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**STATE OF CALIFORNIA**  
**WATER RESOURCES CONTROL BOARD**  
**DIVISION OF DRINKING WATER**

**TO:** Hamilton Branch Community Services District  
Attn: Mike Saitone – General Manager  
3749 Highway A-13  
Lake Almanor, CA 96137

**COMPLIANCE ORDER NO. 01-02-21R-001**  
**FOR**  
**THREATENED VIOLATION OF CALIFORNIA HEALTH AND SAFETY CODE**  
**SECTION 116555**  
**FAILURE TO PROVIDE A REALIABLE AND ADEQUATE SUPPLY OF WATER**  
**HAMILTON BRANCH COMMUNITY SERVICES DISTRICT**  
**PWS# 3210010**

**Issued on December 17, 2021**

The California Health and Safety Code (hereinafter "CHSC") section 116655(a)(3) authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a Compliance Order to a public water system when the State Water Board determines that appropriate preventive action be taken in the case of a threatened violation of the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

1 The State Water Board acting by and through its Division of Drinking Water  
2 (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy  
3 Director"), hereby issues Compliance Order No. 01-02-21R-001 (hereinafter "Order"),  
4 pursuant to section 116655(b)(4) of the CHSC to the Hamilton Branch Community  
5 Services District (hereinafter "the District"), for failure to comply with CHSC Section  
6 116555(a)(3).

7  
8 **STATEMENT OF FACTS**  
9

10 The District is classified as a community public water system serving a population of  
11 approximately 1,624 through 503 service connections. The District is served by a  
12 single groundwater spring source. Water from the spring is metered and disinfected  
13 near the source and flows by gravity into the distribution system. Flow rates from the  
14 spring to the distribution system are manually controlled to keep the storage tanks full,  
15 to just slightly overflowing. Production rates from the spring have typically varied  
16 between 250-gpm at the end of the dry season (October) to upwards of 400-gpm  
17 during the early spring.

18  
19 According to records submitted to the Division, between September 2021 and  
20 October 2021 the spring was producing on average 230-gpm, somewhat less than in  
21 previous years. For example, the Division's inspection of the water system in  
22 September of 2014 noted a spring production rate of 290-gpm.

23  
24 The service area of the District is predominantly residential with a small amount of  
25 commercial connections. Much of the residential connections consist of seasonal  
26 vacation homes with a small percent of year-round residents. Daily population served

1 varies widely during the summer months, peaking on holidays and weekends when  
2 tourism is greatest. During the winter, population is generally low and consistent.

3  
4 Although the spring typically loses production capacity in the late fall season, this loss  
5 usually coincides with reduced water demands as the summer vacation season ends.  
6 However, since 2020 there has been an approximately 25 percent increase in  
7 permanent residents. The increase in full time population is causing typical water  
8 demands to be approximately 20% above the previous demands.

9  
10 The District reports that throughout most of the summer 2021 their storage tank levels  
11 varied between 50% and 75% full, indicating that supply was just matching demands.  
12 While the District implemented conservation measures, it is unclear to what extent  
13 these measures helped the situation. However, it should be noted that the District did  
14 not report any water outages during the summer of 2021.

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17 **DETERMINATION**  
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19 The State Water Board has determined that based on the Statements of Facts, the  
20 Hamilton Branch Community Services District is likely to violate CHSC Section  
21 116555(a)(3), which requires the District to provide a reliable and adequate supply of  
22 water.

**DIRECTIVES**

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The District is hereby directed to take the following actions:

1. Effective immediately upon its receipt of this Order, the District must not add any additional service connections to its water system, except for any such service connections for which a "will serve letter" has been issued by the District, prior to the issuance of this Order. As used in this Order, a "will serve letter" means any form of notice, representation, or agreement that the District will supply water to a property or structure. This Directive will remain in effect until the State Water Board issues written approval that the District's source capacity is reliable and adequate.
2. By February 1, 2022, the District must identify all properties and structures for which a "will serve letter" was issued.
3. By February 15, 2022, the District must advise all local planning agencies of this Order and provide them with a list of properties with a "will serve letter" for which this Order does not apply.
4. By February 15, 2022, the District must provide to the Division the following documents:
  - a) copies of all "will serve letters" issued by the District prior to the issue date of this Order, including the address or assessor's parcel number of the respective property;
  - b) a current list of all service connections, including the address of each.



