



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
122 S. Front Street
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

November 3, 2005

RE: Perry County
Portersville East Branch
Water Company
Community
PWSID#: 6402303

Martha Addington, Board President
Portersville East Branch Water Company
10650 State Route #37 East
Malta, Ohio 43758

Dear Ms. Addington:

Hand Delivery

The Portersville East Branch Water Company (Portersville) public water system has violated Ohio's safe drinking water laws. Specifically, Portersville has exceeded the total trihalomethanes (TTHM) maximum contaminant level (MCL), has failed to monitor for asbestos, failed to notify the public of these violations, and has omitted content in a consumer confidence report (CCR).

Owners or operators of public water systems that fail to comply with Ohio's safe drinking water laws and regulations are subject to civil penalties of up to \$25,000 per day per violation under Ohio Revised Code Section 6109.33.

To resolve your drinking water violations and avoid possible legal action and civil penalties:

- 1) Comply with the CCR rules as required by Ohio Administrative Code (OAC) Rules 3745-96-01 through 04.
- 2) By December 1, 2005, post public notices for the asbestos monitoring violation and for exceeding the TTHM MCL. Notices should be posted for no less than seven (7) days in accordance with OAC Rule 3745-81-32. Send the public notices to:

Ohio Environmental Protection Agency (EPA), Southeast District Office (SEDO), Division of Drinking and Ground Waters, Attn: Jeff Crisler, 2195 Front Street, Logan, Ohio, 43138.

- 3) By January 1, 2006, submit a Distribution System Optimization Plan to Ohio EPA, SEDO. Within thirty (30) days of receipt, respond to comments from SEDO on the Distribution System Optimization Plan.

Bob Taft, Governor
Bruce Johnson, Lieutenant Governor
Joseph P. Koncelik, Director

- 4) By April 1, 2006, implement the agreed upon Distribution System Optimization Plan in accordance with OAC Rule 3745-81-78(G)(2).
- 5) After being supplied with water from Burr Oak Regional Water District (Burr Oak), monitor quarterly for TTHM and haloacetic acids five (HAA5) until the running annual average (RAA) is below the MCL. Take the sample at the PWS's maximum residency (MR001) location to confirm the lowering of TTHM and HAA5. After TTHM and HAA5 RAA's are below the MCL, continue monitoring for TTHM and HAA5 in accordance with OAC Rule 3745-81-24, unless notified otherwise.
- 6) No later than twelve (12) months from the date that Burr Oak begins supplying water from its ground water plant, Portersville will be in compliance with the TTHM MCL.

Sincerely,



Michael G. Baker, Chief
Division of Drinking and Ground Waters

If it is your intent to comply with the safe drinking water laws and regulations in the manner specified, please sign this document and return it to the attention of Emily Cushman at Ohio EPA, DDAGW, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, within fourteen (14) days. Your signature is not considered an admission of guilt, only an indication of your intention to address the violations noted. Ohio EPA reserves its right to seek civil penalties pursuant to Revised Code 6109.33 for the violations described in this letter. If you have any questions concerning this letter, please call Emily Cushman at (614) 644-2752.


Mrs. Martha Addington, Board President
Portersville East Branch Water Association

Nov. 3, 2005
Date