



State of Utah

SPENCER J. COX  
*Governor*

DEIDRE HENDERSON  
*Lieutenant Governor*

Department of  
Environmental Quality

Kim Shelley  
*Executive Director*

DIVISION OF DRINKING WATER  
Tim Davis  
*Director*

May 18, 2022

Louis W. Meyer  
LeBarge LLC  
The Ruby  
4645 S. Midland Dr. Suite 1  
West Haven, UT 84401

**Subject: Initial Order for New Public Water System and Not Approved rating for The Ruby UTAH29131**

Dear Louis Meyer:

According to available information, it has come to the attention of the Utah Division of Drinking Water (the "Division") that LeBarge LLC, a Utah limited liability company, is the owner and/or operator of a public water system as explained in the Utah Safe Drinking Water Act and the Utah Public Drinking Water Rules in R309-100-4. As a result, the Director of the Division of Drinking Water is required by law to initiate a formal administrative process to recognize your system as a new public water system and to ensure that it complies with both state and federal drinking water regulations. As part of that process I've attached an Initial Order for New Public Water System explaining the requirements for your system.

Additionally, based on recent sample history and a site visit conducted by the Utah Division of Drinking and the Weber-Morgan Health Department we consider the water supplied by The Ruby to be a significant risk to public health. We are therefore rating the system "**Not Approved**" and **ordering the system to cease service to customers** until such time the Director is satisfied the water meets health standards. This is more clearly outlined in the attached order.

The Division understands that compliance with state and federal legal requirements can involve significant administrative and financial burdens for public drinking water systems, especially new systems. Those regulations are designed to ensure that public water systems are able to provide safe and reliable drinking water to the people they serve. Coming into compliance with state and federal regulations can require time and resources. Utah's public water systems, including your system, provide essential services that directly impact human health and welfare.

The attached order includes contact information for Division staff with expertise in the rules and regulations that apply to public water systems. Containers for samples are available from all certified laboratories. While the Division cannot recommend a specific laboratory, we have enclosed a list of certified laboratories that perform water testing.

In all correspondence with our office and the laboratories, please indicate your public water system number. The number for your water system is UTAH29131. Clearly mark your system number on all

LeBarge LLC  
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samples. Enclosed is the inventory list for your system. Please carefully review this report and return it to our office with any corrections.

Enclosed is also a copy of your Improvement Priority System (IPS) Report. IPS points are used to rate and track a water system's compliance with state and federal drinking water regulations. This report indicates several dormant deficiencies associated with the required actions listed in the attached Order. These dormant deficiencies serve as a tracking tool and reminder; they do not affect the water system's points or rating unless the due date for the required task has expired. The dormant deficiencies are removed from our database when the PWS completes the required tasks and notifies the Division.

The Division has online tools to help manage your water system, such as:

- [Waterlink.utah.gov](http://Waterlink.utah.gov): WaterLink is an online tool that allows public water systems to access current system information, including the system's inventory, monitoring schedules, IPS Report, operator records, and the system's Bacteriological record for the last 12 months. To get full use out of these tools, you will need to create a WaterLink portal account. You can do this by navigating to the Public/Portals menu on the top right side of the [waterlink.utah.gov](http://waterlink.utah.gov) home page and selecting the Portal. For help creating a WaterLink Portal account please contact Mz. T. (Tammie) Allen at (385) 272-5404 or [tammieallen@utah.gov](mailto:tammieallen@utah.gov).
- [Edocs.utah.gov](http://Edocs.utah.gov): Each water system's public records are available at [edocs.utah.gov](http://edocs.utah.gov). These records may include previous monitoring results, Division correspondence, former Consumer Confidence Reports, and other documents related to the water system. Browse to your water system listed alphabetically under "County" to see what we have on record for your system. Please call the Division at (801) 536-4200 if you have any questions.

We are here to help you through this process. If you have any questions about this Order, please contact Colt Smith at (385) 515-1529 or [acsmith@utah.gov](mailto:acsmith@utah.gov). To contest or appeal this Order, please contact Bret Randall of the Attorney General's office at (801) 536-0284 or [bfrandall@agutah.gov](mailto:bfrandall@agutah.gov).