1 5. By May 1, 2022, the District must provide to the Division, for its review and  
2 approval, plan and schedule for increasing the District's source capacity to  
3 adequately meet projected system demands.  
4

5 The Division reserves the right to make modifications to this Order as it may deem  
6 necessary to protect public health and safety. Such modifications may be issued as  
7 amendments to this Order and shall be effective upon issuance.  
8

9 Nothing in this Order relieves the District of its obligation to meet the requirements of  
10 the California SDWA (CHSC, Division 104, Part 12, Chapter 4, commencing with  
11 Section 116270), or any regulation, permit, standard or order issued or adopted  
12 thereunder.  
13

14 All submittals required by this Order, unless otherwise specified in the directives  
15 above, must be electronically submitted to the State Water Board at the following  
16 address. The subject line for all electronic submittals corresponding to this Order must  
17 include the following information: Water System name and number, compliance order  
18 number and title of the document being submitted.  
19

20 All submittals required by this Order shall be submitted to the Division at the following  
21 address:

22 Stephen Watson, P.E.  
23 Lassen District Engineer  
24 State Water Resources Control Board  
25 Division of Drinking Water  
26 364 Knollcrest Dr., Suite 101  
27 Redding, CA, 96002  
28

1 Alternatively, submittals required by this Order may be electronically submitted to the  
2 State Water Board at the following address:

3 DWPredding@waterboards.ca.gov  
4

5 As used in this Order, the date of issuance shall be the date of this Order; and the  
6 date of service shall be the date of service of this Order, personal or by certified mail,  
7 on the water system.  
8

9 **PARTIES BOUND**  
10

11 This Order shall apply to and be binding upon the District, its owners, shareholders,  
12 officers, directors, agents, employees, contractors, successors, and assignees  
13

14 **SEVERABILITY**  
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16 The Directives of this Order are severable, and the District shall comply with each and  
17 every provision thereof notwithstanding the effectiveness of any provision.  
18

19 **FURTHER ENFORCEMENT ACTION**

20 The California SDWA authorizes the State Water Board to issue a citation or order  
21 with assessment of administrative penalties to a public water system for violation or  
22 continued violation of the requirements of the California SDWA or any regulation,  
23 permit, standard, citation, or order issued or adopted thereunder including, but not  
24 limited to, failure to correct a violation identified in a citation or compliance order. The  
25 California SDWA also authorizes the State Water Board to take action to suspend or  
26 revoke a permit that has been issued to a public water system if the public water

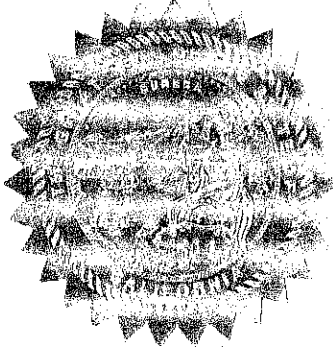
1 system has violated applicable law or regulations or has failed to comply with an order  
2 of the State Water Board, and to petition the superior court to take various  
3 enforcement measures against a public water system that has failed to comply with  
4 an order of the State Water Board. The State Water Board does not waive any further  
5 enforcement action by issuance of this Order.

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Digitally signed by Kim Hanagan  
Kim Hanagan  
Date: 2021.12.17 16:05:35  
Water Board

12/17/2021  
Date

Kim Hanagan, P.E., Chief  
Northern California Section  
State Water Resources Control Board  
Division of Drinking Water



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