The State of New Hampshire
Department of Environmental Services

Michael P. Nolin
Commissioner

September 19, 2006

LETTER OF DEFICIENCY# WSEB 06-153
Certified Mail# 7005 1160 0004 7468 7709

Alan Karahalis
5 Rawding Rd.
Peabody, MA 01960

Subject: Tilton - Public Water System: South Bay Resort (EPA# 2357070)

Dear Mr. Karahalis:

The records of the Department of Environmental Services (DES) show that the South Bay Resort water system 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 is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Admin. Rule Env-Ws 325.

DES records show that the subject water system failed to submit bacteria samples and as a result Notices of Violation (NOVs) were issued for the following months:

January 2006, April 2006 and July 2006

In view of the Monitoring/Reporting violations, DES believes the deficiencies can be corrected by taking the following action:

- **By October 2, 2006**, submit a "make-up" water sample for **Bacteria** analysis to the state laboratory, or a state-certified laboratory, in accordance with NH Admin. Rule Env-Ws 325.

In the event compliance is not achieved within this period, DES may initiate formal action, 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.

Pursuant to Env-Ws 351, a public water system is required to issue public notification whenever it has failed to monitor for bacteriological water quality. Subsequent to each violation above, DES issued South Bay Resort water system a "Notice of Bacteria Monitoring and Reporting Violation" (NOV). The NOV outlines the public notice requirements, including the submission of a copy of

the completed public notice to DES. As of the date of this letter, DES has not received your proof of **Public Notice for any of the above violations. If Public Notice has not already been provided to the consumers and a copy submitted to DES, this should be done immediately.**

Please continue to submit water samples according to the enclosed water system's Master Sampling Schedule.

Please contact Allyson Gourley by phone at (603) 271-0672 or by e-mail at *agourley@des.state.nh.us* if you have any questions regarding this letter.

Sincerely,

COPY

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

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encl.: Master Sampling Schedule
Laboratory Analysis Form
Public Notice Template

cc w/encl.: Richard O'Connell, Sampling Agent

cc w/o encl.: Gretchen R. Hamel, DES Legal Unit Administrator
Town of Tilton Health Officer
EPA, Region 1