



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

APR 15 2009

Ref: 8ENF-W

VIA FAX (303) 841-9906

Roy L. Stricklin, Owner
Alcova Dam Trailer Park
POB 74
Watkins, CO 80137

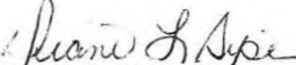
Re: Amended Administrative Order
Docket No. SDWA-08-2007-0080
PWS ID #WY5601592

Dear Mr. Stricklin:

Enclosed is an Amended Administrative Order. This amends the Administrative Order EPA issued to you on August 30, 2007. The corrections are minor (e.g., referring to paragraph 3 rather than 1 in paragraph 9, referring to paragraphs 4 through 8 rather than 3 through 5 in paragraph 10). Paragraph 19 has also been updated to reflect the civil penalty amount that was recently adjusted for inflation pursuant to 40 C.F.R. part 19 that is applicable to violations occurring after January 12, 2009. Please note that the requirements in paragraphs 11 through 17 remain in full force and effect and this amendment does not impact the due dates of the August 30, 2007, Order's requirements.

If you have any questions regarding this amendment, please contact Kathelene Brainich at the above address (with the mailcode 8ENF-W) or by phone at (800) 227-8917, extension 6481 or (303) 312-6481. If you are represented by an attorney, please ask your attorney to direct any legal questions to Peggy Livingston, Enforcement Attorney, at the above 800 number, extension 6858, or at (303) 312-6858.

Sincerely,


Diane L. Sipe, Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Enclosure

cc: Tina Artemis, EPA Regional Hearing Clerk

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

2009 APR 15 PM 2:39

IN THE MATTER OF)
)
Roy L. Stricklin, Owner)
Alcova Dam Trailer Park)
Alcova, WY)
)
Respondent)

EPA REGION VIII
HEARING CLERK

AMENDED
ADMINISTRATIVE ORDER

Docket No. SDWA-08-2007-0080

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) in the Public Health Service Act (as amended by and hereafter referred to as the "Safe Drinking Water Act" or the "Act," 42 U.S.C. § 300f), as properly delegated to the undersigned officials.

2. Roy L. Stricklin (Respondent) is an individual who owns and/or operates the Alcova Dam Trailer Park Water System (the system) in Natrona County, Wyoming, which provides piped water to the public for human consumption. The system is supplied by a groundwater source consisting of one well, is not treated, and serves approximately 45 people through 20 service connections all year. The system is a "community" water system as defined in 40 C.F.R. § 141.2. Respondent is subject to the requirements of the Act and the National Primary Drinking Water Regulations (drinking water regulations) at 40 C.F.R. § 141.

VIOLATIONS

3. Respondent is required to monitor the system's water at least once per month to determine compliance with the maximum contaminant level (MCL) for total coliform bacteria. 40 C.F.R. § 141.21. Respondent failed to monitor the water for total coliform bacteria during December 2006, and January, February, and April 2007, and therefore violated this requirement.

4. Respondent is required to monitor the system's water during four consecutive quarters during 2007 to determine compliance with the MCL for radionuclides. 40 C.F.R. § 141.26(a). Respondent failed to monitor the water for radionuclides during the 1st (January-March) and 2nd (April-June) quarters of 2007, and therefore violated this requirement.

5. Respondent is required to monitor the system's water during four consecutive quarters during 2007 to determine compliance with the MCL for volatile organic contaminants. 40 C.F.R. § 141.24(f). Respondent failed to monitor the water for contamination of volatile organic contaminants during the 1st (January-March) and 2nd (April-June) quarters of 2007, and therefore violated this requirement.

6. Respondent is required to monitor the system's water for four consecutive quarters during 2007 to determine compliance with the MCL for pesticide/herbicide organic contaminants. 40 C.F.R. § 141.24(h). Respondent failed to monitor the water for contamination of pesticide/herbicide organic contaminants during the 1st (January-March) and 2nd (April-June) quarters of 2007, and therefore violated this requirement.

7. In order to identify sites for conducting required lead and copper sampling, Respondent was required, before the deadline for beginning required lead and copper monitoring, to complete a materials evaluation of the system's distribution system. 40 C.F.R. § 141.86(a). The materials evaluation was to have included information on lead, copper, and galvanized steel required to be collected under 40 C.F.R. § 141.42(d). Respondent failed to complete a materials evaluation and to select lead and copper sampling sites prior to January 2007 and therefore violated these requirements.

8. Respondent is required to monitor the system's tap water for lead and copper during two six-month monitoring periods. 40 C.F.R. § 141.86(d). Respondent failed to monitor for lead and copper during January-June 2007, and therefore violated this requirement.

9. Respondent is required to report any failure to comply with a coliform monitoring requirement to EPA within ten days after the system learns of the violation. 40 C.F.R. § 141.21(g)(2). Respondent failed to report to EPA the failure to monitor total coliform violations listed in paragraph 3 above and therefore violated this requirement.

10. Respondent is required to report any failure to comply with any of the drinking water regulations (except where a different reporting period is specified in paragraph 9 above) to EPA within 48 hours. 40 C.F.R. § 141.31(b). Respondent failed to report the violations listed in paragraph 4 through 8 above to EPA and therefore violated this requirement.

ORDER

Based on the above violations, Respondent is ordered to perform the following actions:

11. Respondent shall monitor monthly for total coliform bacteria. 40 C.F.R. § 141.21. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of total coliform monitoring requirements shall be reported to EPA within ten days after the Respondent learns of it. 40 C.F.R. § 141.21(g)(2).

12. Respondent shall monitor for four, consecutive quarters for radionuclides, with the first sample to be taken during the third (July – September) quarter of 2007. Thereafter, Respondent shall monitor as required by the drinking water regulations. 40 C.F.R. § 141.26(a).

Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of radionuclide monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

13. Respondent shall monitor for four, consecutive quarters, and in compliance with the regulations thereafter, for volatile organic contaminants. 40 C.F.R. § 141.24(f). Respondent shall report analytical results to EPA with the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of volatile organic contaminant monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

14. Respondent shall monitor for four, consecutive quarters, and in compliance with the regulations thereafter, for pesticide/herbicide contamination. 40 C.F.R. § 141.24(h). Respondent shall report analytical results to EPA with the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of pesticide/herbicide monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

15. By September 30, 2007, Respondent shall complete a materials evaluation, select appropriate lead and copper sampling sites as required by 40 C.F.R. §§ 141.42(d) and 141.86(a), and shall submit this information to EPA.

16. Prior to December 31, 2007, and again between January 1 - June 30, 2008, and in compliance with the regulations thereafter, Respondent shall monitor for lead and copper. 40 C.F.R. § 141.86(b), (c) and (d). Respondent shall report analytical results to EPA with the first 10 days following the end of the monitoring period, as required by the drinking water regulations. 40 C.F.R. § 141.90. Any violation of lead and copper monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

17. Reporting requirements specified in this Order shall be provided by certified mail to:

U. S. EPA Region 8 (8P-W-DW)
1595 Wynkoop Street
Denver, CO 80202-1129

GENERAL PROVISIONS

18. This Order does not constitute a waiver, suspension, or modification of any requirement of the Act or drinking water regulations. Issuance of this Order is not an election by EPA to forgo any civil or criminal action.

19. Violation of any part of this Order, the Act, or the drinking water regulations may subject Respondent to a civil penalty of up to \$37,500 (as adjusted for inflation) per day of violation, 42 U.S.C. § 300g-3(g)(3); 40 C.F.R. part 19.

David Rochlin

David Rochlin, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Diane L. Sipe

Diane L. Sipe, Director
Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice