

April 9, 2015

David Silva  
Catfish Junction, LLC  
6170 Hwy 201 N  
Huntington, OR 97907

RE: Notice of Non-Compliance regarding the Catfish Junction, LLC Public Water System, PWS OR4194796

Mr. Silva:

Our records indicate that you own and operate the Catfish Junction LLC water system located at 6170 Hwy 201 N in Huntington, Oregon. Therefore, you are a water supplier as defined in Oregon Revised Statute (ORS) 448.115(12) and Oregon Administrative Rule (OAR) 333-061-0020(207), and have specific responsibilities as defined in OAR 333-061-0025.

Catfish Junction, LLC (Junction) is a transient non-community public water system, which serves approximately 50 people, and is subject to regulation under 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 Junction water system. This review has found that you are not in compliance with the following Oregon administrative rules, and are therefore not meeting your 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

- Violation No. 1: OAR 333-061-0025 requires water suppliers to take all reasonable precautions to assure that the water delivered to water users does not exceed maximum contaminant levels. A water sample for nitrate collected at the Junction water system on July 9, 2014 exceeded the MCL for nitrate as specified in OAR 333-061-0030(1).

Water with nitrate in excess of the MCL has the significant potential to have serious adverse effects on human health as a result of short term exposure (OAR 333-061-0042(2)(a)). Infants below the age of 6 months who drink water containing nitrate in

excess of the MCL could become seriously ill and, if untreated, may die. Symptoms include shortness of breath and blue baby syndrome (OAR 333-061-0097(3)(k)).

Furthermore, the Junction water system, which has installed approved nitrate treatment, collected nitrate samples in July and October of 2013 which both exceeded the MCL for nitrate as specified in OAR 333-061-0030(1). The 2013 and 2014 nitrate samples demonstrate that the nitrate treatment at the Junction water system is not being operated properly resulting in water delivered to the Junction water system users exceeding the MCL for nitrate, which constitutes a violation of OAR 333-061-0025.

### ACTIONS REQUIRED TO ACHIEVE COMPLIANCE

Due to the rule violations identified above, you are required to complete the following actions relating to the Junction water system:

- Compliance Action No. 1: You must properly operate or modify nitrate treatment at the Junction water system to ensure that the Junction water system does not exceed the MCL for nitrate.
- Compliance Action No. 2: You must submit nitrate sampling results according to the following quarterly monitoring schedule, and with results below the MCL listed in OAR 333-061-0030(1), to demonstrate the nitrate treatment at the Junction water system is being operated properly. Per OAR 333-061-0040(1)(b), you must report the sample results within 10 days of the end of the monitoring period.
  - April 1, 2015 to June 30, 2015
  - July 1, 2015 to September 30, 2015
  - October 1, 2015 to December 31, 2015
  - January 1, 2016 to March 31, 2016

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 Craig Geddes at Malheur County Environmental Health at 541-473-5186 to discuss the compliance actions specified in this letter.

Respectfully,



Catfish Junction

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Janet Brock

Compliance Specialist

OHA - Drinking Water Services

cc: Craig Geddes, Malheur County Environmental Health  
Amy Word, OHA DWP-Pendleton Office