
State Water Resources Control Board
Division of Drinking Water

November 14, 2019

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Project: Panoche RV Park
State Clearing House No.: 2019109057
Senate Bill 1263 Preliminary Technical Report and Public Water System Requirements

The State Water Resources Control Board, Division of Drinking Water (State Board) received a copy of the Initial Study and Mitigated negative Declaration for the proposed Panoche RV Park located at 29960 Panoche Road, Paicines, CA 95043. The proposed project is an RV Park with 21 RV stalls. A ground water well will provide water to all stalls. The proposed project meets the definition of a public water system. Section 116525 of the California Health and Safety Code requires that Panoche RV Park must receive a permit to operate a public water system before proceeding with the operation of the system. The project applicant should contact the State Board Monterey District Office at 831-655-6939 to discuss the process for applying for a water system permit and other regulatory requirements for public water systems.

Senate Bill 1263 (SB 1263) requires that before a person submits an application for a permit for a proposed new public water system, the person shall first prepare a Preliminary Technical Report which includes a full analysis of each of the required elements in Section 116527 of the California Health and Safety Code. The Preliminary Technical Report must be submitted to the State Water Resources Control Board Division of Drinking Water (State Board) at least six months before initiating construction of any water-related improvement. Guidance on the required information and preparation of the Preliminary Technical Report and a *Frequently Asked Questions* document on SB1263 can be found on the State Board website at:

https://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/Permits.html

Operating a public water system without a water system permit is a violation of California Health and Safety Code Section 116525(a). This violation is subject to administrative penalties of up to one thousand dollars (\$1,000) per day in addition to civil and criminal penalties, including the following:

- California Health and Safety Code, Section 116725(d). *“Any person who operates a public water system without a permit issued by the department pursuant to this chapter may be liable, as determined by the court, for a civil penalty not to exceed twenty-five thousand dollars (\$25,000) for each separate violation or, for continuing violations, for each day that violation continues.”*

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

- California Health and Safety Code, Section 116730(a). *"Any person who knowingly does any of the following acts may, upon conviction, be punished by a fine of not more than twenty-five thousand dollars (\$25,000) for each day of violation, by imprisonment in a county jail not to exceed one year, or by both that fine and imprisonment: (1) Makes any false statement or representation in any application, record, report, or other document submitted, maintained, or used for the purposes of compliance with this chapter... (6) Operates a public water system without a permit issued by the department pursuant to this chapter."*

A compilation of the state statutes and regulations related to drinking water may be found online at:

https://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/Lawbook.html.

If you have any questions regarding this letter, please feel free to contact me at (831) 655-6934.

Sincerely,



Jan R. Sweigert, P.E.
District Engineer, Monterey District Office
Northern California Field Operations Branch
Division of Drinking Water

Cc: San Benito County Environmental Health