



GUAM ENVIRONMENTAL PROTECTION AGENCY • AHENSIAN PRUTEKSIÓN LINA'LA GUĀHAN
LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSUUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
MICHELLE C. R. LASTIMOZA • ADMINISTRATOR

Date: APR 11 2025

Ms. Yoko Pipes
Program Manager
Guam Plaza Resort
P.O. BOX 22439 GMF
Barrigada, Guam 96921

**RE: NOTICE OF VIOLATION/COMPLIANCE ORDER OF THE GROUND WATER
RULE SDW-NOV/OC 25-001
GUAM PLAZA RESORT
PWS ID: GU0000015**

Hafa Adai Ms. Pipes:

Pursuant to 10 Guam Code Annotated (GCA) Chapter 53, known as the Safe Drinking Water Act (SDWA), Guam Environmental Protection Agency is authorized to perform any and all acts necessary to fulfill the functions and requirements of the Act in order to promulgate and enforce the Guam Primary and Secondary Drinking Water Regulations (GSDWR) covered under Guam Public Law No.35-115 that shall apply to each Public Water Systems (PWSs) in Guam including those owned and operated by the Government of Guam and Federal Agencies.

I. BACKGROUND

Guam Environmental Protection Agency (Guam EPA) received Guam Plaza Resort Water System's Monthly Compliance Report for March 2025 delivered on April 09, 2025. After reviewing the report, we noticed that the chlorine residual readings did not meet the 4-log inactivation of viruses using inactivation, removal, or a Guam EPA-approved combination of treatments before or at the first customer for your water system. Under the Ground Water Rule, you must monitor on a daily basis and collect a sample for chlorine residuals that meet the minimum requirement as specified by Guam EPA. If any daily grab sample is less than the minimum disinfectant residual concentration, the system must take follow-up samples every four hours until the residual meets or exceeds the minimum concentration.

As stated in the acknowledgment receipt of 4-log Virus Treatment Declaration letter dated February 04, 2020, Guam EPA determined that the minimum chlorine residual for the first customer (Tarza Waterpark Men's Restroom) with one Well on is 0.48 mg/L and with two Wells on it is 0.95 mg/L. For the month of March 2025, both wells were active, thus the minimum chlorine



GUAM EPA | 17-3304 Mariner Avenue Tiyan Barrigada, Guam 96913-1617 | Tel: (671) 588.4751 | Fax: (671) 588.4531 | epa.guam.gov
ALL LIVING THINGS OF THE EARTH ARE ONE • MANUNU TODU I MANIÁLA'Á

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residual of 0.95 mg/L had not been met on any day based on the Monthly Compliance Report submitted on April 09, 2025. Please note if operation according to the criteria or requirements for compliance monitoring (minimum residual disinfectant concentration, membrane operating criteria or membrane integrity, alternative treatment operating criteria, etc.) is not restored within four hours, Guam Plaza must notify the Guam EPA as soon as possible.

Accordingly, Guam EPA determined that you are in violation with the provision of the Guam Safe Drinking Water Regulations (GSDWR) as follows:

II. VIOLATION: Failure to Conduct required Compliance Monitoring

Under the Ground Water Rule GSDWR §6141.403(b), Ground Water system's using chemical disinfection and serving 3,300 or fewer persons must monitor for the residual disinfectant concentration and meet the State specified minimum concentration at or before the first customer. Ground Water systems must monitor on a daily basis and collect a grab sample during the hour of peak flow or at another time specified by the State. If any daily grab sample is less than the minimum disinfectant residual concentration, the system must take follow-up samples every four hours until the residual meets or exceeds the State-specified minimum concentration.

According to your records, Guam Plaza Resort Water System failed to conduct the required compliance monitoring under the 4-log inactivation of virus requirements.

III. COMPLIANCE ORDER

Guam Plaza Resort Water System must comply with the Guam Safe Drinking Water Act (GSDWA) and Guam Safe Drinking Water Regulations (GSDWR) and take the following actions within the specified timeframe:

- a. Guam Plaza Resort Water System must take follow-up samples every 4 hours if any daily grab sample measurement falls below Guam EPA-determined residual disinfectant concentration and **until the concentration is restored**.
- b. Maintain Guam EPA-determined concentration each day water from the ground water source is delivered.
- c. Notify the affected customers of the violation pursuant to GSDWR §6141.201 and §6141.204, not later than one year after the you learn of the violation. (See attached Tier 3 Notice Instructions and Template).
- d. Submit a copy of the notice to Guam EPA no later than 24 hours after providing the notification required in paragraph (b) above.
- e. Submit to the Guam EPA a certification pursuant to GSDWR §6141.31(a), within 10 days of completing the public notification that Guam Plaza Resort Water System has fully



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complied with the public notification regulations. The public water system must include with this certification a representative copy of each type of notice distributed, published, posted, and made available to the persons served by the system and to the media.

