

Exhibit No. _____ (DMP-17)
Docket No. UW-060343
Witness: Derek M. Pell

**BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION**

**WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,**

Complainant,

v.

ILIAD WATER SERVICE, INC.,

Respondent.

DOCKET NO. UW-060343

**EXHIBIT TO
RESPONSE TESTIMONY OF**

DEREK M. PELL
Assistant Manager, NW Office of Drinking Water
Washington State Department of Health

**ON BEHALF OF STAFF OF
WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION**

*Letter dated September 5, 2003 from DOH to David Dorland
with attached Bilateral Compliance Agreement*

October 4, 2006



STATE OF WASHINGTON

DEPARTMENT OF HEALTH

20435 72nd Ave. S., Suite 200, K17-12 • Kent, Washington 98032 -2358

September 5, 2003

Alder Lake Community Water System
Dave Dorland Manager
PO Box 20429
Seattle WA 98102

Subject: Alder Lake Community Water System (ID# 26995H); Pierce County
Bilateral Compliance Agreement (BCA)
Disinfection Requirement due to Hydraulic Connection Determination

Dear Dave Dorland:

DOH would like to establish a formal schedule for installation of disinfection with the signing of a bilateral compliance agreement. It is our understanding that you are currently requesting allowance for a rate change or surcharge for approval by the Washington Utilities Trade Commission. To assist in maintaining an agreed upon schedule, I have prepared the enclosed agreement (two copies) for your review and comment. If you are in agreement with the document in its current form please sign one copy and return it to my office. The other copy is for your records. If changes are necessary then please submit your comments to this office.

I appreciate your effort to finalize an agreement for compliance with the disinfection requirement. We look forward to working with Alder Lake Community to ensure that your customers receive safe and reliable drinking water. We appreciate a response within fourteen (14) days.

For technical assistance please contact John Ryding at (253) 395-6757. For questions regarding compliance with this agreement please contact myself at (253) 395-6772.

Sincerely,

Ingrid M. Salmon
Regional Compliance Manager
NW Drinking Water Operations

Enclosures

cc with enclosure: Tacoma-Pierce County Health Department
John Ryding, DOH Regional Engineer
Jim Ward, WUTC

**BILATERAL COMPLIANCE AGREEMENT
ALDER LAKE COMMUNITY WATER SYSTEM AND
WASHINGTON STATE DEPARTMENT OF HEALTH**

The following compliance agreement is hereby established between the Washington State Department of Health (hereafter, Department) and the purveyor of the Alder Lake Community Water System, ID #26995H, a Group A-community water system in Pierce County (hereafter, Alder Lake).

The purpose of this compliance agreement is to formalize a schedule to support compliance with Chapter 246-290 WAC.

Background Information

It was determined that the two groundwater sources S01 and S02 that serve the Alder Lake Community water system are in 'hydraulic connection' with Alder Lake (DOH letter dated December 19, 2000). As such, the wells must be disinfected to achieve a minimum CT of 6 in accordance with WAC 246-290-451. While the proposed disinfection system for Alder Lake has been approved by DOH on January 31, 2002 the system has not been installed as the purveyor has been arranging financing for the upgrade.

The Alder Lake Community water system agrees to:

1. Install facilities. By January 31, 2004, install facilities in accordance with approved construction documents and submit a construction completion report for the new facilities as per WAC 246-290-120.

The Department agrees to:

1. Defer enforcement. DOH shall not initiate any enforcement actions for violation of WAC 246-290-451 as long as the conditions of this agreement are being met. DOH also agrees to intercede on the behalf of the purveyor with the U.S. Environmental Protection Agency (EPA) for violations covered by this agreement as long as its conditions are being met.
2. Renegotiate agreement. DOH will renegotiate the level of activity or schedules in this agreement if requested by Alder Lake. Any schedules required by this agreement will be automatically incorporated into it.

All documents or reports required by this agreement, questions about compliance and requests to modify this agreement shall be directed to Ingrid Salmon, Regional Compliance Manager at DOH - Northwest Drinking Water Operations, 20435-72nd Ave S., Suite 200, Kent, Washington 98032.

WASHINGTON STATE DEPARTMENT OF HEALTH

WATER SYSTEM REPRESENTATIVE

(Signature)

(Signature)

Regional Compliance Manager

(Title)

(Title)

(Date)

(Phone)

(Date)

(Phone)