Sincerely,



Tim Davis  
Division of Drinking Water

Enclosures

cc: Terry Smith, Rural Water Association of Utah, [tsmith@rwau.net](mailto:tsmith@rwau.net)  
Brent Arns, Division of Drinking Water, [barns@utah.gov](mailto:barns@utah.gov)  
Melissa Noble, Division of Drinking Water, [mnooble@utah.gov](mailto:mnooble@utah.gov)  
Scott Braeden, Weber-Morgan Health Department, [sbraeden@co.weber.ut.us](mailto:sbraeden@co.weber.ut.us)  
Michelle Cooke, Weber-Morgan Health Department, [mcooke@co.weber.ut.us](mailto:mcooke@co.weber.ut.us)  
Bret F. Randall, Assistant Attorney General, [bfrandall@agutah.gov](mailto:bfrandall@agutah.gov)  
EQDWRules  
LeBarge LLC, 3588 West 4800 South Roy, UT 84067

**UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**DIVISION OF DRINKING WATER**

<p><b>In the Matter of:</b></p> <p><b>The Ruby, a Utah Public Water System (UTAH29131)</b></p>	<p><b>INITIAL ORDER FOR NEW PUBLIC WATER SYSTEM</b></p> <p><b>Docket No. UTAH29131-2022-01</b></p>
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This **INITIAL ORDER FOR NEW PUBLIC WATER SYSTEM** (“Order”) is issued by the Director of the Utah Division of Drinking Water (“Director”), under the Director’s legal authorities described below. This Order is issued to LeBarge LLC, a Utah limited liability company, in its capacity as the “Supplier” who is legally responsible for the water system.

**STATUTORY AND REGULATORY AUTHORITY**

1. In 1974, Congress enacted the federal Safe Drinking Water Act, codified at 42 U.S.C. § 300f *et seq.*, as amended. 42 U.S.C. § 300g-2 allows states to achieve primary enforcement responsibility after the Environmental Protection Agency (“EPA”) has determined that the state has adopted and can implement a state program that is no less stringent than the federal public drinking water program (“Primacy”).
2. The Utah legislature has enacted the Utah Safe Drinking Water Act, codified at Utah Code § 19-4-101, with the intent of achieving Primacy.
3. Utah Code § 19-4-104 authorizes the Utah Drinking Water Board (the “Board”), among other things, to make rules regulating public water systems in the state of Utah. Utah Code § 19-4-104(1)(c)(vi) charges the Board to “meet the requirements of federal law related or pertaining to drinking water.” The Board has promulgated the Utah Public Drinking Water Rules, codified at Utah Administrative Code (“UAC”) R309.
4. In 1980, the EPA Administrator determined, in accordance with 40 C.F.R. § 142.11, that the Utah public drinking water program met the federal requirements for Primacy. See 45 Fed. Reg. 6647 (January 29, 1980). In accordance with 40 C.F.R. § 142.17, the EPA Administrator has reviewed, and continues to review annually, the Utah public drinking water program to evaluate its continuing compliance with the requirements set forth in 40 C.F.R. Part 142.
5. The Board has defined public water systems under the Utah Public Drinking Water Rules, UAC R309-110-4.
6. UAC R309-100-7 directs the Director to “assign a rating to each public water supply in order to provide a concise indication of its condition and performance” in accordance with

R309-400. This rule is generally known as the Improvement Priority Rating (“IPS”) rating system.

