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Governor

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Lieutenant Governor

State of New Mexico
ENVIRONMENT DEPARTMENT

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RYAN FLYNN
Cabinet Secretary

BUTCH TONGATE
Deputy Secretary

8/11/2016

Fred Whistle
Morningstar Water Supply System, NM3510524
PO Box 5520
Farmington, NM 87499

RE: Notice of Violation—Monitoring & Reporting: Failure to Submit Monthly Operating Report

Dear Mr. Whistle:

This letter serves as Notice of Violation that the Morningstar Water Supply System failed to submit a complete monthly surface water operating report (MOR) as required in 20.7.10.100 NMAC [incorporating 40 CFR Section 141.75(b) and 40 CFR 141.570] for July 2016.

Based on the failure to submit MORs for the months above, the New Mexico Environment Department Drinking Water Bureau (DWB) requires the Morningstar Water Supply System to notify customers of the violation(s) as stated in 20.7.10.100 NMAC (incorporating 40 CFR Section 141.203). The notice must be provided to all customers and others who drink the water as soon as practical but no later than 30 days of receipt of this letter and must remain in place as long as the violation or situation persists. The public notice must be provided by one or more methods reasonably calculated to reach all persons served by the water system, i.e., appropriate broadcast media (such as radio and television), posting of the notice in conspicuous locations throughout the area served by the water system OR hand delivery of the notice to persons served by the water system.

Pursuant to 20.7.10.100 NMAC [incorporating 40 CFR Section 141.31(d)] the Morningstar Water Supply System must certify that the notice was published and the method of publication, by submitting a completed copy of the enclosed Public Notification Certification Form to the DWB within 10 days. A representative copy of each type of notice distributed, published, posted or made available to the persons served by the system must be included with the certification form.

Failure to comply with the public notice requirements will result in an additional violation (failure to notify the public and the state) being issued without notice to the Morningstar Water Supply System. Continued failure to comply with Public Notification Requirements, as defined in 20.7.10.100 NMAC [incorporating 40 CFR Sections 141.203 and 141.31(d)] will result in escalated enforcement actions including issuance of Administrative Order(s) with possible penalties assessed against the Morningstar Water Supply System.

Continued violation(s) of the surface water treatment rule as defined in the New Mexico Drinking Water Regulations, 20.7.10.100 NMAC [incorporating 40 CFR Section 141.75(b) and 40 CFR 141.570] will result in escalated enforcement action(s) including issuance of Administrative Order(s) with possible penalties assessed against the Morningstar Water Supply System.

Please fill out and return the enclosed Public Notice Certification Form, along with a copy of the posted notice to:

Joseph C. Savage
NMED-DWB
811 First Street, suite D
Alamogordo, NM 88310

Or send by e-mail to: joe.savage@state.nm.us.

If you have any questions or need assistance, please call 575-437-7115 or email joe.savage@state.nm.us.

Respectfully,



Joseph C. Savage
Surface Water Treatment Rule Administrator
Drinking Water Bureau
Water Protection Division

Enclosures: Public Notice Template
 Public Notice Certification Form

Cc: Region Manager (electronic)
 Albuquerque Area Office file
 Electronic data file

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Monthly Reporting Requirements Not Being Met By Morningstar Water Supply System

Our water system recently violated a drinking water regulation. Although this is not an emergency, as our customers, you have a right to know what happened, what you should do, and **what we did (are doing)** to correct this situation.

We are required to submit turbidity data and chlorine levels to the State on a monthly basis. This requirement has not been met for the month(s) of:

What does this mean?

This is not an emergency. If it had been you would have been notified immediately.

Monitoring and reporting turbidity and chlorine levels in your water are important in ensuring safe water to all our customers. **Chlorine is added to the water to inactivate bacteria that may be present. Turbidity has no health effects. However, turbidity can interfere with disinfection and provide a medium for microbial growth. Turbidity may indicate the presence of disease causing organisms. These organisms include bacteria, viruses, and parasites which can cause symptoms such as nausea, cramps, diarrhea, and associated headaches. * These symptoms are not caused only by organisms in drinking water. If you experience any of these symptoms and they persist, you may want to seek medical advice.*

Tests taken during this time period **did / did not** indicate the presence of bacteria in the drinking water system during this period.

What should I do?

You do not need to use an alternative (e.g., bottled) water supply. However, if you have specific health concerns, please contact your health care professional.

What is being done? [Describe corrective action.]

We anticipate resolving the problem within _____.

For more information, please contact: Fred Whistle
Morningstar Water Supply System, NM3510524
PO Box 5520,
Farmington, NM 87499

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.

System Name: **Morningstar Water Supply System** Staff: **Tanya Trujillo / JC Savage** Manager: **Garcia / Cudia**
 WSS# **NM3510524** Data Steward: **R Asbury** Date: **8/11/2016**
 Violation Type: **38** Enforcement Type: **SIA SIE** Violation is associated with a SDWIS Schedule
 Determination Date: **8/11/2016** Violation Periods: **July 2016** Administrative Order #:
 Water System Facility #: **10524002**

Please select the group and/or individual analytes that apply to the above violation type.