Failure to comply with Notice of Violation/Compliance Order may subject you to a penalty not to exceed \$32,500 for each of the violation pursuant to GSDWA Chapter 53 of Division 2, Title 10 Guam Code Annotated §53120(a).

Guam EPA Safe Drinking Water Program staff is available to help you develop your public notice or submit your draft notice for our review and approval for conformance with the regulations. If you need assistance, contact Ms. Julie Mendoza from our office at telephone number (671)588-9026.

IV. NOTICE OF RIGHT TO APPEAL

Pursuant to the GSDWA at §53120(a)(1), this order is issued for immediate action to protect public health from an imminent and substantial danger, and as such, Guam EPA shall provide an opportunity for a hearing within twenty-four (24) hours after service of this order. After such hearing, the Guam EPA Board of Directors may affirm, modify, or rescind this order as appropriate. If you intend to seek such hearing, you may file a Notice of Intent to Appeal also known as a Notice of Defense with the Guam EPA's Board of Directors, setting forth in such Notice of Intent to Appeal/Notice of Defense, a verified petition outlining the legal and factual bases for such an appeal. A copy of the Notice of Intent to Appeal/Notice of Defense is attached for your convenience.

Unless a written request for a hearing signed by or on behalf of the person, agency or business entity named above in this Notice of Violation/Order of Compliance is hand delivered or mailed to Guam EPA within twenty-four (24) hours after the Notice of Violation/Order of Compliance was personally served on you or mailed to you, Guam EPA may proceed upon the Notice of Violation/Order of Compliance without a hearing. A request for hearing may be made by delivering the enclosed form entitled "Notice of Intent to Appeal also known as a Notice of Defense", or by delivering a notice of defense as provided in 5 GCA §9205, to the following address:

Guam Environmental Protection Agency Board of Directors
c/o Administrator Guam Environmental Protection Agency
Building 17-3304 Mariner Avenue
Tiyan Barrigada, Guam 96913

If you file a Notice of Intent to Appeal/Notice of Defense, the Guam EPA's Board of Directors shall hold a public hearing, at which time you may appear and present evidence in person or through counsel in support of this petition.



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SDW-NOV/OC 25-001

Failure to file a Notice of Intent to Appeal and Verified Petition within the period specified above will constitute a waiver of your right to a hearing. If you waive your rights to a hearing the Notice of Violation and Order of Compliance will become final, and Guam EPA may proceed upon the Order without a hearing and without further notice to you.

Please note that the time required to adjudicate any such appeal does not eliminate the timelines established under the GSWDA or GSDWR for providing public notice or taking other required action to mitigate the threat to public health, and failure to provide such notice or take such action may result in additional findings of violation.

In addition, if Guam Plaza wishes to discontinue 4-log treatment of viruses before or at the first customer, then becomes subject to the Ground Water Rule triggered source water monitoring requirements. You may contact us to have further discussion if you decide to discontinue 4-log treatment of virus.

If you have any questions regarding this letter, contact our SDWP Staff Ms. Julie Mendoza at Julie.mendoza@epa.guam.gov or Nicole Diras at nicole.diras@epa.guam.gov or our Acting Chief Engineer Johnny Abedania at johnny.abedania@epa.guam.gov.

Dangkolu na si Yu'us ma'ase'.

Senseramente,


For MICHELLE C.R. LASTIMOZA
Administrator

Cc: Mr. Luis Garcia-Bakarich, USEPA Region 9
Mr. Everett Pringle, USEPA Region 9 Enforcement and Compliance Assurance Division
Attorney General Office

Attachments:

Guam EPA Approved GWR Declaration Letter
Instructions for Tier 3 Public Notice
Tier 3 Public Notice Template
Public Notice for Problem Corrected Form
Public Notice Certification Form
Notice of Defense





AIHENSIAŃ PRUTEKSION LINALA GUÅHAN

LOURDES A. LEON GUERRERO, GOVERNOR OF GUAM • JOSHUA F. TENORIO, LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO, ADMINISTRATOR