7. The IPS rating system “is a point system used by the division to evaluate a public water system’s performance and compliance with the drinking water rules in Title 309, Environmental Quality, Drinking Water.” UAC R309-400-3(1). Under the IPS rating system, each public water system is assigned a rating “to characterize the water system’s compliance with drinking water rules and overall operation and performance.” UAC R309-400-3(2). The IPS rating system is “used by the division to assign compliance ratings to public water systems and to prioritize enforcement action based on points assessed for noncompliance with drinking water rules.” UAC R309-400-1(1).
8. UAC R309-400-5 provides that a water system’s IPS rating shall be assigned “based on the total number of points assessed for noncompliance,” based on a point system established by the Board. Generally, the number of points represents the threat to the quality of the water and thereby public health.
9. UAC R309-400-4(1)(a)(ii) sets the maximum number of points any given type of system may have before it is rated by the Director as “Not Approved” status. For systems exceeding the point threshold, the Director is required to issue a “Not Approved” rating. The thresholds are as follows: (i) for community water systems, 150 points; (ii) for non-transient, non-community water systems, 120 points; and (iii) for non-community water systems, 100 points.
10. UAC R309-400-4 allows the Director to assess points against public water systems upon their failure to comply with Division directives and orders.
11. UAC R309-400-5 allows the Director to rate any public water system as “Not Approved” at any time if an immediate threat to public health exists.
12. UAC R309-400-5 provides that a public water system may qualify for a “Corrective Action” rating for its public water system upon submission of a written agreement stating a willingness to comply with the requirements set forth in the Rules and complying with other requirements.
13. Pursuant to Utah Code § 19-4-106(d), the Director may enforce rules promulgated by the Board through the issuance of orders. See also UAC R309-100-8.
14. Utah Code § 19-4-107 provides that upon discovery of any violation of a rule or order of the Board, the Director shall promptly notify the supplier of the violation, state the nature of the violation, and issue an order requiring correction of that violation.
15. Utah Code § 19-4-109 provides that any person who violates the Act or a rule or order made or issued pursuant to the Act may be subject to an administrative penalty of up to \$1,000 per day of violation or a civil penalty of up to \$5,000 per day of violation.

## FINDINGS

Based on information available to the Director, the Director makes the following Findings for purposes of this Order:

1. LeBarge LLC (“Respondent”) is a Utah limited liability company. Based on public records on file with the Utah Division of Corporations:
  - a. Respondent has the following registered business address: 3588 W 4800 S Roy, UT 84067
  - b. The principal or owner of Respondent is Louis W Meyer with the following address: 4645 S Midland Drive West Haven, UT 84401
  - c. The legal registered agent of Respondent is Louis W Meyer, with the following registered agent address: 4645 S Midland Drive West Haven, UT 84401.
2. There exists a public water system (the “System”) located at 10909 East. Hwy 39 approximately four miles east of the town of Huntsville in Weber County Utah. The System is a public water system based on the following facts:
  - a. Respondent owns a campground that offers temporary water connections to recreational vehicles along with two permanent housing structures. There is capacity to serve approximately 160. Respondent serves culinary water to the foregoing population. During the Apr 8, 2022 site visit it was determined that The Ruby is a community system as many recreational vehicles are served by the system for greater than six-months.
  - b. The System has an active groundwater spring, an ultraviolet treatment plant, a storage tank, a booster pump, and an independent distribution system supplying approximately 75 service connections.
  - c. Respondent owns and operates the System and is responsible for its maintenance and repair.
3. Louis W. Meyer is the Division’s administrative contact for the System. Louis is the registered agent for the water system. Louis W. Meyer operates the System and has the ability to make decisions regarding the operation of the System that can impact the sanitary quality, safety, and adequacy of water that is delivered to the System’s customers.
4. On April 8, 2022 Ryan Dearing and Kimia Golchin of the Utah Division of Drinking Water and Michelle Cooke of the Weber-Morgan Health Department conducted a site visit of The Ruby Water System. Their site visit noted multiple significant deficiencies that, based on their training and experience are considered a serious risk to public health. Those deficiencies are identified in the attached Improvement Priority System Report and the Enforcement Order Schedule.

## CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Director hereby makes the following conclusions of law:

1. Respondent is the owner and operator of the System, which is a public drinking water system within the meaning of the Utah Safe Drinking Water Act and the Utah Public Drinking Water Rules.
2. Respondent is a "Supplier" within the meaning of the Utah Safe Drinking water Act, Utah Code § 19-4-102(10).
3. The System qualifies as a community Public Water System under the Utah Public Drinking Water Rules.
4. Louis W. Meyer is the person in "direct responsible charge" of the System within the meaning of the Utah Public Drinking Water Rules.

## ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, IT IS HEREBY ORDERED as follows:

1. System Status: The System is hereby rated as an active but "**Not Approved**" community water system under the Division's water rating system rules, UAC R309-400. The risks to public health identified in the April 8, 2022 site visit are justification for this Not Approved rating. A water system's rating can only become "approved" after it obtains an Operating Permit from the Director for the entire water system, including its drinking water sources.
2. The System is hereby ordered to cease service of water, effective immediately, and shall not serve water in any manner until authorized by the Director to do so.
3. Within 30 days of the Issuance Date of this Order, the Supplier shall submit to the Director a written proposal describing in detail the specific actions the Supplier proposes to take in order to resolve the violations and deficiencies as described in the IPS Report, including the dates when such actions are expected to be taken. If the Director finds that the proposal is reasonable, the Director will attempt to negotiate a form of Compliance Agreement /Enforcement Order ("CA/EO") that is acceptable to the Director and that will allow the System to reopen to the public
4. Plan Review
  - a. New Public Water System Supplemental Form: Included with this Order is a blank copy of the Division's New Public Water System Supplemental Form (the "Information Form"). **Respondent shall complete and return this form to the Division on or before 30 days from the date of issuance of this Order.** The

findings set forth in this Order, together with Division records, may be updated based on information submitted in the Information Form.

- b. Engineering Evaluation Report: Because the System has been in existence and operation prior to the date of this Order, **Respondent shall submit an Engineering Evaluation Report prepared by a Professional Engineer licensed to practice in Utah to the Division on or before 180 days from the date of issuance of this order.** The engineering evaluation report shall contain detailed information of all current drinking water facilities including source springs and/or wells, storage tanks, pumps, distribution system, number of connections, water rights, System schematics, etc. and hydraulic model report.

An Engineer Evaluation Report is a document to start the process of the Division's review all the existing drinking water facilities associated with your system to ensure compliance with the current design and construction standards for public drinking water systems (Utah Code R309-550). The Division will use this report to enter all drinking water facilities into the Division's database and to determine all drinking water facilities meet applicable R309-500 requirements to protect the public's drinking water.

The Division will issue after-the fact Plan Approval and an Operating Permit for all drinking water facilities detailed in the Engineering Evaluation Report. A new water system's rating becomes "approved" after it obtains an Operating Permit from DDW. Please contact Brent Arns, if you have any questions regarding the engineering evaluation report.

- c. Sanitary Survey: **Respondent shall schedule the onsite inspection/sanitary survey on or before 365 days from the date of issuance of this order and before an operating permit can be issued.** Please contact Brent Arns if you have any questions regarding scheduling of the onsite inspection or engineering review.
- d. Plan Review Files: Rules R309-500 through 550 govern the design construction, operation, maintenance, and plan review procedure requirements for drinking water projects. Drinking Water Projects are defined in Rule R309-500-5(1) as any of the project that includes the construction of, addition to, or modification of a public drinking water facility that may affect the quality or quantity of water delivered.

All Drinking Water Projects must have Division Plan Approval prior to construction and Division issuance of an Operating Permit before facilities can be placed into service. Please see our website for general information on the Plan Review process, documentation required, and contact Brent Arns from the Division's Permitting Section regarding the permitting process.

- e. Operating Permit: **Respondent shall complete all of the Director's requirements to obtain an After-the-Fact Operating Permit on or before 365 days from the date of issuance.** The Division will assess 50 deficiency points for using unapproved facilities and 200 deficiency points for using an unapproved water source if this water system is

in operation and does not obtain an Operating Permit for the entire water system on or before **365 days** from the date of issuance.

5. Capacity Development Evaluation

- a. Drinking Water Rule R309-800 requires an assessment of a new community water system's technical, managerial, and financial capabilities.
- b. **Respondent shall comply with R309-800 by documenting the System's capabilities using one of the methods described on the Division's website.**
  - i. Existing water systems should submit completed copies of the Capacity Assessment Evaluation forms, located on the Division's website at: **<https://documents.deq.utah.gov/drinking-water/forms/DDW-2018-003083.pdf>** or;
  - ii. New or proposed water systems should submit a business plan as described in UAC R309-800-5(4), for Division review and approval.

Receiving approval of the capacity assessment worksheets or the business plan is a prerequisite for issuing an Operating Permit for this water system. Please contact Michael Grange at (801) 536-0069 (**[mgrange@utah.gov](mailto:mgrange@utah.gov)**) for assistance related to Capacity Development/Assessment.

