



**Vermont Department of Environmental Conservation
Drinking Water and Groundwater Protection Division**

1 National Life Drive – Davis 4 [phone] 802-828-1535
Montpelier, VT 05620-3521 [fax] 802-828-1541
dec.vermont.gov/water

Agency of Natural Resources

Kingdom East Unified Union School District
64 Campus Lane
Lyndon Center VT 05850
dpickering@kingdomeast.org

October 23, 2025

VIA CERTIFIED MAIL AND EMAIL

NOTICE OF ALLEGED VIOLATION (NOAV)

Dear Kingdom East Unified Union School District:

The Agency of Natural Resources (Agency) has found that Burke Town School Water System, (Water System), VT0006658, is in violation of Section 6.1.1 of the Vermont Water Supply Rule (Rule). Specifically, our records indicate the Water System failed to monitor the entry point to distribution for **Orthophosphate** (via laboratory analysis) according to the water system's established monitoring schedule as per the table below:

Required number of samples	Sampling Location	Monitoring Period when samples were required to be collected	Number of samples collected during Monitoring Period
2	TP001- Treatment plant	8/1-8/31	1

COMPLIANCE DIRECTIVES:

1. **Follow the water system's established monitoring schedule** and collect at least two (2) representative samples from the entry point to distribution for orthophosphate each month, and have them analyzed by a laboratory. Two (2) lab-analyzed orthophosphate samples are required each month until otherwise noted by the Division in writing;
2. **Within 30 days of being notified**, complete and issue the enclosed custom public notice to all users of the water system. Failure to issue public notice as directed is an additional violation of the Rule; and
3. **Within 10 days** of issuing the public notice, complete the online Public Notice Certification of Delivery form to submit an electronic copy of both the issued notice and the signed certification to the Division.

In response to the alleged violation, the Agency may issue a Civil Complaint pursuant to 10 V.S.A. § 8019 which would assess a penalty. The Agency may also issue an Administrative Order pursuant to 10 V.S.A. § 8008 which would require full compliance with all applicable statutes, rules, and/or permits; assess penalties; and if necessary, require corrective/restorative action and

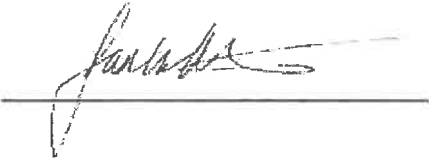
To preserve, enhance, restore, and conserve Vermont's natural resources, and protect human health, for the benefit of this and future generations.

any other measures deemed appropriate. Prompt correction of the alleged violation may lessen the possibility or severity of any enforcement action taken by the Agency.

If you have any questions about this alleged violation or need information on how to comply, please contact Ana Hebert by email at ana.hebert@vermont.gov or by phone at 802-261-5603.

Sincerely,

Julia S. Moore, Secretary
Vermont Agency of Natural Resources

By: 

Janelle S. Wilbur, Compliance Section Supervisor
Department of Environmental Conservation
Drinking Water and Groundwater Protection Division

Enclosures:

Custom Public Notice Template & Certification Form
Public Notice Instructions

cc: Ana Hebert, Compliance Analyst, DWGPD
Joshua Gravlin, Compliance Analyst, DWGPD
Janelle Wilbur, Compliance Section Supervisor, DWGPD
Benjamin Tabor, Compliance Analyst, DWGPD
Meredith Maskell, Non-Community Operations Section Supervisor, DWGPD
Roland R Luxenberg, Designated Operator, roland@luxenberg.us
Dylan Handy, Administrative Contact, dhandy@kingdomeast.org
Sophie Branson-Gill, sbransongill@kingdomeast.org
WSID File VT0006658

INSTRUCTIONS FOR ISSUING PUBLIC NOTICE

You must provide public notice to persons served within 30 days. Use one or more of the following methods to deliver the notice to customers:

Non-Community water systems must use one of the following methods:

- Posting in conspicuous locations
- Hand delivery
- Mail

In addition, **both community and non-community** systems must use another method reasonably calculated to reach others if all users would not be reached by the first method. Such methods could include:

- Email
- VT-Alert
- Social Media, website
- Newspaper
- Radio
- Television
- Direct delivery to community organizations such as health care facilities, or additional mailing or delivery to apartment tenants.

If you mail, post or hand deliver, print your notice on your system's letterhead, if available. The notice on the following page(s) is appropriate for mailing, posting, or hand delivery. If you modify this notice, you must still include all required elements from 40 CFR 141.205(a) **and leave the mandatory public health language indicated in italics unchanged**. If you modify the notice, you may not alter the mandatory language, but it can be in italics or regular font.

What happened? What is being done?

This section of the public notice **MUST** be completed prior to distributing. Describe why the situation exists and what corrective actions you took or will be taken. (e.g. exploring treatment options, new source, etc.)

Repeat Notices

For repeat notices, you should state how long the violation has been ongoing and remind consumers of when you sent out any previous notices. If you are making progress, describe it. Alternatively, if funding or other issues are delaying progress, let consumers know. It may be helpful to show customers the results of the contaminant over time. Failure to issue timely public notice is a violation of the Water Supply Rule.

After Issuing the Notice

Submit a copy of each type of notice and the Public Notice Certification to the Division within ten (10) days from the time you issue the notice. The certification states that you have met all the public notice requirements. The Division suggests you inform your customers when the violation is resolved.

PUBLIC NOTICE
IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER
Monitoring Requirements Not Met for Burke Town School, VT0006658

Our water system recently violated drinking water requirements. Although this is not an emergency, as our customers, you have a right to know what happened.

We are required to monitor your drinking water on a regular basis. Results of regular monitoring are an indicator of whether our drinking water meets health standards and whether water treatment equipment is operating properly. In June 2025 and August 2025, we did not monitor or test for Orthophosphate as required and therefore cannot be sure of the quality of our drinking water during that time.

What should I do?

There is nothing you need to do at this time.

The table below summarizes our monitoring violation(s):

Contaminant	Required minimum sampling frequency	Number of samples taken during required monitoring period	Monitoring Period when samples were required to be collected	When samples were or will be collected
Orthophosphate	2 per month	1	6/1-6/30	July 2025
Orthophosphate	2 per month	1	8/1-8/30	September 2025

What Happened? What is being done?

We missed sending 10² orthophosphate readings in August. We have followed up with the required samples. October has shown positive

We collected 2 samples for Orthophosphate in July 2025 and sent them to the laboratory for analysis. The results of the analysis show concentrations between 0.047 mg/L – 0.064 mg/L. We collected 2 samples for Orthophosphate in September 2025 and sent them to the laboratory for analysis. The results of the analysis show concentrations between: 0.46 mg/L – 0.55 mg/L.

*levels.
0.71*

For more information from the water system, contact: Dylan Handy at 802-467-1405 or 3293 Burke Hollow Rd, W. Burke VT 05855, dhandy@kingdomeast.org.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail

CERTIFICATION - Burke Town School, VT0006658

Method(s) of Distribution: posting, email to community website Date Distributed: 10/28/25
(e.g. hand or direct delivery, posting, television, radio)

I Sophie Branson Gill (print name) Certify, as the Responsible Person (or authorized representative) of the water system indicated above, that the public notice has been provided to customers in accordance with the delivery, content, and format requirements and deadlines in the Vermont Water Supply Rule (Chapter 21, Subchapter 21-10).

Signature: Sophie Gill

Date: 10/28/25

Within 10 days of issuance of public notice, send a copy of the notice to:

Drinking Water and Groundwater Protection Division, 1 National Life Drive – Davis 4, Montpelier, VT 05620-3521 or email ana.hebert@vermont.gov.