Date: FEB 01 2020

Mr. Sudipta Basu
General Manager
Guam Plaza Resort and Spa
P.O. BOX 22439 GMF
Barrigada, Guam 96921

Subject: Acknowledgement of Receipt of 4-log Virus Treatment Declaration
Guam Plaza Resort and Spa (GU0000015)

Hafa Adai Mr. Basu:

Guam Environmental Protection Agency (GEPA) received your Ground Water Rule Declaration dated on November 19, 2019 to determine if your system provides 4-log treatment for viruses. You provided a sketch and calculations that demonstrated that you believe that your system provides 4-log virus treatment. GEPA concurs with your findings.

Your system is now classified as a ground water system that provides 4-log virus treatment. As a system that provides 4-log virus treatment, you will NOT be required to conduct "source water monitoring" if there is a total-coliform positive sample during your routine monthly monitoring. However, your system must continue "compliance monitoring."

Since your system uses chlorine to disinfect the water, "compliance monitoring" entails testing the chlorine residual at the first user in your distribution system and recording the result at least once a day. You are not required to send the records to GEPA, but you are required to keep them at your facility available for inspection for a minimum of 5 years. Based on the sketch and calculations you provided, GEPA has determined that the minimum chlorine residual for the following:

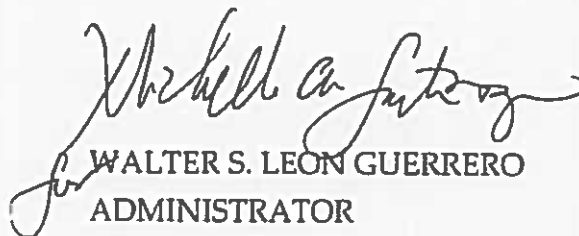
Guam Plaza Resort and Spa
Ground Water Rule 4-Log Virus Treatment

1. First User Sample Point with One (1) Well On: Tarza Waterpark Men's Restroom is 0.48 mg/l.
2. First User Sample Point with Two (2) Wells On: Tarza Waterpark Men's Restroom is 0.95 mg/l.
3. Alternate First User Sample Point with One (1) Well On: Booster Pump after the Water Storage Tank in the hotel's parking structure is 0.11 mg/l.
4. Alternate First User Sample Point with Two (2) Wells On: Booster Pump after the Water Storage Tank in the hotel's parking structure is 0.22 mg/l.

Please continue to maintain the system's ability to produce and distribute safe drinking water in accordance to with the Guam Safe Drinking Water Regulations (GSDWR) and Primary Drinking Water Regulations.

If you have any questions regarding this letter, please contact SDW Staff Ms. Juliana Mendoza, Environmental Health Specialist II at telephone number (671) 300-9026 or our Chief Engineer CDR Brian Bearden, P.E. at (671) 300-4779.

Dangkolo na Si Yu'os Mn'ase,


WALTER S. LEON GUERRERO
ADMINISTRATOR



CITY HILL COMPANY (GUAM) LTD.

1328 Pale San Vitores Road; Tamuning, Guam 96913-4209
P.O. Box 7755; Tamuning, Guam 96931
Tel: (671) 646-7803-8 • Fax: (671) 646-7809

November 19, 2019

Mr. Walter Leon Guerrero, Administrator
GUAM ENVIRONMENTAL PROTECTION AGENCY
P. O. BOX 22439 G.M.F.
Barrigada, Guam 96921

HAND DELIVER

ATTN: Ms. Carmencita Cortez

RE: Submittal of:
Ground Water Rule
Public Water System Declaration on 4-log Virus Treatment Form for the Guam Plaza
Resort & Spa Water System (PWS ID No. GU0000015)

Dear Mr. Leon Guerrero:

Enclosed is the form that your office requested us to submit by November 30th, 2019.

We have declared that we have providing 4-log virus removal in 2016 and have been measuring and recording daily chlorine residual at the sample sites.

If you have any questions regarding our 4-log virus removal, please contact me at 988-6042.
Thank you.

Sincerely,

Yoko Pipes
Project/Development Manger

20-217
RECEIVED

NOV 20 2019
Guam Environmental
Protection Agency

REC'D 12/2/19 JH
REV'D 12/2/19 JH

Ground Water Rule

Public Water System Declaration on 4-log Virus Treatment

PWSID Number:	< PWS ID>	GU-0000015
System Name:	<System Name>	Guam Plaza Resort & Spa Public Water System
Contact Person:	<Contact Person>	Yoko Pipes
Phone Number:	<Phone Number>	979-5683

Does Your System Provide 4-log Treatment of Viruses?

