

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

In the Matter of

Camp Latgawa, PWS OR41-93973

Respondent

NOTICE OF VIOLATION AND  
ADMINISTRATIVE ORDER

To: Oregon-Idaho Conference of the United Methodist Church  
1121 Equitable BLDG  
Portland, OR 97204

Sara Goetze, Registered Agent  
Oregon-Idaho Conference of the United Methodist Church  
1505 SW 18th AVE  
Portland, OR 97201

The Oregon-Idaho Conference of the United Methodist Church has at all times mentioned herein owned and operated, and continues to own and operate, the Camp Latgawa water system (hereinafter “Water System”) located at 13250 S Fork Little Butte Creek Road. The Water System is a transient non-community public water system serving approximately 50 people and is subject to regulation under Oregon Revised Statutes 448.115 to 448.290 and Oregon Administrative Rules 333-061-0005 to 333-061-0272.<sup>1</sup>

<sup>1</sup> This Notice of Violation and Administrative Order relies on the definitions in ORS 448.115 and OAR 333-061-0020

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All relay calls accepted | <http://healthoregon.org/dwp>

The Oregon-Idaho Conference of the United Methodist Church (hereinafter “Water Supplier”) is therefore a water supplier as defined in Oregon Revised Statute (ORS) 448.115(12) and Oregon Administrative Rule (OAR) 333-061-0020, and as a water supplier, has specific responsibilities that are identified in OAR 333-061-0025.

Pursuant to its authority established in ORS 431A.010 and ORS 448.255, the Oregon Health Authority, Public Health Division, Center for Health Protection, Drinking Water Services (DWS) has investigated the operation of the Water System.

DWS found, during its investigation that Water Supplier did not consistently report water quality measurements to demonstrate effective surface water treatment. Also, Water Supplier did not publish public notice as required. Water Supplier is therefore unable to assure its water users that the water is sufficiently free from contaminants such that individuals will not be exposed to disease or harmful physiological effects (ORS 448.115(8)). This represents a potential public health hazard.

This Notice of Violation and Administrative Order (Order) is being issued to Water Supplier for the specific violations of the Oregon Drinking Water Quality Act (ORS 448.115 to ORS 448.290) and rules found during DWS' investigation as described below.

### DESCRIPTION OF RULE VIOLATIONS

1. OAR 333-061-0025(1) requires water suppliers to routinely collect and submit water samples for laboratory analyses at the frequencies prescribed by OAR 333-061-0036. OAR 333-061-0036(5)(b) requires, in part, monitoring of turbidity, chlorine residual and other water quality parameters at public water systems utilizing a surface water source, but Water Supplier did not report sample results to DWS. This constitutes a violation of OAR 333-061-0025(1) if samples were in fact not collected.
2. OAR 333-061-0025(5) requires, in part, water suppliers to notify all customers served by the water system when reporting requirements are not being met. Water Supplier failed to submit monitoring results for surface water quality measurements according to OAR 333-061-0036(5)(b) as described in this Order, and subsequently failed to publish a public notice as specified in OAR 333-061-0042. This constitutes a violation of the OAR 333-061-0025(5).
3. OAR 333-061-0036(5)(b)(A) requires, in part, water suppliers to measure turbidity at least once every day in representative samples of filtered water at public water systems supplied by a surface water source and where filtration treatment is provided.

Additionally, OAR 333-061-0040(1)(d) requires water suppliers to report the results of any test, measurement or analysis required by OAR 333-061-0036(5)(b) to DWS within 10 days after the end of the month. Water Supplier has not reported turbidity monitoring for the Water System since reporting monitoring for the month of September 2021. This constitutes a violation of OAR 333-061-0036(5)(b)(A), or a violation of OAR 333-061-0040(1)(d) if monitoring was conducted but not reported.

4. OAR 333-061-0036(5)(b)(B) requires, in part, water suppliers to measure water quality parameters every day and calculate disinfection effectiveness (CT) at public water systems supplied by a surface water source and where filtration treatment is provided. Additionally, OAR 333-061-0040(1)(d) requires water suppliers to report the results of any test, measurement or analysis required by OAR 333-061-0036(5)(b) to DWS within 10 days after the end of the month. Water Supplier has not reported CT calculations for the Water System since reporting calculations for the month of September 2021. This constitutes a violation of OAR 333-061-0036(5)(b)(B), or a violation of OAR 333-061-0040(1)(d) if monitoring was conducted but not reported.
5. OAR 333-061-0042(2)(c) requires, in part, water suppliers to provide public notice to people served by public water systems when monitoring and reporting is not conducted as required by the applicable rules. Water suppliers must distribute the public notice as soon as practical but no later than one year after learning of the violation or situation. Additionally, OAR 333-061-0040(1)(i) requires, in part, water suppliers to submit a representative copy of any public notification as prescribed by OAR 333-061-0042 to DWS within 10 days after completing the notification. Water Supplier failed to submit a copy of the public notice required within one year after DWS was notified that Water Supplier did not report water quality measurements at the beginning of the 2022 operating period at the Water System. This constitutes a violation of OAR 333-061-0042, or a violation of OAR 333-061-0040(1)(i) if a public notice was distributed but a copy was not submitted.

