



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

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2012 DEC -5 AM 10: 04

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EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W

DEC 05 2012

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Rex Groves, Chairman
Lance Creek Water and Sewer District
795 V-5 Hilltop Road
Lance Creek, Wyoming 82222

Re: Administrative Order Addendum #3
Docket No. SDWA-08-2008-0064
PWS ID #WY5600109

Dear Mr. Groves:

This letter is the third addendum to the Administrative Order (Order) that EPA issued to the Lance Creek Water and Sewer District (District or Respondent) on June 9, 2008.

This addendum to the Order incorporates the plan and schedule to achieve compliance with the arsenic Maximum Contaminant Level (MCL). This plan and schedule was submitted to EPA in a September 26, 2012 email from Chris Moody, Wyoming Groundwater, on behalf of the District. This letter constitutes the written approval by EPA of Respondent's schedule and deadline as indicated in the chart below. In addition to serving as approval for the schedule, this letter serves to incorporate it into the Order, meaning each deadline in the schedule will be an enforceable part of the Order.

Action Deadline Completion Date

Table with 3 columns: Action, Deadline, Completion Date. Rows include: Apply for WWDC Level III funding, Obtain WWDC grant and/or loan funds, Procure professional services for project design and management, Prepare project plans and specifications, Secure project permits, Procure contractor services, Begin project construction.



Complete project construction.	August 31, 2014	
Notify EPA in writing upon project completion within one week of project completion.	September 8, 2014	
Following completion of project construction, achieve compliance with the arsenic MCL.	September 30, 2015	
Submit quarterly progress reports to EPA.	10 days after each quarter	


Please note that EPA expects this approved schedule to be met. While not creating any right to an extension, EPA in its discretion may consider granting an extension to compliance order deadlines under limited circumstances. If unexpected events occur that are beyond Respondent's control and that may require Respondent to request an extension of these deadlines, Respondent is responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need. Respondent must provide the following information in writing for any request for extensions: 1) a description of the work that has been completed and the additional work that may not be completed by the deadline dates; 2) the unexpected events that have occurred or may occur and how Respondent has attempted to foresee and use its best efforts to overcome these obstacles; and 3) proposed new deadline dates with justification for the length of the proposed new deadlines.

Please be advised that Respondent is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. Please contact Jill Minter at (800) 227-8917, extension 6084, or (303) 312-6084 if the District has any questions concerning this Addendum. If the District is represented by an attorney who has any questions, please ask the attorney to call Marc Weiner at the above 800 number, extension 6913, or at (303) 312-6913.

Sincerely,



Arturo Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice



James Eppers, Supervisory Attorney  
Legal Enforcement Program  
Office of Enforcement Compliance  
and Environmental Justice

cc: WY DEQ and DOH (via email)  
Tina Artemis, EPA Regional Hearing Clerk  
Donna Harvey, Manager and Operator, Lance Creek Water and Sewer District  
Chris Moody, P.G., Wyoming Groundwater

