



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

WATER RESOURCE MANAGEMENT

DIVISION OF WATER ENFORCEMENT

SOUTHERN REGION

2 Riverside Drive, Suite 201

Camden, New Jersey 08103

Tel. (856) 614-3655 • Fax (856) 614-3608

www.nj.gov/dep

PHILIP D. MURPHY

Governor

SHAWN M. LATOURETTE

Commissioner

TAHESHA L. WAY

Lt. Governor

CERTIFIED MAIL/RRR
7022 2410 0003 3283 0397

August 22, 2024

Sean Semple, Director
Trenton Water Works
333 Cortland Street
Trenton, NJ 08638

RE: NOTICE OF VIOLATION
TRENTON WATER WORKS
PROGRAM INTEREST ID # 1111001
PROGRAM: WATER SUPPLY
Compliance Activity # SCI240001
Trenton City, Mercer County

Dear Mr. Semple:

Enclosed for service upon you is a Notice of Violation (Notice) issued by the New Jersey Department of Environmental Protection (Department), Division of Water Enforcement pursuant to the provisions of the Safe Drinking Water Act (N.J.S.A. 58:12A-1 et seq.) and Safe Drinking Water Act regulations (N.J.A.C. 7:10-1 et seq.).

The violations identified in the Notice have placed your facility in violation of the New Jersey Safe Drinking Water Act and the promulgated Safe Drinking Water Act regulations. As outlined in the corrective actions of the Notice, Trenton Water Works must complete and distribute a Tier 2 public notification regarding these violations and submit a copy of the completed Tier 2 public notification and a certification form to the Department.

You are advised that the New Jersey Safe Drinking Water Act (N.J.S.A. 58:12A-1 et seq.) provides for substantial penalties in cases of violations. Therefore, your prompt attention to this matter is anticipated.

If you have any questions concerning the enclosed Notice, contact me through the above address, at christopher.meyler@dep.nj.gov, or by telephone at (609) 414-0316.

Very truly yours,



Christopher Meyler
Environmental Specialist II

Attachment

c: Taya Brown-Humphrey, Trenton Water Works T-4 Licensed Operator
Edmund S. Johnson, Trenton Water Works W-4 Licensed Operator
Christopher Meyler, Division of Water Enforcement, Southern Region
Larry Cyr, NJDEP Division of Water Enforcement, Southern Region
Salvatore Caccavale, NJDEP Division of Water Enforcement, Southern Region
Bryan Barrett, NJDEP Division of Water Enforcement, Southern Region Bureau Chief
Daniel D'Auge, NJDEP Water Enforcement Regulatory Officer
Matthew Wilson, NJDEP Bureau of Safe Drinking Water
Linda Ofori, Director of Division of Water Enforcement
Ryan Knapick, NJDEP Regulatory Officer



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NOTICE OF VIOLATION

EA ID# PEA240012 – PI ID# 1111001

Name of violator: Trenton Water Works
Location: Rt 29, Trenton City, New Jersey 08604
Identifying PI ID#: 1111001

You are hereby NOTIFIED that as a result of an evaluation and investigation, conducted by the Bureau of Safe Drinking Water, of the Trenton Water Works (TWW) water distribution system regulatory monitoring requirements, the following violations of the Safe Drinking Water Act (N.J.S.A. 58:12A-1 et seq.) and Safe Drinking Water Act regulations (N.J.A.C. 7:10-1 et seq.) were identified.

Requirement: Pursuant to 40 CFR 141.132(c)(1), public water systems that use chlorine or chloramines must measure the disinfectant residual level in the distribution system at the same time and place as total coliforms are sampled as specified in 40 CFR 141.854 through 141.858 and submit a compliance sampling report to the Department within ten days after the end of each quarter in which samples were collected in accordance with 40 CFR 141.134(a).

Description of Noncompliance: Based on information and belief, TWW failed to collect at least 90% of the required samples as specified in 40 CFR 141.132(c)(1) during the following monitoring periods, each constituting its own violation.