6. Cross Connection Control Program

Respondent shall develop a cross connection control program for the System to prevent any cross contamination. There are five elements to a cross connection control program: local authority statement, annual public education or awareness, operator training, written records and an on-going enforcement plan. If you have any questions about the cross connection control program please contact Gary Rager at (801) 536-4498 (**[grager@utah.gov](mailto:grager@utah.gov)**).

- a. Respondent shall complete the local authority statement on or before **90 days** from the date of issuance.
- b. Respondent shall complete the annual public education or awareness, operator training, written records and on-going enforcement plan on or before **180 days** from the date of issuance.

7. Source Protection Program

A Preliminary Evaluation Report (PER) is required for all sources connected to the System. Guidance for preparing the PER can be found online at <https://deq.utah.gov/drinking-water/preparing-source-protection-plans>. Please call (801)536-4200 and ask to speak to source protection staff if you have questions about this requirement. **Respondent shall submit the PER on or before 180 days from the date of issuance.**



8. Operator Certification

A community drinking water system that serves a population of 500 or less requires a Direct Responsible Charge Operator (DRC) to be certified at the Small System Distribution level to operate the system. In addition, a system that serves a population of 1500 or less and also treats any source water to alter the water's physical or chemical characteristics to produce drinking water is required to employ a DRC Operator certified at a Treatment Grade 1 level.

The System must obtain the appropriate grade level of certification(s) on or before **365 days** from the date of issuance. For any questions regarding the operator certification rules, contact Dawnie Jacobo at (385) 272-5038 or **DDWOpCert@utah.gov**.

9. Consumer Confidence Reports

**Respondent shall prepare a consumer confidence report for the System and notify all System consumers of its availability and make it available upon request by July 1, 2022.** This report must include administrative information on the System, information on the source of water delivered, the level of detected contaminants during **2021**, information regarding System violations and deficiencies, and other specific language as provided more fully in UAC R309-225-5. For any questions regarding the consumer confidence reports, contact Brandi Smith at (385) 515-1650 (**brandismith@utah.gov**).

10. Monitoring and Reporting Requirements

a. Total Coliform Monitoring

**Respondent shall take at least one routine coliform bacteriological sample** from the distribution system and submit it to a certified laboratory for each calendar month that the water system is used. It is the responsibility of Respondent to send a copy of the results to our office by the 10<sup>th</sup> of the following month. In the event of a coliform positive result, Respondent shall take three repeat samples and a triggered source *Escherichia coli* sample for each ground water source in service at the time of the original positive sample. For any questions regarding the Total Coliform Rule or Groundwater Rule, contact Sitara Federico at (385) 515-1459 (**sfederico@utah.gov**).

b. Total Coliform Sample Site Plan

**Respondent shall develop a written sample site plan** that identifies sampling sites and a sample collection schedules that are representative of water throughout the distribution system. **Respondent shall collect the total coliform samples according to the written sample site plan.** Included with this Order is a blank copy of the template Total Coliform Sample Site Plan. For any questions regarding the bacteriologic sample site plan, contact Sitara Federico at (385) 515-1459 (**sfederico@utah.gov**).

c. Lead and Copper Monitoring

Ten (10) lead and copper first-draw tap samples are required from the distribution system every six months. The first round of samples must be collected July 1 to December 31, 2022. After two consecutive six-month sample periods the monitoring frequency may be reduced to annual or once every three years. **Respondent shall send the results of the analyses to the Division.** In addition, the sample results must be shared with residents within 30 days from when the sample results are received from the laboratory. Please refer to this letter for the most accurate information, or contact Luke Treutel at (385) 258-6084 ([ltreutel@utah.gov](mailto:ltreutel@utah.gov)).

d. Chemical Monitoring

**Respondent shall monitor each source for six classes of chemicals:** Inorganics and Metals, Nitrate, Nitrite, Volatile Organic Chemicals, Radionuclides, and Pesticides. The sampling frequency for each class is different, and will be specified in the enclosed monitoring schedule. Please contact Emily Frary at (385) 515-5217 ([emilyfrary@utah.gov](mailto:emilyfrary@utah.gov)) with questions.

e. Monitoring Schedule

A current monitoring schedule for the System has been enclosed. **Respondent shall become current with System total coliform monitoring and submit a sample site plan to the Division by June 30, 2022, a lead and copper monitoring requirements by December 31, 2022, and chemical monitoring by December 31, 2022.**