If your system disinfects with gaseous or liquid chlorine, use the calculation below to determine the CT that is provided for your ground water. "CT" is an abbreviation for chlorine Concentration multiplied by Time. Since the temperature of the groundwater in the Guam is consistently above 25°C throughout the year, and the pH of the groundwater is between 6.0 and 9.0, a CT of 2.0 (or greater) is required in the Guam to provide 4-log inactivation of viruses. An example of a CT = 2.0 is if the chlorine residual is 0.5 mg/l (C=0.5) at the first user and the time the chlorine is in contact with the water is 4.1 minutes (T=4.1), then $C \times T = 0.5 \times 4.1 = 2.05$ which is greater than 2.0.

To calculate your system's CT, multiply the free chlorine residual (in mg/L) at your first user's service connection by the shortest amount of time (in minutes) water comes into contact with the chlorine.

The free chlorine residual (mg/L) at the first user is: C = 0.95

The shortest amount of time (minutes)
the water is in contact with the chlorine is: T = 2.10

Multiply C 0.95 x T 2.10 CT = 2.0

Is your system's CT 2.0 = 2.0 circle YES or NO

If your answer is YES, then your system provides 4-log virus treatment for its groundwater source. If your answer is NO, then your system does not provide 4-log virus treatment for its groundwater source.

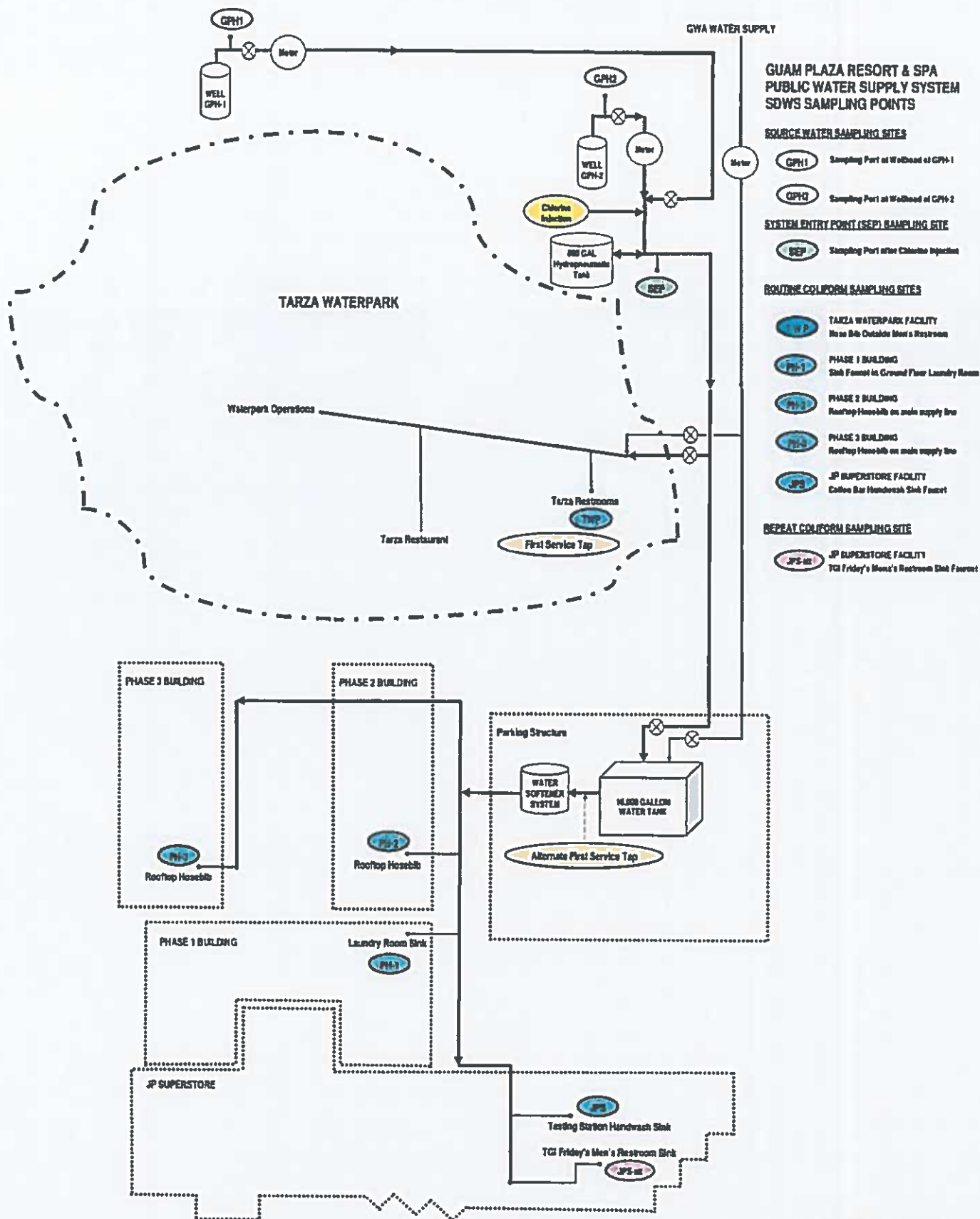
If your system uses a different kind of disinfection (e.g., UV, ozone, chloramines) and/or filters its ground water, call the Safe Drinking Water Program at 300-9026. We will work with you to determine how many logs of virus treatment your system provides.

