If significant deficiency[ies] were identified under the Ground Water Rule, a system’s failure to take corrective action or be in compliance with a state-approved corrective action plan within the required timeframe is a treatment technique violation and requires Tier 2 notification. You must provide public notice to persons served as soon as practical but within 30 days after you learn of the violation [40 CFR 141.203(b)]. You must issue a repeat notice every three months for as long as the violation persists. Your primacy agency may have more stringent requirements for treatment technique violations. Check with your agency to make sure you meet all requirements.

If this notice is for failing to address a fecal indicator-positive source sample, a Tier 1 notice for detecting a fecal indicator in the source water should have already been issued. Consider providing the history of the situation in this notice (i.e., what events lead to requiring corrective action) to avoid confusing the public when this second notice is issued.

Community systems must use one of the following methods [40 CFR 141.203(c)]:

- Hand or direct delivery
- Mail, as a separate notice or included with the bill

Noncommunity systems must use one of the following methods [40 CFR 141.203(c)]:

- Posting in conspicuous locations
- Hand delivery
- Mail

In addition, both community and noncommunity systems must use another method reasonably calculated to reach others if they would not be reached by the first method [40 CFR 141.203(c)]. Such methods could include newspapers, e-mail, or delivery to community organizations. If you mail, post, or hand deliver, print your notice on your system’s letterhead if available.

The notice on the reverse is appropriate for mailing, posting, or hand delivery. If you modify this notice, you must still include all required PN elements from 40 CFR 141.205(a) and leave the mandatory language unchanged (see below).

Corrective Action

In your notice, describe corrective actions you are taking. Listed below are some steps commonly taken by water systems with Ground Water Rule treatment technique violations. Depending on the corrective action you are taking, you can adapt one or more of the following statements, if appropriate, or develop your own text:

- Although we did not meet our deadline, we are now in consultation with the state to develop a corrective action plan.
- Some of the significant deficiencies were addressed on time, but [one or more] remain.
- We have implemented a short term plan to address the immediate issue while we pursue the long-term solution.

Repeat Notices

For repeat notices, you should state how long the violation has been ongoing and remind consumers of when you sent out any previous notices. If you are making progress with correcting the significant deficiency or addressing the fecal indicator-positive source sample, describe it. Alternatively, if funding or other issues are delaying corrective action, let consumers know.

After Issuing the Notice

Make sure to send your primacy agency a copy of each type of notice and a certification that you have met all public notification requirements within ten days after issuing the notice [40 CFR 141.31(d)].
IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

[OUR WATER SYSTEM NAME] failed to correct a significant deficiency within the time required

We recently violated a drinking water requirement related to our water system. Although this incident was not an emergency, as our customers, you have a right to know what happened and what we did or are doing to correct this situation. This notice is required by OAR 333-061-0076(6).

A routine inspection, known as a water system survey, was conducted on [DATE] by the [AGENCY]. The following deficiency was [deficiencies were] found during the inspection: [LIST DEFICIENCIES]

We were required by the Oregon Ground Water Rule to take action to correct these deficiencies; however, we failed to do so by the deadline specified in regulation.

What should I do?

There is nothing you need to do. **You do not need to boil your water or take other corrective actions.**

What does this mean?

This is not an emergency. If it had been, you would have been notified within 24 hours.

What is being done?

[DESCRIBE ACTIONS TAKEN OR SCHEDULED TO BE TAKEN]

For more information, please contact [WATER SYSTEM CONTACT] at [PHONE] or [ADDRESS] or [EMAIL].

This notice is being sent to you by [WATER SUPPLIER NAME]. State Water System ID# 41-[#####].

Date distributed: [DATE]