<i>Monitoring Period</i>	<i>Sample Point ID</i>
11/1/2022 – 11/30/2022	DISTRIBUTION SYSTEM

12/1/2022 – 12/31/2022	DISTRIBUTION SYSTEM
1/1/2023 – 1/31/2023	DISTRIBUTION SYSTEM
2/1/2023 – 2/28/2023	DISTRIBUTION SYSTEM
3/1/2023 – 3/31/2023	DISTRIBUTION SYSTEM
4/1/2023 – 4/30/2023	DISTRIBUTION SYSTEM
5/1/2023 – 5/31/2023	DISTRIBUTION SYSTEM
6/1/2023 – 6/30/2023	DISTRIBUTION SYSTEM
7/1/2023 – 7/31/2023	DISTRIBUTION SYSTEM
8/1/2023 – 8/31/2023	DISTRIBUTION SYSTEM
9/1/2023 – 9/30/2023	DISTRIBUTION SYSTEM
10/1/2023 – 10/31/2023	DISTRIBUTION SYSTEM
11/1/2023 – 11/30/2023	DISTRIBUTION SYSTEM

Requirement: Pursuant to 40 CFR 141.621(a), public community and non-transient non-community water systems which add a chemical disinfectant to the water or delivers drinking water that has been treated with a chemical disinfectant must monitor for disinfection byproducts (both Total Trihalomethanes and Haloacetic Acids) in accordance with 40 CFR 141.621(a) and submit a compliance sampling report to the Department within the first ten days of the month following the month in which any test, measurement, or analysis is made, or the first ten days following the end of the required monitoring period, whichever of these is shortest in accordance with N.J.A.C. 7:10-5.4(a), 40 CFR 141.132(b), and 40 CFR 141.621(a).

Description of Noncompliance: Based on information and belief, TWW failed to monitor for disinfection byproducts (both Total Trihalomethanes and Haloacetic Acids) during the following monitoring periods, each constituting its own violation.

<i>Monitoring Period</i>	<i>Sample Point ID</i>
10/1/2022 – 12/31/2022	DISTRIBUTION SYSTEM
1/1/2023 – 3/31/2023	DISTRIBUTION SYSTEM
4/1/2023 – 6/30/2023	DISTRIBUTION SYSTEM
7/1/2023 – 9/30/2023	DISTRIBUTION SYSTEM
10/1/2023 – 12/31/2023	DISTRIBUTION SYSTEM

Requirement: Pursuant to 40 CFR 141.74(c)(3), public water systems that use chlorine or chloramines must measure the disinfectant residual level in the distribution system at the same time and place as total coliforms are sampled as specified in 40 CFR 141.854 through 141.858 and submit a compliance sampling report to the Department within ten days after the end of each month that the system serves water to the public in accordance with 40 CFR 141.75(b)(2).

Description of Noncompliance: Based on information and belief, TWW failed to collect the required samples as specified in 40 CFR 141.74(c)(3) during the following monitoring periods, each constituting its own violation.

<i>Monitoring Period</i>	<i>Sample Point ID</i>
11/1/2022 – 11/30/2022	DISTRIBUTION SYSTEM
12/1/2022 – 12/31/2022	DISTRIBUTION SYSTEM
1/1/2023 – 1/31/2023	DISTRIBUTION SYSTEM
2/1/2023 – 2/28/2023	DISTRIBUTION SYSTEM
3/1/2023 – 3/31/2023	DISTRIBUTION SYSTEM
4/1/2023 – 4/30/2023	DISTRIBUTION SYSTEM
5/1/2023 – 5/31/2023	DISTRIBUTION SYSTEM
6/1/2023 – 6/30/2023	DISTRIBUTION SYSTEM
7/1/2023 – 7/31/2023	DISTRIBUTION SYSTEM
8/1/2023 – 8/31/2023	DISTRIBUTION SYSTEM
9/1/2023 – 9/30/2023	DISTRIBUTION SYSTEM
10/1/2023 – 10/31/2023	DISTRIBUTION SYSTEM
11/1/2023 – 11/30/2023	DISTRIBUTION SYSTEM

Requirement: Pursuant to 40 CFR 141.860(c)(1), public water systems must monitor for total coliforms at a frequency specified in 40 CFR 141.853 et seq.

Description of Noncompliance: Based on information and belief, TWW failed to monitor for total coliforms at the frequency specified in 40 CFR 141.853 et seq. during the following monitoring periods, each constituting its own violation.

