The State of New Hampshire
Department of Environmental Services

Michael P. Nolin
Commissioner

January 30, 2006

LETTER OF DEFICIENCY #WSEB 06-019
Certified Mail #7099 3400 0003 6156 6191

Edward Houck
Valley View Realty Trust
314 Lafayette Road
Hampton, NH 03842

Subject: Mont Vernon - Public Water System: Rolling Acres Mobile Home Park (EPA #1603010)

Dear Mr. Houck:

The records of the NH Department of Environmental Services (DES) show that the Rolling Acres Mobile Home Park is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people for 60 or more days per year. As such, the water system owner is required to submit samples according to the system's established Master Sampling Schedule to the State laboratory or a State-certified laboratory in compliance with NH Administrative Rules Env-Ws 321 through 330.

The Federal Environmental Protection Agency promulgated new radionuclide rules governing the acceptable levels of radionuclides in the Nation's community public water systems. Consequently, in 2004, DES adopted new rules in conformance with the Federal requirements. New maximum contaminant levels (MCLs) were established and additional requirements instituted for the regulated radionuclides. A new Uranium standard became effective in January 2004, and compliance was to be determined based on the average of four quarterly, seasonal samples or the running annual average (RAA). The RAA is defined as the average of sample results collected over the last 12 month period. As a result of the new regulatory requirements, DES calculated the RAA for your system's 2004 data and determined that the following violation(s) has occurred.

SITE: 501 - DEP Tap/ Pump Station/ blend 001+002

Contaminant	**MCL (units)**	**Running Annual Average**	**Violation Y/N**
Compliance gross alpha	15 pCi/L	6.8 pCi/L	no
Uranium	30 ug/L	50 ug/L	YES
Radium 226 & Radium 228	5 pCi/L	3 pCi/L	no

Based on the RAA, as outlined above, your schedule has been modified as follows:

Contaminant	**FRDS Code**	**Next Sampling Quarter/Year**
Compliance gross alpha	4000	Q2 / 2012
Uranium	4006	Quarterly
Radium 226 & 228	4010	Q2 / 2008

DES believes the MCL violation(s) can be corrected and future violations prevented by taking the following actions:

1. **As soon as possible,** but no later than **March 3, 2006,** provide public notice of the violation(s) following the guidelines on the enclosed public notice handout. Continue providing public notice **each calendar quarter** for as long as the violation occurs; and

2. **Within 10 days** of providing notice, submit proof of public notice to this office following the guidelines on the enclosed public notice handout; and

3. **By March 3, 2006,** retain the services of a qualified consultant to address the water quality violation(s) and notify DES, in writing, of the name of the consultant hired. The consultant should review all existing water quality data and all feasible options prior to making recommendations to the owner for correcting the MCL violation(s). Guidance on options to correct the MCL violation and the recommended contents of a consultant's report are enclosed; and

4. **By May 3, 2006,** submit to DES the consultant's report, which shall contain the consultant's evaluation of feasible options, cost estimates, identification and justification of which option the owner has selected to implement, along with a timeline and final correction date to resolve the MCL violation(s). A maintenance schedule must be included if treatment is proposed. DES will approve the consultant's report, in writing, and specify the next submission deadline. A consultant's report determined to lack comprehensiveness will not be approved; and

5. **By the submission date established by DES** in the above-mentioned approval letter, submit to DES all engineering/technical documents for the design of the selected option. DES must review and approve, in writing, any engineering/technical documents prior to the commencement of any work on the system. Note that engineering plans for systems serving more than 50 service connections or 20,000 gpd must be stamped by a professional engineer; and

6. **By the DES-approved correction date**, take the corrective action as approved by DES. Notify DES in writing upon completion of the action(s) taken; and

7. Continue to sample in accordance with your Master Sampling Schedule (copy enclosed), which includes **quarterly sampling for Uranium**.

In the event compliance is not achieved within this period, DES may initiate formal action against you, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

All information as requested above should be addressed as follows or faxed to (603) 271-5171:

Selina J. Makofsky, P.G.
Department of Environmental Services
Water Supply Engineering Bureau
29 Hazen Drive, PO Box 95
Concord, NH 03302-0095

It is important to also note that while a Radon standard has not yet been finalized, your historical levels have ranged from 57,000 to 140,000 pCi/L. The most recent Federal standard proposed was 4,000 pCi/L if a Multimedia Mitigation Program (MMM) was in effect for that community. Without such an MMM program, the maximum acceptable Radon level in drinking water could not exceed 300 pCi/L.

For your information, fact sheets on mineral radioactivity are available at: *http://www.des.state.nh.us/ws.htm*. These include general information, health effects and removal options. Also enclosed is a summary of the expected content of consultant report submittals for your review. Please be reminded that proposed treatment alternatives should take into consideration all water quality parameters as well as current and future quantity needs.

In addition to your operator, assistance may be available to you through a variety of sources. DES staff member Bernie Lucey, P.E., may be able to answer questions concerning treatment for the aforementioned contaminant(s). He may be reached at (603) 271-2952 or via email at *blucey@des.state.nh.us*. Also, financial, managerial and technical assistance is available through either of two government funded technical assistance providers. These are Granite State Rural Water Association ((603) 753-4055) and RCAP Solutions, Inc. (1-800-488-1969). Health related questions may be directed to Dave Gordon of the DES Bureau of Environmental and Occupational Health whose number is (603) 271-4608. If you have any questions regarding this letter, please contact Selina J. Makofsky, P.G., at (603) 271-4109 or by email at *smakofsky@des.state.nh.us*.

Sincerely,

COPY

Sarah Pillsbury, P.G., Administrator
Water Supply Engineering Bureau

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Encl: Master Sampling Schedule
Public Notice Form
Report submittal information sheets

cc w/ encl(s): Christopher Countie, Pennichuck WW, Primary Operator

cc: Gretchen R. Hamel, DES Legal Unit Administrator
Mont Vernon Health Officer
EPA, Region 1
File

ec: Bernie Lucey, P.E., DES
Cynthia Klevens, P.E., DES
Dave Gordon, DES BEOH
Jack Shields, GSRWA
Robert Morancy, RCAP Solutions, Inc.