Check the line below that applies to your ground water system:

- ☐ Our ground water system probably does not provide 4-log treatment of viruses
☒ Our groundwater system probably provides 4-log treatment of viruses
☐ We do not know if our groundwater system provides 4-log treatment of viruses

Please return this form to: Guam Environmental Protection Agency
3304 Mariner Avenue Bldg. 17 Tiyan Barrigada, Guam 96913

Water System Representative: [Signature] date: Nov. 19, 2019



Updated November 2018

GPH PWS Potential Operating Conditions

As discussed above, there are two variables in the possible operating conditions of the GPH PWS and these two variables create four potential operating conditions, as follows:

- FST-1: First Service Tap (Tarza on GPH PWS) with One Well ON
- FST-2: First Service Tap (Tarza on GPH PWS) with Both Wells ON
- AFST-1: Alternate First Service Tap (Tarza on GWA) with One Well ON
- AFST-2: Alternate First Service Tap (Tarza on GWA) with Both Wells ON

Whenever the Tarza Waterpark facility is being supplied water by the GPH PWS, the first service tap (FST) location will be used for determining 4-log inactivation. Only when the Tarza Waterpark is supplied by GWA will the Alternative First Service Tap (AFST) location be used for determining 4-log inactivation.

Calculation of Contact Time

The contact time is a function of the volume of water in the system piping, storage tank and the maximum flow rate.

Volume of Water in System: The volume of water in the system piping between the chlorine injection and the first service tap is calculated, based on the pipe diameters and lengths, as follows:

Pipe volume (cubic feet): length x area (πr^2)
Conversion to gallons: 7.48 gallons per cubic foot

First Service Tap (FST) Water Volume

325 l.f. of 6" diameter pipe: $325 \times \pi ((6/12) \div 2)^2 \times 7.48 = 477$ gallons
40 l.f. of 4" diameter pipe: $40 \times \pi ((4/12) \div 2)^2 \times 7.48 = 26$ gallons
30 l.f. of 1" diameter pipe: $30 \times \pi ((1/12) \div 2)^2 \times 7.48 = 1$ gallons
Volume of water in system prior to FST = 504 gallons

Alternative First Service Tap (AFST) Water Volume

800 l.f. of 6" diameter pipe: $800 \times \pi ((6/12) \div 2)^2 \times 7.48 = 1,175$ gallons

Storage Tank: 10,000 gallon capacity with assumed minimum operating volume of 10%, or 1,000 gallons.

Volume of water in system prior to AFST = 2,175 gallons

Location of the Alternate First Service Connection

The attached schematic diagram of the GPH PWS identifies the primary first service connection (FST), located at the Tarza Waterpark Men's restroom facility. When the Tarza Waterpark water supply is from GWA, the next closest location of a service tap is located immediately after the storage tank in the hotel parking structure. This site is identified as the Alternative First Service Tap (AFST).

It should be noted that there is no actual service tap immediately after the storage tank. The sampling point identified is a port on one of the booster pumps between the water tank and softener system. Due to a lack of as-built drawings on the water supply system for the hotel structures, the exact size, location and length of pipes supplying each of the hotel facilities is not know. Therefore, it is not possible to determine accurately the contact time for any of the taps after the storage tank and thus, in order to be conservative on the determination of contact time, this location was selected.

