



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 155
Seattle, WA 98101

WATER
DIVISION

February 23, 2023

Mr. Joseph Bob
Nooksack Indian Tribe
P.O. Box 157
Deming, WA 98244

**Re: Violation for Failure to Monitor and Report Lead & Copper
Rutsatz Road, PWS ID 105300088**

Dear Mr. Bob:

The EPA did not receive adequate tap sample results for Lead & Copper for 7/1/2022 - 12/31/2022 as required under the National Primary Drinking Water Regulations (NPDWR), according to 40 CFR §141.86. As a result, Rutsatz Road is in violation of the NPDWRs.

Rutsatz Road is currently scheduled to take 10 samples every 6 months at approved lead and copper tap sampling sites. Results must be reported to the EPA by the 10th of the month following the sampling period.

To return to compliance you must either:

1. Submit Lead & Copper sample results from 7/1/2022 - 12/31/2022, if samples were collected during the period.
- OR-**
1. Collect Lead & Copper samples at approved sample sites during the next year's compliance monitoring period and submit results to EPA. **-AND-**
2. Notify customers of this violation within one year in your Consumer Confidence Report (CCR).

If your Public Water System is currently on a reduced monitoring schedule, you will be put back on the standard monitoring frequency. You may be eligible to resume a reduced monitoring schedule when the violation is returned compliance after completing the missed monitoring requirement.

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