



Douglas A. Ducey
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY



Misael Cabrera
Director

CERTIFIED MAIL

Return Receipt Requested

[Return Receipt Requested]

June 19, 2018

Club at Oasis Golf Course
Attention: Chris Johnson
5310 E Shea Blvd, Ste 2
Scottsdale, AZ 85254

Case ID #: 175377

Re: Notice of Violation issued to The Club at Oasis, LLC

Dear Mr. Chris Johnson:

This letter constitutes the monthly update on the status of Arizona Department of Environmental Quality ("ADEQ") action resulting from ADEQ's inspection of the above-referenced site on April 30th, 2018, as required by A.R.S. § 41-1009(J).

The attached Notice of Violation ("NOV") is an informal compliance assurance tool used by ADEQ to put a responsible party (such as a facility owner or operator) on notice that the Department believes a violation of an environmental requirement has occurred. It describes the facts known to ADEQ at the time of issuance and cites the requirement that ADEQ believes the party has violated.

Although ADEQ has the authority to issue appealable administrative orders compelling compliance, an NOV has no such force or effect. Rather, an NOV provides the responsible party an opportunity to do any of the following before ADEQ takes formal enforcement action: (1) meet with ADEQ and discuss the facts surrounding the violation, (2) demonstrate to ADEQ that no violation has occurred, or (3) document that the violation has been corrected.

ADEQ reserves the right to take a formal enforcement action, such as issuing an administrative order or filing a civil lawsuit, regardless of whether the Department has issued an NOV. Neither ADEQ's issuance of an NOV nor its failure to do so precludes the Department from pursuing these remedies. However, the timeliness of a complete response to this notice will be considered by ADEQ in determining if and how to pursue such remedies.

Sincerely,

Ethan Leiter, Manager
Groundwater Protection/Water Reuse Inspections & Compliance

Electronic CC: Gary Drummond, Brad Cole

Enclosure: ADEQ Notice of Violation Case ID 175377, ADEQ Inspection Report 300964



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Case ID #: 175377

June 19, 2018

The Club At Oasis, LLC
Attention: Chris Johnson
5310 E Shea Blvd
Ste 2
Scottsdale, AZ 85254

Subject: Club at Oasis Golf Course, Place ID 10014
5764 E Hunt Hwy / Queen Creek, AZ 85143

NOTICE OF VIOLATION

The Arizona Department of Environmental Quality (ADEQ) has reason to believe that The Club At Oasis, LLC as the owner/operator of Club at Oasis Golf Course has violated a requirement of the Arizona Revised Statutes (A.R.S.), a rule within the Arizona Administrative Code (A.A.C.), or an applicable permit/license, administrative order or civil judgment. ADEQ discovered the violations alleged below during an inspection completed on April 30, 2018.

I. LEGAL AUTHORITY and NATURE OF ALLEGED VIOLATION(S)

1. **A.A.C. R18-9-B702(F)(2)**

Failure to prevent reclaimed water from standing on open access areas during normal periods of use when irrigating with reclaimed water.

On April 30th, 2018 ADEQ conducted a complaint response inspection at the Club at Oasis Golf Course (Inspection #300964). The ADEQ inspector observed standing reclaimed water in the golf cart path near Tee Box #8, standing water near Tee Box #2, and malfunctioning sprinklers that were leaking and surrounded by standing reclaimed water. The ADEQ inspector also confirmed with Matt Hipsher, Golf Course Manager, that reclaimed water had ponded and was standing near Tee Box #9 and near the Main Pond area on April 25th, 2018.

2. **A.A.C. R18-9-B702(F)(1)**

Failure to use application methods that reasonably preclude human contact with reclaimed water when irrigating with reclaimed water.

On April 30th, 2018 ADEQ conducted a complaint response inspection at the Club at Oasis Golf Course (Inspection #300964). The ADEQ inspector observed standing reclaimed water in the golf cart path near Tee Box #8, standing water near Tee Box #2, and malfunctioning sprinklers that were leaking and surrounded by standing reclaimed water. The ADEQ inspector also confirmed with Matt Hipsher, Golf Course Manager, that reclaimed water had ponded and was standing near Tee Box #9 and near the Main Pond area on April 25th, 2018.

Main Office

1110 W Washington Street • Phoenix, AZ 85007
(602) 771-2300

Southern Regional Office

400 W Congress Street • Suite 433 • Tucson, AZ 85701
(520) 628-6733

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Printed on recycled paper

II. DOCUMENTING COMPLIANCE

1. Within 21 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or documentation and evidence that all standing reclaimed water has been removed from the open access areas. Please include the dates and times that cleanup was completed for each area where standing reclaimed water was observed or confirmed.
2. Within 21 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or documentation and evidence that demonstrates that the malfunctioning sprinklers have been replaced or repaired and are no longer contributing to standing reclaimed water.
3. Within 21 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or a reclaimed water contingency plan that outlines the standard operating procedures at the Oasis Golf Course that will be taken to prevent standing reclaimed water on site, and outlines the response actions golf course staff will follow to clean up and preclude public access should standing reclaimed water be present.

III. SUBMITTING COMPLIANCE DOCUMENTATION

Please send all compliance documentation and any other written correspondence regarding this Notice to ADEQ at the following address:

Arizona Department of Environmental Quality, Attention: Patrick Adams, GW/Reuse Inspections & Compliance, 1110 W Washington St, Phoenix, AZ 85007 MC: 5415B-3

IV. STATEMENT OF CONSEQUENCES

1. The time frames within this Notice for achieving and documenting compliance are firm limits. Failure to achieve or document compliance within the time frames established in this Notice will result in an administrative compliance order or civil action requiring compliance within a reasonable time frame, substantial civil penalties, and/or the suspension or revocation of an applicable permit/license. ADEQ will agree to extend the time frames only in a compliance schedule negotiated in the context of an administrative consent order or civil consent judgment.
2. Achieving compliance does not preclude ADEQ from seeking civil penalties, and/or suspending or revoking an applicable permit/license for the violation(s) alleged in this Notice as allowed by law.

V. OFFER TO MEET

ADEQ is willing to meet regarding this Notice. To obtain additional information about this Notice or to schedule a meeting to discuss this Notice, please contact Patrick Adams at (602) 771-4656.



Ethan Leiter, Manager
GW/Reuse Inspections & Compliance



Patrick Adams
GW/Reuse Inspections & Compliance