- DBPs**
- THMs
- 2943 - BROMODICHLOROMETHANE
- 2942 - BROMOFORM
- 2941 - CHLOROFORM
- 2944 - DIBROMOCHLOROMETHANE
- 2950 - TOTAL TRIHALOMETHANES
- HAA5s**
- 2453 - MONOBROMOACETIC ACID
- 2454 - DIBROMOACETIC ACID
- 2451 - DICHLOROACETIC ACID
- 2450 - MONOCHLOROACETIC ACID
- 2456 - TOTAL HAA5
- 2452 - TRICHLOROACETIC ACID
- RADS**
- 4002 - GROSS ALPHA, INCL. RADON & U
- 4100 - GROSS BETA PARTICLE ACTIVITY
- 4020 - RADIUM-226
- 4030 - RADIUM-228
- 4006 - COMBINED URANIUM (U-MASS)
- 4007 - URANIUM-234 (QTRLY)
- 4009 - URANIUM-238 (QTRLY)
- 4010- 226 & 228 combined
- 1038 - NITRATE & NITRITE
- 1040 - NITRATE
- 1041 - NITRITE
- 1025 - FLUORIDE
- 1024 - CYANIDE
- 1022 - COPPER
- 1030 - LEAD

- HEAVY METALS**
- 1074 - ANTIMONY, TOTAL
- 1005 - ARSENIC
- 1010 - BARIUM
- 1075 - BERYLLIUM, TOTAL
- 1015 - CADMIUM
- 1020 - CHROMIUM
- 1035 - MERCURY
- 1036 - NICKEL
- 1045 - SELENIUM
- 1085 - THALLIUM, TOTAL

- VOCS**
- 2981 - 1,1,1-TRICHLOROETHANE
- 2985 - 1,1,2-TRICHLOROETHANE
- 2977 - 1,1-DICHLOROETHYLENE
- 2378 - 1,2,4-TRICHLOROBENZENE
- 2980 - 1,2-DICHLOROETHANE
- 2983 - 1,2-DICHLOROPROPANE
- 2990 - BENZENE
- 2982 - CARBON TETRACHLORIDE
- 2989 - MONOCHLOROBENZENE
- 2380 - CIS-1,2-DICHLOROETHYLENE
- 2964 - DICHLOROMETHANE
- 2992 - ETHYLBENZENE
- 2968 - O-DICHLOROBENZENE
- 2969 - PARA-DICHLOROBENZENE
- 2996 - STYRENE
- 2987 - TETRACHLOROETHYLENE
- 2991 - TOLUENE
- 2979 - TRANS-1,2-DICHLOROETHYLENE
- 2984 - TRICHLOROETHYLENE
- 2976 - VINYL CHLORIDE
- 2955 - XYLENES, TOTAL

- SOC**
- 2931 - 1,2-DIBROMO-3-CHLOROPROPANE
- 2063 - 2,3,7,8 -TCDD (DIOXIN)
- 2110 - 2,4,5-TP
- 2105 - 2,4-D
- 2050 - ATRAZINE
- 2306 - BENZO(A)PYRENE
- 2010 - LINDANE (BHC-GAMMA)
- 2046 - CARBOFURAN
- 2959 - CHLORDANE
- 2031 - DALAPON
- 2035 - DI(2-ETHYLHEXYL) ADIPATE
- 2039 - DI(2-ETHYLHEXYL) PHTHALATE
- 2041 - DINOSEB
- 2032 - DIQUAT
- 2033 - ENDOTHALL
- 2005 - ENDRIN
- 2946 - ETHYLENE DIBROMIDE
- 2034 - GLYPHOSATE
- 2065 - HEPTACHLOR
- 2067 - HEPTACHLOR EPOXIDE
- 2274 - HEXACHLOROBENZENE
- 2042 - HEXACHLOROYCLOPENTADIENE
- 2051 - LASSO (ALACHLOR)
- 2015 - METHOXYCHLOR
- 2036 - OXAMYL (VYDATE)
- 2326 - PENTACHLOROPHENOL
- 2040 - PICLORAM
- 2037 - SIMAZINE
- 2383 - TOTAL POLYCHLORINATED BIPHENYLS
- 2020 - TOXAPHENE

Violation Action	
<input checked="" type="checkbox"/>	Validate
<input type="checkbox"/>	Reject
<input type="checkbox"/>	Delete (Needs Managers Approval Below)

Comments:

Please migrate the Type 38 Tier 2 M&R violation for the month listed above.

Approval Required for Deleted Violations	
Area Supervisor Approval: _____	Date: _____
PWSS Manager Approval _____	Date: _____

- (71) Deliver CCR Violation
- (72) CCR Certification Violation
- (75) Public Notice Violation
- TCR Violation
- GWR Violation
- Operator Violation
- Other Violation M&R Tier 2