First Service Tap (FST): Tarza Waterpark Men's Restroom

Alternative First Service Tap (AFST): Sample port on booster pump after Water Storage Tank in Hotel Parking Structure

Requirements

Compliance Monitoring Required. The GPH PWS is a small system, serving less than 3,300 persons. Therefore, based on the USEPA SDWS GWR (§141.403), the GPH PWS is required to monitor the free chlorine level on a daily basis via a grab sample (i.e., continuous disinfectant monitoring is not required for systems serving less than 3,300 persons).

Required CT for 4-log Inactivation. The CT value required to meet 4-log Inactivation varies based on the temperature and pH of the water. For the GPH PWS the temperature is always greater than 25 °C and the pH is always between 6 and 9 pH units. Based upon the USEPA Guidance Manual for Compliance with Filtration and Disinfection Requirements for PWS, the CT required for GPH PWS to meet 4-log Inactivation is 2.0.

SUMMARY AND CONCLUSION

The minimum disinfectant residuals required for each of the four potential operating conditions at GPH PWS are summarized below. As shown below, there is a significant difference in minimum disinfectant residual required depending on the whether Tarza Waterpark is supplied by GPH PWS and whether one or both well pumps are operating.

GPH PWS has historically maintained a chlorine residual of 0.6 mg/l or greater and operates with only one well pump on at a time. Therefore, GPH PWS has met the requirements for 4-log inactivation. However, should the system choose to operate with both wells pumps on simultaneously while supplying water to Tarza Waterpark the chlorine level will need to be increased in order to maintain 4-log inactivation.

GPH PWS will continue to keep accurate logs of the operating conditions and take daily free chlorine residual readings at the appropriate first tap location and compare the actual reading to the minimum required as shown below.

If the free chloride residual measured at any of the daily grab samples taken at the first service connection falls below the level shown below for the operating conditions, the GPH PWS will take follow-up samples every four hours until the free chlorine residual increases to above the level shown.

During any time period when the GPH PWS does not meet the 4-Log inactivation the system is subject to Triggered Source Water Monitoring requirements.

If GPH PWS does not restore the chlorine residual to the level presented in the below for the operating conditions within 24 hours of determining it is low, GPH PWS will notify GEPA of this occurrence.

Minimum Disinfectant Residual Required to Maintain 4-Log Inactivation

FST-1:	2.0 mg-min/L	÷	4.20 min.	=	0.48 mg/L
FST-2:	2.0 mg-min/L	÷	2.10 min.	=	0.95 mg/L
AFST-1:	2.0 mg-min/L	÷	18.12 min.	=	0.11 mg/L
AFST-2:	2.0 mg-min/L	÷	9.06 min.	=	0.22 mg/L

Operating Conditions:

FST-1:	First Service Tap (Tarza on GPH PWS) with One Well ON
FST-2:	First Service Tap (Tarza on GPH PWS) with Both Wells ON
AFST-1:	Alternate First Service Tap (Tarza on GWA) with One Well ON
AFST-2:	Alternate First Service Tap (Tarza on GWA) with Both Wells ON

Maximum Flow Rate: The flow rate of the GPH PWS is dictated by whether one or both well pumps are operating. Each well pump is capable of pumping 120 gallons per minute. Thus with both wells operating simultaneously, the maximum flow rate is 240 gpm.

Contact Time: Contact time is determined by the volume of water divided by the flow rate; thus for the four potential operating conditions at GPH PWS, the contact times are as follows:

FST-1:	504 gallons	÷	120 gpm	=	4.20 minutes
FST-2:	504 gallons	÷	240 gpm	=	2.10 minutes
AFST-1:	2,175 gallons	÷	120 gpm	=	18.12 minutes
AFST-2:	2,175 gallons	÷	240 gpm	=	9.06 minutes

Minimum Disinfectant Residual Concentration

Based upon the CT required for 4-log inactivation of 2.0, the minimum free chlorine residual concentration is calculated by dividing the CT of 2 by the contact time. For the four potential operating conditions at GPH PWS the minimum free chlorine residual values are as follows:

FST-1:	2.0 mg-min/L	÷	4.20 min.	=	0.48 mg/L
FST-2:	2.0 mg-min/L	÷	2.10 min.	=	0.95 mg/L
AFST-1:	2.0 mg-min/L	÷	18.12 min.	=	0.11 mg/L
AFST-2:	2.0 mg-min/L	÷	9.06 min.	=	0.22 mg/L