### GENERAL PROVISIONS

1. Upon satisfactory compliance with the requirements in the Order section, the Director may issue a subsequent administrative order changing the status of the System to “Approved” in accordance with UAC R309-100-7 and R309-400. Pursuant to such subsequent order, the Director may also take other appropriate actions or impose appropriate conditions, based on the facts presented.
2. This Order does not in any way relieve the Supplier from any other obligation imposed under the Act or any other state, federal, or local law, rule, or regulation.
3. Nothing contained in this Order shall preclude the Director from taking actions to include additional penalties against the Supplier for future violations of State or Federal law.
4. The Date of Issuance shall be the date that this Order is signed by the Director.
5. The dates set forth in the Order section may be extended in writing by the Director, in the Director’s sole discretion, based on the Supplier’s showing of good cause. Good cause for an extension generally means events outside of the reasonable control of the Supplier, such as force majeure, inclement weather, contractor or supplier delays, and similar circumstances. However, the Director expects the Supplier to employ reasonable means to limit foreseeable causes of delay. The timeliness of the Supplier’s request for an extension shall constitute an important factor in the Director’s evaluation.

**COMPLIANCE AND PENALTY NOTICE**


All violations of the Utah Safe Drinking Water Act, the Drinking Water Rules, and this Order will be strictly enforced during the time that this Order remains in effect. The Utah Safe Drinking Water Act, Utah Code § 19-4-109, provides that any person who violates a rule or order made or issued pursuant to the Act may be subject to an administrative penalty of up to \$1,000 per day of violation or, in a civil proceeding, to a civil penalty of up to \$5,000 per day of violation. Under certain circumstances of willfulness or gross negligence, a Utah district court judge may impose an additional penalty up to \$5,000 per day of violation. Under the act, each day may be considered a separate violation. A violator may also be subject to injunctive relief pursuant to Utah Code § 19-4-107(2).

**CONTEST AND APPEAL RIGHTS**

1. This Order is **effective immediately and shall become final unless contested in writing within thirty (30) days** of the date of its issuance. This Order may be contested by filing a written Request for Agency Action in accordance with UAC R305-7. Filing a request for a hearing or a general statement of disagreement is not sufficient under Utah Code § 63G-4-201(3)(a) to preserve your right to contest this Order. A request for Agency Action must include the information specified in UAC R305-7. Contest proceedings are also governed by Utah Code Section 19-1-301. Failure to file a Request for Agency Action within the period provided waives any right of administrative contest, reconsideration, review or judicial appeal. An extension is only available under UAC R305-7.
  
2. To contest this Order, the Supplier must respond in writing and must comply with the applicable procedural requirements found at UAC R305-7 and with the applicable requirements of the Utah Administrative Procedures Act, including Utah Code § 63G-4-201(3)(a) and (b). The Supplier’s written Request for Agency Action must be filed and served in accordance with UAC R305-7-104(5) within 30 days of the date of issuance of this Order. For U.S. Mail delivery under UAC R305-7, the Director’s address is Director, Division of Drinking Water, P.O. Box 144830, Salt Lake City, UT 84114-4830.

**IT IS SO ORDERED.**

DIVISION OF DRINKING WATER

By:   
Tim Davis  
Director

Date: May 18, 2022

## Enforcement Order Schedule UTAH29131

**System Name:** The Ruby  
**System Number:** UTAH29131  
**Administrative Contact:** Louis W. Meyer  
**Email:** *louiswademeyer@msn.com*  
**Phone Number:** 801-648-0708

### Corrective Action Requirements and Due Dates

#### Distribution System, DS001

Item #1	Code	Facility	Deficiency	Rule Citation
	M020	DS001	Cross Connection Exists in Water System	R309-105-12(1)
<b>Corrective Action</b>				<b>Completion Due Date</b>
	Submit documentation showing the system has adequate cross connection protection.			Within 365 days of Date of this order becoming final.

Item #2	Code	Facility	Deficiency	Rule Citation
	PS18	DS001	In-Line Booster Pump Station Lacks Redundancy to Meet Peak Demand with One Pump Out Of Service	R309-540-5(4)(b)
<b>Corrective Action</b>				<b>Completion Due Date</b>
	Submit documentation showing the system's pump station has adequate redundancy.			Within 365 days of Date of this order becoming final.

