this 15th day of July, 2019



James Robinson

President

Manzanita Hills Homeowners Association

Dated this 16<sup>th</sup> day of July, 2019



David Emme

Manager

Oregon Health Authority, Drinking Water Services

cc: Susan Baker, Jackson County Health & Human Services  
Russ Kazmierczak, Oregon Health Authority, Drinking Water Services