Instructions for Failure to Report Monitoring Events to the State that are Not Related to *E. coli*-positive Sample Results – Template 3-6

Template Below

Description of Violation or Situation

Failure to notify the state of RTCR events that are not related to *E. coli*-positive sample results are reporting violations that require Tier 3 public notification. The reporting violations addressed by this Tier 3 template require similar public notification content and include:

- Failure to provide total coliform-positive or total coliform-negative sample results to the state in a timely manner.
- Failure to notify the state that an RTCR monitoring violation occurred with 10 days of when the violation occurred.
- Failure to notify the state within 24 hours of a Treatment Technique (TT) violation resulting from failure to perform assessments or corrective actions.
- Failure to submit the completed assessment form or monitoring report within 30 days of triggering the assessment.
- Failure to notify the state when each scheduled corrective action is completed based on the state-approved timeframe.

You must provide Tier 3 public notice to persons served within one year after you learn of the violation [\[40 CFR 141.204\(b\)\]](#). Check with your state to make sure you meet all requirements.

CWSs must use all of the following methods to deliver the notice to consumers [\[40 CFR 141.204\(c\)\]](#):

- Mail or hand delivery (public notice delivery may be provided by CCR if the one year requirement is met), and
- Another method as needed to reach consumers not likely to receive a notice from methods noted above and approved in writing by the state. Such methods could include newspapers, e-mail, or delivery to community organizations.

The notice on the reverse is appropriate for insertion in an annual notice or the Consumer Confidence Report (CCR) (CWSs only), as long as public notification content, timing, and delivery requirements are met [\[40 CFR 141.204\(d\)\]](#).

NCWSs must use all of the following methods to deliver the notice to consumers [\[40 CFR 141.204\(c\)\]](#):

- Posting in a conspicuous place throughout the system, or by hand delivery or mail, and
- Another method as needed to reach consumers not likely to receive a notice from methods noted above and approved in writing by the state. Such methods could include newspapers, e-mail, or delivery to community organizations.

If you:

- Post the notice, it must remain posted until the violation is resolved.
- Post the notice and the violation has already been resolved, you must still post the notice for at least seven days [\[40 CFR 141.204\(b\)\]](#).
- Mail, post, or hand deliver, EPA recommends printing your notice on your system's letterhead, if available.
- Modify the notice, you must still include all required public notice elements from [40 CFR 141.205\(a\)](#) and leave the mandatory language unchanged (see below).

Repeat notice(s) are required annually if the violation or situation persists, unless otherwise directed by the state.

Mandatory Language

You must also include standard language to encourage the distribution of the public notice to all persons served, where applicable [\[40 CFR 141.205\(d\)\]](#). This language is also presented in this notice in italics with an asterisk on each end.

Corrective Actions

In your notice, you must describe corrective actions you took, or are taking [\[40 CFR 141.205\(a\)\(7\)\]](#) including when your water system expects to return to compliance or resolve the violation [\[40 CFR 141.205\(a\)\(8\)\]](#). You can use the following language, if appropriate, or develop your own:

- We have provided the missing reports to the state and have revised our procedures to ensure we comply with reporting requirements in the future. We are no longer in violation.

After Issuing the Notice

Make sure to send a copy of each type of notice and a certification that you have met all the public notification requirements to your state within 10 days after the original or any repeat notice(s) [\[40 CFR 141.31\(d\)\]](#).

Failure to Report Monitoring Events to the State that are Not Related to *E. coli*-positive Sample Results – Template 3-6

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Reporting Requirement(s) Not Met for [Water System Name]

We are required to report [describe the information not reported, such as “the results of monitoring of your drinking water for specific contaminants on a regular basis” or “the results of our water system’s assessment by [enter date]]. Results of [enter applicable text, such as “regular monitoring” or “the assessment”, as applicable] are an indicator of whether or not your drinking water meets health standards. During [compliance period], we did not [describe what you did not report, such as “report the results of monitoring or of the assessment] for [contaminant(s)]”].

Our system failed to notify the state drinking water program as required by [enter date]. Although public health was not impacted, as our customers, you have a right to know what happened and what we did to correct the situation.

What should I do?

There is nothing you need to do at this time. You do not need to boil your water or take other actions.

What is being done?