#### The Ruby Storage Tank, ST001

Item #3	Code	Facility	Deficiency	Rule Citation
	V010	ST001	Storage Tank Lid Not Shoebox Style	R309-545-14(2)
<b>Corrective Action</b>				<b>Completion Due Date</b>
	Submit documentation showing the system's tank has an adequate shoebox style lid.			Within 365 days of Date of this order becoming final.

Item #4	Code	Facility	Deficiency	Rule Citation
	V029	ST001	Storage Tank Access Opening Lacks a Lock	R309-545-14(3)
<b>Corrective Action</b>				<b>Completion Due Date</b>
	Submit documentation showing the system's tank access opening has an adequate lock.			Within 365 days of Date of this order becoming final.

Item #5	Code	Facility	Deficiency	Rule Citation
	V022	ST001	Storage Tank Roof or Sidewalls Show Signs of Severe Deterioration	R309-545-6(1) and 545-9(1)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's tank has adequate protection for deterioration.	Within 365 days of Date of this order becoming final.

Item #6	Code	Facility	Deficiency	Rule Citation
	V007	ST001	Storage Tank Vent Lacks No. 14 Screen	R309-545-15(4)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's storage tank vent has a number 14 screen.	Within 60 days of Date of this order becoming final.

Item #7	Code	Facility	Deficiency	Rule Citation
	V012	ST001	End of Storage Tank Overflow Pipe Lacks No. 4 Screen	R309-545-13(3)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's storage tank overflow has a number 4 screen.	Within 60 days of Date of this order becoming final.

Item #8	Code	Facility	Deficiency	Rule Citation
	V009	ST001	Storage Tank Lid Lacks a Functioning Gasket Between the Lid and Frame	R309-545-14(2)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's storage tank has an adequate gasket.	Within 60 days of Date of this order becoming final.

**The Ruby UV Treatment, TP001**

Item #9	Code	Facility	Deficiency	Rule Citation
	G001	TP001	Unapproved Facility in Service	R309-100-5(2), R309-500-6, R309-500-9, R309-500-9(2) and (3)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's treatment plant has an operating permit.	Within 365 days of Date of this order becoming final.

**The Ruby Spring, WS001**

Item #10	Code	Facility	Deficiency	Rule Citation
	SS06	WS001	Ponding Within Spring Collection Area	R309-515-7(7)(i)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's spring has adequate protection from ponding in the collection area.	Within 365 days of Date of this order becoming final.

Item #11	Code	Facility	Deficiency	Rule Citation
	SS07	WS001	Deep Rooted Vegetation in Spring Collection Area	R309-515-7(7)(f)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's spring has removed deep-rooted vegetation in the collection area.	Within 180 days of Date of this order becoming final.

Item #12	Code	Facility	Deficiency	Rule Citation
	SS09	WS001	Spring Box Lid Not Shoebox Style	R309-515-7(7)(d), R309-545-14 (2)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's spring has an adequate shoebox style lid.	Within 365 days of Date of this order becoming final.


Item #12	Code	Facility	Deficiency	Rule Citation
	SS13	WS001	Spring Box Lid Is Not Locked	R309-515-7(7)(d), R309-545-14 (3)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's spring box lid has an adequate lock.	Within 365 days of Date of this order becoming final.

Item #13	Code	Facility	Deficiency	Rule Citation
	SS10	WS001	Spring Box Lid Lacks A Gasket	R309-515-7(7)(d), R309-545-14 (2)
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit documentation showing the system's spring box lid has an adequate gasket.	Within 60 days of Date of this order becoming final.

Item #14	Code	Facility	Deficiency	Rule Citation
	SP06	WS001	New Water Source Lacks Approved PER	R309-600-13
			<b>Corrective Action</b>	<b>Completion Due Date</b>
			Submit Preliminary Evaluation Report (PER).	Within 180 days of Date of this order becoming final.

**IT IS SO ORDERED.**

DIVISION OF DRINKING WATER

By:  \_\_\_\_\_  
Tim Davis  
Director

DATE: May 18, 2022 \_\_\_\_\_