### ACTIONS REQUIRED TO ACHIEVE COMPLIANCE

Water Supplier is required to conduct the remedial actions described below which, if taken within the time specified in this Order, will constitute compliance with the rule(s) violated (ORS 448.255(3)).

1. Water Supplier must immediately measure turbidity and water quality parameters according to all the applicable provisions of OAR 333-061-0036(5)(b) at the Water System.

- Monitoring must be conducted every day and reported to DWS within 10 days of the end of the month according to the applicable provisions of OAR 333-061-0040(1)(d).
- Water supplier will have complied with this corrective action after turbidity measurements and disinfection effectiveness calculations conducted according to OAR 333-061-0036(5)(b) are reported to DWS for six consecutive months according to all the applicable provisions of OAR 333-061-0040(1).

### GENERAL PROVISIONS AND CIVIL PENALTIES

This Order does not constitute a waiver, suspension or modification of the requirements of the Oregon Drinking Water Quality Act (ORS 448.115 to 448.290) and Oregon Administrative Rules OAR 333-061-0005 to 333-061-0272, which remain in full force and effect.

This Order does not relieve Water Supplier of any responsibilities or liabilities established pursuant to any applicable federal, state, or local law or regulation.

Issuance of this Order is not an election by DWS to forgo any civil actions authorized under the Oregon Drinking Water Quality Act.

Failure to comply with any of the requirements in this Order by the specified due date may result in additional enforcement action, which could include assessment of civil penalties in the amount of \$50 per day per violation (OAR 333-061-0090). For example, if DWS issues a Notice of Intent to Impose Civil Penalty on February 19, 2025 for failure to report water quality measurements according to this Order, the proposed civil penalty could be as much as \$1,500.

Pursuant to ORS 448.990(2), violations of a rule of the Oregon Health Authority may be a crime in Oregon and punishable as a Class A misdemeanor.

### NOTICE OF RIGHT TO REQUEST A HEARING

You are entitled to a hearing as provided by the Administrative Procedure Act (Oregon Revised Statutes, Chapter 183). If you want a hearing you must file a written request for hearing with DWS within 10 days from the date this Order was mailed. **The request for hearing must be sent to: Samina Panwhar, Manager; Oregon Health Authority,**



**Drinking Water Services; and may be delivered by mail to PO Box 14450, Portland, OR 97293 or by email to [samina.t.panwhar@oha.oregon.gov](mailto:samina.t.panwhar@oha.oregon.gov).**

If you request a hearing, DWS will notify you of the time and place at which the hearing will be held. You may enlist representation by legal counsel. Per ORS 413.041, a party that is not a natural person may be represented by an attorney or by any officer or authorized agent or employee of the party. Parties are ordinarily represented by counsel. DWS will be represented by an Assistant Attorney General. Prior to the hearing date, DWS will provide you with information on the procedures, right of representation and other rights of parties relating to the conduct of the hearing. An administrative law judge from the Office of Administrative Hearings will be assigned to preside over the hearing, as required by ORS 183.635.

If you do not make a timely request for a hearing, the Notice of Violation and Administrative Order will become final and effective 11 days after the date this Order was mailed. If the Order becomes final in this manner, you will have the right to appeal the order to the Oregon Court of Appeals pursuant to ORS 183.482. To appeal you must file a petition for judicial review with the Court of Appeals within 71 days from the day this order was mailed. If you do not file a petition for judicial review within the 71-day period, you will lose your right to appeal.

If you do not request a hearing and DWS subsequently issues a Notice Imposing a Civil Penalty, you will have waived any right to contest the violations identified in this Order.

If you withdraw a request for hearing, or notify DWS or the administrative law judge that you will not appear or fail to appear at a scheduled hearing, DWS may issue a final order by default. If the Order becomes final in this manner, you will have the right to appeal the Order to the Oregon Court of Appeals pursuant to ORS 183.482. To appeal you must file a petition for judicial review with the Court of Appeals within 60 days from the day this Order was mailed. If you do not file a petition for judicial review within the 60-day period, you will lose your right to appeal.

#### **Notice to Active Duty Servicemembers**

Active-duty service members have a right to stay proceedings under the federal Service members Civil Relief Act and may contact the Oregon State Bar at 1 (800) 452-8260 or the Oregon Military Department at 503-584-3571 for more information. The internet address for the United States Armed Forces Legal Assistance Locator website is <http://legalassistance.law.af.mil>.

## Camp Latgawa Public Water system

DWS has designated its complete file on the Water System as the record in this case for purposes of proving a prima facie case upon default.

If you need to receive the information in this Order in an alternate format, or if you have any questions about the requirements in this Order, please contact Brad K. Daniels at [bradley.k.daniels@oha.oregon.gov](mailto:bradley.k.daniels@oha.oregon.gov) or 503-735-5438.

Date 12/6/2024



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Samina Panwhar, Manager  
Drinking Water Services  
Oregon Health Authority

cc: Todd Bartlett, Oregon-Idaho Conference of the United Methodist Church  
Danny Lange, Camp Latgawa  
Rebecca Templin, Oregon Health Authority, Drinking Water Services

DATE of Service: December 10, 2024



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Signature

Brad K. Daniels

Printed Name

By certified mail and first-class mail