While we did not notify the state as quickly as we should have, we have [enter your corrective action] on [enter date]. We are no longer in violation.

For more information, please contact [name of contact] at [phone number] or [mailing address].

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

This notice is being sent to you by [water system name]. State Water System ID# _____.

Date distributed: _____.

Template on Reverse

It is a good idea to issue a notice when a serious violation or situation has been resolved. Although EPA regulations do not require such notices, your primacy agency may require you to issue one. You should coordinate with your local health department as well. Below are some recommended methods for a “problem corrected” notice. You should use the same delivery methods you used for the original notice.

- Radio
- Television
- Newspaper
- Hand or direct delivery
- Posting in conspicuous locations

You may wish to use additional methods (e.g., delivery of multiple copies to hospitals, clinics, or apartment buildings) if necessary to reach all persons served. If you post or hand deliver, print your notice on your system's letterhead, if available.

The notice on the reverse is very general and can be used for any violation or situation. However, to help restore consumers' confidence in the water system, you should modify the notice to fit your situation. Although the public should have seen your initial notice, there may be additional information you learned after the notice was issued. Therefore, you should describe the violation or situation again and discuss how the problem was solved.

DRINKING WATER PROBLEM CORRECTED

Customers of [system] were notified on [give date] of a problem with our drinking water and were advised to [describe recommended action]. We are pleased to report that the problem has been corrected and that it is no longer necessary to [describe recommended action]. We apologize for any inconvenience and thank you for your patience.

[Add further details here when appropriate.]

As always, you may contact [contact name] at [phone number] or [mailing address] with any comments or questions.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

This notice is being sent to you by [system]. State Water System ID#: _____.

Date distributed: _____.

Public Notice Certification

I _____ certify that the public notice(s) that I am submitting here before you have been posted, hand delivered, mailed, published in the newspaper, or submitted to the media (T.V. / Radio station). I also acknowledge that anybody who knowingly and willfully makes false statement, presentation, or certification in any application, records, report plan or other documentation filed or required to be maintained under the Guam Safe Drinking Water Regulations, or by any certification, or order issued under the Guam Safe Drinking Water Regulations, or who falsifies, tampers with or knowingly renders inaccurate information shall be subject to the penalties.

Notice distributed by _____ on _____.
(Method of Notification) (Date of Notification)

Public Notice Locations: _____.

Public Notice has required Elements;

- A description of the violation (MCL or FTM, etc...)
- When the violation or situation occurred (MCL or FTM, etc...)
- Potential adverse health effects, using the standard mandatory language(MCL)
- Population at risk (MCL)
- Whether alternative water supply is needed (MCL or FTM, etc...)
- Actions consumers should take to reduce their exposure to the contaminant (MCL)
- What are you doing to correct the violation or situation (MCL or FTM, etc...)
- When you expect to return to compliance (MCL or FTM, etc...)
- Name, business address, and phone number for additional information, and (MCL or FTM, etc...)
- Standard language encouraging distribution to all persons served. (Where applicable)

(Signature of PWS contact)

(PWS contact title)

(PWS Name)

(PWS I.D. Number)



GUAM ENVIRONMENTAL PROTECTION AGENCY • AHENSIAN PRUTEKSIÓN LINA'LA' GUÅHAN
LOURDES A. LION GUERRERO • GOVERNOR OF GUAM | JOSUUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
MICHELLE C. R. LASTIMOZA • ADMINISTRATOR

GUAM EPA CASE# _____

NOTICE OF DEFENSE

I, _____, have received your Notice of Violations and/or Order of Compliance, dated _____, charging me for violations, and I wish to:

(Please check appropriate sections)

☐ A. Request for a hearing and

☐ 1. Object to the accusation on the ground that it does not state acts or omissions upon which the Agency can proceed.

☐ 2. Object to the form of accusation on the ground that it is so indefinite or ambiguous that I cannot identify the infraction or prepare my defense.

☐ 3. Wish to prepare new matter in my defense.

☐ 4. Admit to the accusation in part.

☐ B. Admit the accusation in whole.

My mailing address is:

Signature:

Date:



GUAM EPA | 17-3304 Mariner Avenue Tiyan Barrigada, Guam 96913-1617 | Tel: (671) 588.4751 | Fax: (671) 588.4531 | epa.guam.gov
ALL LIVING THINGS OF THE EARTH ARE ONE • MANUNU TODU I MANLĀLĀLA'

 Like and follow guamepa