



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director



March 1, 2013

Mr. Gary L. Dursch
City of Oakwood
210 Shafor Blvd
Dayton, OH 45419

**RE: MONTGOMERY COUNTY
CITY OF OAKWOOD
COMMUNITY PWS
PWS ID: OH5701915
VIOLATION ID: 411**

RE: Rescinding Violation – TCR

Dear Public Water System Operator:

Your public water system was issued a notice of violation of Rule 3745-81-21 of the Ohio Administrative Code (OAC) on January 8, 2013, for the monitoring period of November 2012. The missing sample was collected on November 20, 2012, but the result was not properly reported until January 15, 2013.

The violation has been rescinded and the public notice sent with the notice of violation referenced above does not need to be issued.

OAC 3745-81-31 (public water system reporting requirements) and 3745-89-08 (laboratory reporting requirements [enclosed]) require results to be reported by the tenth day following the month the sample was collected. The samples were not reported in accordance with the above rules and this is considered a reporting violation.

Please ensure future sample results are submitted as required. If you have any questions, please contact me at 937-285-6117.

Sincerely,

John McDaniel
Environmental Specialist
Public Drinking Water Unit

JM/kb

ec: Montgomery County Health Department

cc: Belmont Laboratories, w/Enclosure

Reporting of analytical results.

Reporting of analytical data for determining compliance with Chapters 3745-81, 3745-82, and 3745-9 and rule 3745-91-06 of the Administrative Code shall be completed by a laboratory certified by the director to perform drinking water testing, or by a facility acceptable to the director, as follows:

- (A) Results shall be reported to the director and to the public water systems by the tenth day following the month in which the chemical analyses are completed and by the tenth day following the month in which a sample is collected for microbiological analysis. All reports required under this rule shall be submitted electronically via a method acceptable to the director.
- (B) All positive and all repeat sample results required by rules 3745-81-14 and 3745-81-21 of the Administrative Code, and all microbial monitoring results required by rule 3745-81-42 of the Administrative Code shall be reported to the director electronically via a method acceptable to the director and to the public water systems either by fax, electronically via a method acceptable to the director, or by overnight mail delivery by no later than the end of the next business day after the result was obtained.
- (C) All results that exceed any maximum contaminant level specified in rule 3745-81-11, 3745-81-12, or 3745-81-15 of the Administrative Code, and all resample results to confirm MCL exceedances, shall be reported to the director electronically via a method acceptable to the director and to the public water systems by fax, electronically via a method acceptable to the director, or by overnight mail delivery by no later than the end of the next business day after the result was obtained.
- (D) Reports required under this rule shall be submitted on forms or in a form acceptable to the director and shall be complete and correct. Each report shall include at least the analytical data, the name and certification number of the laboratory performing and/or reporting the analysis, the analytical method type, the dates that the sample was collected and received as well as the date the analysis was completed, the sample identification number as separately assigned by the laboratory for each sample, the certification number(s) of the laboratory analyst(s) who performed the analyses, the sample collector's identification information, and complete sample and public water system identification information including sample location description, sample monitoring point, and sample type. Additional information may be required based on contaminant.
- (E) The director may establish reporting limits for any approved analytical method for contaminants listed in Chapter 3745-81 of the Administrative Code. Laboratories shall report analytical results in accordance with the reporting

limits established in appendix B to rule 3745-89-03 of the Administrative Code.

- (F) Failure by a laboratory to file appropriate, complete, correct, and timely reports of analytical results required by this rule may be considered by the director as failure to meet an acceptable level of performance and as failure to successfully meet the requirements for renewal of its laboratory certification(s).
- (G) Analytical results required by rules 3745-81-73 to 3745-81-75, and 3745-83-01 and Chapter 3745-82 of the Administrative Code, except for paragraph (G)(1) of rule 3745-81-75 of the Administrative Code, shall be reported to the director only when requested by the director.
- (H) A laboratory or a facility that subcontracts, as defined in rule 3745-89-01 of the Administrative Code, is responsible for meeting the reporting requirements in this rule. A laboratory or facility may arrange with a subcontracted laboratory to perform this reporting, however, the laboratory retains the ultimate responsibility for these reporting requirements.

Effective: 10/31/2010

R.C. 119.032 review dates: 08/16/2010 and 10/31/2015

Promulgated Under: 119.03

Statutory Authority: 6109.04

Rule Amplifies: 6109.04

Prior Effective Dates: 10/01/95, 04/01/99, 06/28/03, 06/18/09, 09/14/09