

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

In the Matter of

S.V. Bradley, LLC
Meadow Wood RV Park, PWS 4192123

Respondent

FINAL ORDER IMPOSING
CIVIL PENALTY

To: Mike D. Brown
S.V. Bradley, LLC
Meadow Wood RV Park
922 Old Town Loop Rd.
Oakland, OR 97462

The Oregon Health Authority, Public Health Division, Center for Health Protection, Drinking Water Services (DWS) issued a Notice of Intent to Impose Civil Penalty (Notice) on August 20, 2014 for specific violations of the Oregon Drinking Water Quality Act and rules at the Meadow Wood RV Park water system. The Notice offered you an opportunity for hearing, if requested within 20 days of service of the Notice, but you did not request a hearing within 20 days of service of the Notice.

FINDINGS OF FACT

You are responsible for the following violations of administrative rules at the Meadow Wood RV Park water system:

Failure to sample for nitrate as required by OAR 333-061-0036(2); and

Failure to sample for coliform bacteria as required by OAR 333-061-0036(6).

DWS issued a Notice of Non-Compliance on July 23, 2014 for the violations specified above. The Notice of Non-Compliance identified actions to be completed in order to comply with the rules being violated, but you did not complete the actions as specified within the Notice of Non-Compliance. The Notice of Non-Compliance is incorporated by reference.

CONCLUSIONS OF LAW

On August 16, 2014, Mike D. Brown violated the Oregon Drinking Water Quality Act (ORS 448.115 to ORS 448.290) by failing to sample for nitrate as required by OAR 333-061-0036(2) and failing to sample for coliform bacteria as required by OAR 333-061-0036(6).

ORDER

Based on the foregoing, YOU ARE HEREBY ORDERED to pay a civil penalty in the amount of \$500.

GENERAL PROVISIONS

Civil penalty amounts are established in Oregon Administrative Rule 333-061-0090. If unpaid, civil penalties may be recorded and filed with county clerks as liens against property 10 days after the expiration of the statutory appeals period. DWS may assign liquidated and delinquent civil penalties to the Department of Revenue, as provided in ORS 293.250, not later than 90 days after the Notice becomes final.

If you have any questions about payment, or wish to make payment arrangements, please call Drinking Water Services at 971-673-0405. Make Checks payable to the Oregon Health Authority, Drinking Water Services. Mail checks to PO Box 14450, Portland, Oregon 97293-0450.

Reasonable administrative costs, collection costs, attorney's fees, and all other costs and charges necessary for the collection of any amount not paid when due, including but not limited to collection charges assessed by the Department of Revenue may be added to the amount due.

You are entitled to a judicial review of this Order in accordance with ORS 183.482. To appeal, you must file a petition for judicial review with the Court of Appeals within 60 days from the date of service of this Order.

If you need to receive the information in this letter in an alternate format, or if you have any questions regarding this Notice, please contact Brad K. Daniels, Oregon Health Authority, Drinking Water Services, (971) 673-0405.

Dated this 17 day of September, 2014.

Joseph R Carlson per
Dave Leland, P.E. Interim Administrator
Oregon Health Authority, Center for Health Protection

cc: Rebecca Templin, Oregon Health Authority
Shelley Stewart, Douglas County Environmental Health
Shannon O'Fallon, Oregon Department of Justice

DATE of Service: September 17, 2014

Brad K Daniels
Brad K Daniels

By certified and first class mail