



Matt Blunt, Governor • Doyle Childers, Director

# DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

June 28, 2005

NOTICE OF VIOLATION #11210SW

Mr. Reggie Golden  
Folsom Ridge, L.L.C.  
P.O. Box 54  
Longmont, CO 80501

**FILED<sup>2</sup>**

APR 02 2007

Missouri Public  
Service Commission

RECEIVED  
2005 JUL -5 PM 4:07  
WATER PROTECTION PROGRAM

Dear Mr. Golden:

On May 13, 2005, during a construction inspection, Mr. Clinton J. Finn, P.E., of the Missouri Department of Natural Resources Southwest Regional Office (the department), observed an area adjacent to Big Island Subdivision that was being cleared for development. It was observed that waterlines from the Big Island Subdivision Waterline Relocation of Phase I and New Phase III project (review number 53303-04) appear to have been extended to this area under development.

In an effort to determine if this extension of waterlines was included in the approval of the above mentioned project, a construction inspection was conducted by Mr. Breck Summerford, P.E. and Mr. John MacEachen, both of the department's Public Drinking Water Branch, Ms. Elena Seon, of the department's Water Pollution Branch, and Mr. Clinton J. Finn, P.E., of this office.

During this construction inspection, it was determined that waterlines have been extended to this area adjacent to Big Island Subdivision and that this extension was not included in the approval for the Waterline Relocation of Phase I and New Phase III project. Therefore, this extension constitutes construction, installation, or modification of a community public water supply without written authorization, and is a violation of the federal and state Safe Drinking Water Law and Regulations as listed below:

Folsom Ridge, L.L.C. failed to obtain written authorization from the department prior to construction, alteration, or extension of the drinking water system at Big Island Subdivision in Roach, Camden County, Missouri.

These violations are also formally listed in the enclosed Notice of Violation NOV 11210SW.

## SCHEDULE OF COMPLIANCE

1. Cease construction immediately on waterlines that you do not have written approval for.



*Pugh* Exhibit No. *69*  
Case No(s) *WC-2006-0089, 0090, 0091, 0092, 0093, 0094, 0095, 0096, 0097, 0098, 0099, 0100, 0101, 0102, 0103, 0104, 0105, 0106, 0107, 0108, 0109, 0110, 0111, 0112, 0113, 0114, 0115, 0116, 0117, 0118, 0119, 0120, 0121, 0122, 0123, 0124, 0125, 0126, 0127, 0128, 0129, 0130, 0131, 0132, 0133, 0134, 0135, 0136, 0137, 0138, 0139, 0140, 0141, 0142, 0143, 0144, 0145, 0146, 0147, 0148, 0149, 0150, 0151, 0152, 0153, 0154, 0155, 0156, 0157, 0158, 0159, 0160, 0161, 0162, 0163, 0164, 0165, 0166, 0167, 0168, 0169, 0170, 0171, 0172, 0173, 0174, 0175, 0176, 0177, 0178, 0179, 0180, 0181, 0182, 0183, 0184, 0185, 0186, 0187, 0188, 0189, 0190, 0191, 0192, 0193, 0194, 0195, 0196, 0197, 0198, 0199, 0200, 0201, 0202, 0203, 0204, 0205, 0206, 0207, 0208, 0209, 0210, 0211, 0212, 0213, 0214, 0215, 0216, 0217, 0218, 0219, 0220, 0221, 0222, 0223, 0224, 0225, 0226, 0227, 0228, 0229, 0230, 0231, 0232, 0233, 0234, 0235, 0236, 0237, 0238, 0239, 0240, 0241, 0242, 0243, 0244, 0245, 0246, 0247, 0248, 0249, 0250, 0251, 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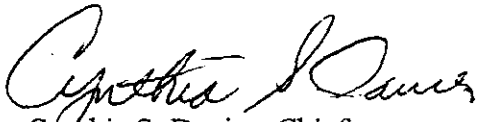
Mr. Reggie Golden  
Folsom Ridge, L.L.C.  
June 28, 2005  
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2. Within 30 calendar days, Folsom Ridge, L.L.C. shall submit to the Department of Natural Resources Southwest Regional Office, 2040 W. Woodland, Springfield, Missouri 65807, 417-891-4300, a written explanation of the failure to obtain written authorization (construction permit) from the department prior to improvements to the drinking water systems.
3. Within 30 calendar days, Folsom Ridge, L.L.C. shall submit to the Department of Natural Resources Public Drinking Water Branch, P.O. Box 176, Jefferson City, Missouri 65102, 573-751-5331, two copies of the engineering report, calculations, plans, and specifications prepared by a professional engineer registered in Missouri, for all public water supply improvements to be constructed along with a completed application for construction approval (enclosed). The engineering documents must include and clearly identify the portions of the system that have already been constructed. The proposed improvements as well as the portions constructed without a permit must comply with the department's *Design Guides for Community Water Systems*.

Please be aware that all future construction, alteration, or extension of the drinking water and wastewater system must be approved and authorized in writing before work can begin. Please contact Mr. Clinton J. Finn, P.E. of this office by calling 417-891-4300 or via mail at the Southwest Regional Office, 2040 W. Woodland, Springfield, Missouri 65807-5912 if you have any questions.

Sincerely,

SOUTHWEST REGIONAL OFFICE

  
Cynthia S. Davies, Chief  
Water Section

CSD/cfb

Enclosures

c: Krehbiel Engineering  
Public Drinking Water Branch  
Water Pollution Control Branch

CAMDEN/PDW  
BIG ISLAND SUBDIVISION  
MO-3031265

029.pdwp.BigIslandSubdivison.mo3031265.WaterlineReplacement.2005.06.28.fy05.enrf.5330304.cjf.doc



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
**NOTICE OF VIOLATION**

VIOLATION NUMBER

11210SW

DATE AND TIME ISSUED

June 28, 2005

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)

Big Island Subd.

Folsom Ridge, L.L.C., P.O. Box 54, Longmont, CO 80501, (303) 702-0708

MO-3031265

SE1/4, SW1/4, Sec. 31, T39N, R17W; SE1/4, SE1/4, Sec. 1, T38N, R18W; W1/2, Sec. 6, T38N, R17W Camden County

MAILING ADDRESS

Folsom Ridge, L.L.C., P.O. Box 54

CITY

Longmont

STATE

CO

ZIP CODE

80501

NAME OF OWNER OR MANAGER

Mr. Reggie Golden, Folsom Ridge, L.L.C.

TITLE OF OWNER OR MANAGER

Owner

LAW, REGULATION OR PERMIT VIOLATED

Missouri Safe Drinking Water Law Section 640.115.2 RSMo  
Missouri Safe Drinking Water Regulation 10 CSR 60-3.010(1)(A)

NATURE OF VIOLATION

DATE(S):

TIME(S):

Caused or permitted construction, installation or modification of community public water supply without written authorization.

SIGNATURE (PERSON RECEIVING NOTICE)

Sent Via US Mail

SIGNATURE (PERSON ISSUING NOTICE)

Mr. Clinton Finn

TITLE OR POSITION

TITLE OR POSITION

Environmental Engineer/SWRO