

February 1, 2017

Roxanne McInturff
Rainbow Market
PO Box 1619
Warm Springs, OR 97761

RE: Failure to report nitrate monitoring results

The Oregon Health Authority, Public Health Division, Center for Health Protection, Drinking Water Services (Authority) mailed a letter on October 12, 2016, notifying you nitrate monitoring was not reported for the Rainbow Market water system (PWS ID# OR41-94321).

Specifically, the letter requested that nitrate monitoring for your water system be reported no later than January 10, 2017. This date has passed without completion of the required action, which constitutes a violation of Oregon Administrative Rule (OAR) 333-061-0036(2)(d). This is the second consecutive year annual nitrate monitoring has not been reported as required and you are now at risk of being assessed civil penalties in the amount of \$50 for every distinct rule violation and for every day the Rainbow Market water system is in violation of a rule (OAR 333-061-0090).

In the event that DWS assesses a civil penalty against you, you will be notified in writing and provided an opportunity for a hearing pursuant to the Oregon Administrative Procedures Act (Oregon Revised Statutes, chapter 183).

To avoid being assessed civil penalties, you must immediately complete the monitoring as required by OAR 333-061-0036(2)(d). Please call me at (971) 673-0407 if you have any questions.

Respectfully,



Brad K. Daniels
Enforcement Coordinator
Oregon Health Authority, Drinking Water Services

cc: Sarah Schwab, Oregon Department of Agriculture