



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 155
Seattle, WA 98101

WATER
DIVISION

February 9, 2023

Mr. Jim Heitzman
Lummi Tribal Water District
2156 Lummi View Drive
Bellingham, WA 98226

**Re: Violations for Failure to Monitor and Report
Lummi Tribal Water District, PWS ID 105300002**

Dear Mr. Heitzman:

The EPA did not receive sample results for the regulated drinking water contaminants in the table below as required under the National Primary Drinking Water Regulations (NPDWR). As a result, Lummi Tribal Water District is in violation of the NPDWRs.

Violation	Sample Collection Location	Compliance Period	Analyte	Citation
Monitoring and Reporting	S-04.4 Kinley Way Wells #2&3 Combined	1/1/2020-12/31/2022	Radionuclides (Gross Alpha & Combined Radium (-226 & -228))	40 CFR §141.26
Monitoring and Reporting	ATP-65 NW Wells #1, 2, and VJ Combined	1/1/2017-12/31/2022	VOC	40 CFR §141.24

To return to compliance you must either:

1. Submit sample results if a sample was collected during the monitoring period.

OR

1. Collect samples according to your current monitoring schedule and submit the results to EPA.
2. Notify customers of this violation within one year in your 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 (206) 553-6253 or R10TribalDW@epa.gov to determine next steps or if you have questions.

Sincerely,

Karen Burgess, Manager
Groundwater and Drinking Water Section

cc: Sandy Redsteer, Indian Health Service