



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

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EPA REGION VIII
HEARING CLERK

Ref: 8 ENF-W

MAR 19 2007

CERTIFIED MAIL #
RETURN RECEIPT REQUESTED

Mr. Scott Jorgenson
Lake Powell Management
400 South Main
Alpine, UT 84004

Re: Violation of Administrative Order
Docket No. SDWA-08-2007-0001
Lake Powell Management
PWS ID # UTAH09084

Dear Mr. Jorgenson:

On January 23, 2007, the US Environmental Protection Agency (EPA) issued an Administrative Order, Docket No. SDWA-08-2007-0001, ordering Lake Powell Management to comply with the Safe Drinking Water Act (the Act), 42 U.S.C. Sections 300f et seq., and its implementing regulations, the National Primary Drinking Water Regulations (NPDWRs) 40 C.F.R. part 141.

Our records indicate that the Lake Powell Management water system is in violation of the Administrative Order (the Order). The Order requires you to:

1. Within 30 days of the Order, and annually thereafter, comply with 40 C.F.R. § 141.23(d) to monitor the System's water at least once annually for nitrate to determine compliance with the nitrate maximum contaminant level (MCL) as stated in 40 C.F.R. § 141.62.

Respondent failed to comply with requirements of the Order to monitor the water for nitrate within 30 days of the effective date of the Order.

EPA is considering additional enforcement action as a result of the System's non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$32,500 per day per violation of the Order, and/or (2) a court injunction ordering Lake Powell Management to comply.

If you have any questions or wish to have an informal conference with EPA, you may contact Amy Swanson, Enforcement Attorney, at (303) 312-6906 or at the following address:

Amy Swanson
Enforcement Attorney
U.S. EPA, Region 8 (8-ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.

Sincerely,



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Patti Fauver, UT DEQ

