



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 155
Seattle, WA 98101

WATER
DIVISION

January 19, 2023

Mr. Victor Phillips
Fort Simcoe Job Corps
40 Abella Lane
White Swan, WA 98925

**RE: December 2022 Failure to Monitor and/or Report Total Coliform and Disinfectant
Residual
Ft. Simcoe Job Corps Ctr, PWS ID 105300127**

Dear Mr. Phillips:

The EPA did not receive your water system's total coliform sample results for December 2022 by the January 10, 2023 due date, which constitutes a violation of the National Primary Drinking Water Standards. Your system submitted the results report for December 2022 coliform samples to EPA on January 11, 2023.

In accordance with the Revised Total Coliform Rule (RTCR), 40 CFR §141.854-857, the Ft. Simcoe Job Corps Ctr water system is required to collect 1 total coliform sample each month and report the results to the EPA by the tenth of the month following the sampling period. For example, January 2023 samples must be received by February 10, 2023. Timely testing and reporting for coliform bacteria is essential because ingestion of these pathogens may cause illness, particularly in children and the elderly.

If you disinfect, disinfectant residual concentrations must also be measured at the same time and location as total coliform, as required under 40 CFR §141.132(c). This concentration must be reported to the EPA along with the coliform sample, even if it is non-detectable.

Due to the late submission of the December 2022 report, your system has incurred a reporting violation for which public notice is required. Notify customers of this violation within one year by using the attached public notification form. Community Water Systems may use your annual Consumer Confidence Report (CCR).

This letter serves as initial notification of non-compliance under the Safe Drinking Water Act for the regulation and time period cited. EPA supports compliance assistance and encourages early action to return to compliance. Issues not addressed in a timely manner may be referred to enforcement. Prior to an enforcement action for the cited violation(s), EPA Region 10 will offer government-to-government consultation, in accordance with the [EPA Policy on Consultation and Coordination with Indian Tribes](#).

Please contact the Groundwater and Drinking Water Section at R10TribalDW@epa.gov with questions.

Sincerely,

Karen Burgess, Manager
Groundwater and Drinking Water Section

cc: Miranda Olson, Fort Simcoe Job Corps
Andrew Smith, Yakama Nation Water Code Admin
George Calf Robe, Fort Simcoe Job Corps
Elizabeth Sanchey, Yakama Env Mgmt Program
Marlene White, Yakama Nation Water and Sewer

What information do I need to include in each notice for a violation or situation?

Your public notice must include specific information in order to be considered complete. For each violation and situation requiring notice, you must provide a clear and easy-to-understand explanation of the following 10 elements [40 CFR 141.205(a)]:

1. Description of the violation or situation, including the contaminant(s) of concern, and (as applicable) the contaminant level(s).
2. When the violation or situation occurred (e.g., date the sample was collected or was supposed to be collected).
3. Any potential adverse health effects from the violation or situation, using standard language for health effects provided in Appendix B to 40 CFR 141 Subpart Q or for monitoring or testing procedure violations provided in 40 CFR 141.205(d)(2).
4. The population at risk, including subpopulations that may be particularly vulnerable if exposed to the contaminant in their drinking water.
5. Whether alternate water supplies should be used.
6. Actions consumers should take, including when they should seek medical help, if known.
7. What you are doing to correct the violation or situation.
8. When you expect to return to compliance or resolve the situation.
9. Your name, business address, and phone number, or those of a designee of the public water system (PWS) as a source of additional information concerning the notice.
10. A statement encouraging notice recipients to distribute the notice to others, where applicable.

The 10 elements are included in the templates provided in this document. Some of the elements are presented as placeholders in brackets for you to include information specific to your violation or situation.

This document is being provided as a supplement to EPA's current public notification handbooks.

- Community water systems and non-transient non-community water systems:
 - Revised Public Notification Handbook, EPA 816-R-09-013, March 2010.
- Transient non-community water systems:
 - Public Notification Handbook for Transient Non-community Water Systems, EPA 816-R-09-009, March 2010.

Instructions for Revised Total Coliform Rule (RTCR) Failure to Report Monitoring Events to the State that are Not Related to *E. coli*-positive Sample Results – Template 3-5

Template Follows Instruction Pages

Description of Violation or Situation

Beginning April 1, 2016, failure to notify the state of RTCR events that are not related to *E. coli*-positive sample results are reporting violations that require Tier 3 public notification. The reporting violations addressed by this Tier 3 template require similar public notification content and include:

- Failure to provide total coliform-positive or total coliform-negative sample results to the state in a timely manner.
- Failure to notify the state that an RTCR monitoring violation occurred with 10 days of when the violation occurred.
- Failure to notify the state within 24 hours of a Treatment Technique (TT) violation resulting from failure to perform assessments or corrective actions.
- Failure to submit the completed assessment form or monitoring report within 30 days of triggering the assessment.
- Failure to notify the state when each scheduled corrective action is completed based on the state-approved timeframe.