<i>Monitoring Period</i>	<i>Sample Point ID</i>
11/1/2022 – 11/30/2022	DISTRIBUTION SYSTEM
12/1/2022 – 12/31/2022	DISTRIBUTION SYSTEM
1/1/2023 – 1/31/2023	DISTRIBUTION SYSTEM
2/1/2023 – 2/28/2023	DISTRIBUTION SYSTEM
3/1/2023 – 3/31/2023	DISTRIBUTION SYSTEM
4/1/2023 – 4/30/2023	DISTRIBUTION SYSTEM
5/1/2023 – 5/31/2023	DISTRIBUTION SYSTEM
6/1/2023 – 6/30/2023	DISTRIBUTION SYSTEM
7/1/2023 – 7/31/2023	DISTRIBUTION SYSTEM
8/1/2023 – 8/31/2023	DISTRIBUTION SYSTEM
9/1/2023 – 9/30/2023	DISTRIBUTION SYSTEM

10/1/2023 – 10/31/2023	DISTRIBUTION SYSTEM
11/1/2023 – 11/30/2023	DISTRIBUTION SYSTEM

Requirement: Pursuant to 40 CFR 141.87, public community and non-transient, non-community water systems must monitor for water quality parameters at a frequency specified in 40 CFR 141.87 and submit a compliance sampling report to the Department within the first ten days of the month following the month in which any test, measurement, or analysis is made, or the first ten days following the end of the required monitoring period, whichever of these is shortest, in accordance with N.J.A.C. 7:10-5.4(a), 40 CFR 141.87, and 40 CFR 141.90.

Description of Noncompliance: Based on information and belief, TWW failed to monitor for water quality parameters during the following monitoring periods, each constituting its own violation.

<i>Monitoring Period</i>	<i>Sample Point ID</i>
1/1/2023 – 6/30/2023	DISTRIBUTION SYSTEM
7/1/2023 – 12/31/2023	DISTRIBUTION SYSTEM

Requirement: Pursuant to N.J.A.C. 7:10- 7.3(c), public community water systems must monitor for iron and manganese from the distribution system and submit a compliance sampling report to the Department within the first ten days of the month following the month in which any test, measurement, or analysis is made, or the first ten days following the end of the required monitoring period, whichever of these is shortest, in accordance with N.J.A.C. 7:10-5.4(a).

Description of Noncompliance: Based on information and belief, TWW failed to monitor for iron and/or manganese from the distribution system as specified in N.J.A.C 7:10-7.3(c) during the following monitoring period.

<i>Monitoring Period</i>	<i>Sample Point ID</i>
1/1/2023-12/31/2023	DISTRIBUTION SYSTEM

You must take the following corrective actions:

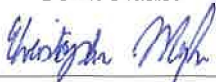
1. Comply with the Safe Drinking Water Act (N.J.S.A. 58:12A-1 et seq.) and the Safe Drinking Water Act regulations (N.J.A.C. 7:10-1 et seq.).

2. Submit to the Department a Remedial Action Plan describing the corrective measures you have taken and will take to achieve and maintain compliance within fourteen (14) calendar days of receiving this Notice.
3. Complete and distribute a Tier 2 public notification in accordance with 40 CFR 141.201 et seq. within thirty (30) days of receiving this Notice.
4. Submit to the Department a representative copy of the completed and distributed Tier 2 public notification within ten (10) days of completing the public notification requirement. In addition, submit to the Department a completed Public Notification Certification Form (DEP_10-F_00008.1, previously BSDW-53) in accordance with 40 CFR 141.31(d).

Submissions should be made to:

Patricia Ingelido, Director
New Jersey Department of Environmental Protection
Division of Water Supply and Geoscience
Mail Code: 401-04Q, P.O. Box 420
401 East State Street
Trenton, New Jersey 08625
E-Mail: patricia.ingelido@dep.nj.gov

This Notice of Violation serves as notice that the New Jersey Department of Environmental Protection, Division of Water Enforcement, has determined that the above violations have occurred. This Notice does not constitute final agency action and may not be appealed or contested. The issuance of this Notice or compliance therewith does not preclude the State of New Jersey or any of its agencies from initiating formal administrative and/or judicial enforcement action (including assessment of penalties), with respect to the violations listed above or for any other violations. You **may** appeal or contest such formal actions. Violations of the above regulations may be subject to penalties of up to \$25,000 per day/offense.

Issued by: Christopher Meyler Date: August 22, 2024
Print Name
Signature: 
Sign Name