



Department of Health

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Executive Deputy Commissioner

April 25, 2025

VIA ELECTRONIC TRANSMISSION

Kenneth Naugle, P.E.
Production Manager
4799 Dewey Avenue
Rochester, NY 14612
Ken.Naugle@MCWA.com

Re: Notice of Violation for Failure to Install Optimum
Corrosion Control Treatment (OCCT)
Monroe County Water Authority
PWS ID# NY2701047

Dear Kenneth Naugle,

New York State and Federal drinking water regulations require all water systems to install and operate optimal corrosion control treatment ([40 CFR §141.80\(d\)](#) and [10 NYCRR, Part 5, Subpart 5-1.41](#)). Failure to install optimal corrosion control treatment (OCCT) is a treatment technique (TT) violation requiring a system to provide the Tier 2 public notice no later than 30 days after the system learns of the violation (5-1.52 Table 13 and [§141.203](#) Table 1). The State may allow additional time for notification, up to three months in accordance with [§141.203\(b\)\(1\)](#).

As of the date of this notice, Monroe County Water Authority (MCWA) has not installed OCCT and is hereby issued the TT violation. We recognize that MCWA has implemented several measures to address lead in drinking water, including actively identifying and replacing lead service lines, which are the primary source of lead in drinking water. Additionally, MCWA is conducting a joint corrosion control study with the City of Rochester and has maintained exemplary water plant operation for decades. We also recognize that the violation requires repeat notifications until it is resolved, and that it will take several years to install an OCCT system. As such, we will allow MCWA additional time to provide the initial public notice, so you can avoid undue hardship without compromising public health protection.

With the extension granted, MCWA must inform all its consumers about the failure to install OCCT initially within three months of the date of this notice and every three months thereafter until further notice. Additionally, MCWA must complete the following CCT steps by each deadline as outlined in [Subpart 5-1\(c\)\(2\)](#) and [§141.81\(e\)](#):

1. Complete corrosion control studies within 18 months from the date of this notice.
The State will designate OCCT within 6 months after completion of the studies.
2. Install OCCT within 24 months after State designation.
3. Complete follow-up sampling within 36 months after the State designates OCCT.
The State will designate optimal water quality parameters (OWQP).

4. Operate in compliance with the State-designated OWQP and continue to conduct tap sampling in accordance with [5-1.42\(b\)\(3\)](#) and [5-1.43\(b\)\(3\)](#).

If you have any questions regarding this notice, please contact me at min-sook.kim@health.ny.gov or 518-402-7650.

Sincerely,

Min-Sook Kim, Ph.D., P.E.
Chief, Compliance Section
Bureau of Water Supply Protection

Cc: K. Wheeler – BWSP
M. Pleskach – BWSP
A. Kellerhouse – WRO
W. Silkworth – WRO
S. O’Neil – MCDPH
C. Kassmann – MCDPH