You must provide Tier 3 public notice to persons served within one year after you learn of the violation [40 CFR 141.204(b)]. Check with your state to make sure you meet all requirements.

Community water systems (CWSs) must use all of the following methods to deliver the notice to consumers [40 CFR 141.204(c)]:

- Mail or hand delivery (public notice delivery may be provided by CCR if the one year requirement is met), and
- Another method as needed to reach consumers not likely to receive a notice from methods noted above and approved in writing by the state. Such methods could include newspapers, e-mail, or delivery to community organizations.

The notice on the reverse is appropriate for insertion in an annual notice or the Consumer Confidence Report (CCR) (CWSs only), as long as public notification content, timing, and delivery requirements are met [40 CFR 141.204(d)].

Non-community water systems (NCWSs) must use all of the following methods to deliver the notice to consumers [40 CFR 141.204(c)]:

- Posting in a conspicuous place throughout the system, or by hand delivery or mail, and
- Another method as needed to reach consumers not likely to receive a notice from methods noted above and approved in writing by the state. Such methods could include newspapers, e-mail, or delivery to community organizations.

If you:

- Post the notice, it must remain posted until the violation is resolved.
- Post the notice and the violation has already been resolved, you must still post the notice for at least seven days [40 CFR 141.204(b)].
- Mail, post, or hand deliver, EPA recommends printing your notice on your system's letterhead, if available.
- Modify the notice, you must still include all required public notice elements from 40 CFR 141.205(a) and leave the mandatory language unchanged (see below).

Repeat notice(s) are required annually if the violation or situation persists, unless otherwise directed by the state.

Mandatory Language

You must also include standard language to encourage the distribution of the public notice to all persons served, where applicable [40 CFR 141.205(d)]. This language is also presented in this notice in italics with an asterisk on each end.

Corrective Actions

In your notice, you must describe corrective actions you took, or are taking [40 CFR 141.205(a)(7)] including when your water system expects to return to compliance or resolve the violation [40 CFR 141.205(a)(8)]. You can use the following language, if appropriate, or develop your own:

- We have provided the missing reports to the state and have revised our procedures to ensure we comply with reporting requirements in the future. We are no longer in violation.

After Issuing the Notice

Make sure to send a copy of each type of notice and a certification that you have met all the public notification requirements to your state within 10 days after the original or any repeat notice(s) [40 CFR 141.31(d)].

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Reporting Requirement Not Met for Ft. Simcoe Job Corps Ctr.

We are required to report the results of monitoring of your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards.

For coliform results collected during December 2022, our report was due to the Environmental Protection Agency (EPA) on 1/10/2023. Our system submitted the report to EPA on 1/11/2023.

Because our system submitted the report late, we incurred a reporting violation and we are required to distribute public notice to our customers. Although public health was not impacted, as our customers, you have a right to know what happened and what we did to correct the situation.

What should I do?

There is nothing you need to do at this time. You do not need to boil your water or take other actions.

What is being done?

We submitted the report to EPA on 1/11/2023. Other than distributing this public notice to our consumers, no further action regarding this violation is required. Our system has been returned to a status of "in compliance" for this violation.

For more information, please contact

Name: _____

Telephone Number: _____

Mailing Address: _____

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

This notice is being sent to you by Ft. Simcoe Job Corps Ctr.
Water System ID# 105300127.

Date distributed: _____.

Public Notification Certification

After you provide public notification to your consumers, you must, **within 10 days, send EPA:**

1. A representative copy of **each type** of notice you distribute (e.g., newspaper article, press release to TV/radio, mail notices, email notices, social media posts) and
2. A **certification** that you have met all the public notification requirements (40 CFR 141.31(d)).

You must complete a certification for initial notification and when necessary, any repeat notifications. When you certify, you are also stating that you will meet requirements for notifying new customers or units of the ongoing violation or situation.

A sample certification with appropriate language is provided below. You may use this certification or a different format for your certification provided that all of the information below is included. Email the public notice(s) and signed certification to: R10TribalDW@epa.gov

PWS Name: _____

PWS ID #: _____

For Violation: _____

Occurring on: _____

I, _____, hereby affirm that the public water system indicated above has provided consumers with public notice in accordance with the delivery, content, and format requirements and deadlines in the National Primary Drinking Water Regulation (40 CFR Part 141).

Consultation with EPA (if required) on _____.

Notice distributed by _____ on _____.

Notice distributed by _____ on _____.

Content - required elements.

Signature

Date