



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

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EPA REGION VIII  
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Ref: 8 ENF-W

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Brent Hunter, Chairman  
Central Iron County Water  
Conservancy District  
88 E. Fiddlers Canyon Road  
Cedar City, UT 84720

Re: Violation of Administrative Order  
and Administrative Order Addendum  
Docket No. **SDWA 08-2010-0020**  
Chekshani Cliffs HOA  
PWS ID # UTAH11087

Dear Mr. Hunter:

On May 17, 2010, the US Environmental Protection Agency (EPA) issued an Administrative Order (the Order), Docket No. SDWA-08-2010-0020, ordering the Central Iron County Water Conservancy District (the District) as owner and/or operator of the Chekshani Cliffs HOA Public Water System (the System) to comply with various drinking water regulations issued by EPA under the Safe Drinking Water Act (the Act), 42 U.S.C. Section 300f et seq.

Our records indicate that the District (Respondent) is again in violation of the Administrative Order. Among other things, the Order included the following requirement (quoted from item 16, of the Order section on page 3 of the Order):

1. Respondent shall comply with the total coliform maximum contaminant level (MCL). 40 C.F.R. § 141.63.

Respondent's sampling results in October 2011 exceeded the MCL for total coliform bacteria.

On November 28, 2011, as a result of the continued MCL violations and at the recommendation of the EPA, the District submitted a compliance plan and schedule for completing improvements at the System. These improvements include replacing the deteriorating well pump house, replacing structure, rerouting water lines, relocating electrical components, and installing a chlorinating system. EPA approves of these improvements and commends the System for taking this action.

EPA is hereby amending the Order, Docket No. SDWA-08-2010-0020, to include the compliance plan and schedule as shown below. EPA acknowledges that some of the action items have already been completed. The "Finish Date" deadlines below are now enforceable requirements of the Order.

<u>Action</u>	<u>Finish Date</u>
Project Engineer Review Plan Completion	November 14, 2011
CICWCD Board Project Approval	December 1, 2011
Advertise for Request for Proposal (RFP)	December 4, 2011
Award Contract	January 15, 2012
Commence Work (weather permitting)	January 25, 2012
Project Complete	June 1, 2012

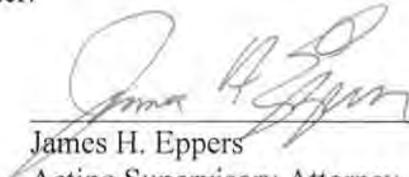
Please note that EPA expects this approved schedule to be met. While not creating any right to an extension, EPA may at its discretion consider granting an extension to any deadline in the schedule under limited circumstances. If unexpected events occur that are beyond the District's control and that may prompt the District to request an extension of these deadlines, the District will be 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. The District must provide the following information in any request for extensions: a description of the work that has been completed and the additional work that may not be completed by the deadline dates, the unexpected events that occurred and how the District attempted to foresee or overcome these obstacles, the proposed new deadline dates, and an explanation that justifies the new proposed deadline dates.

EPA may consider additional enforcement action as a result of the non-compliance with the Order. Violating an administrative order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

Please be advised that the District is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. If you have any questions or wish to have an informal conference with EPA, you may contact Shawn McCaffrey at 1-800-227-8917, extension 6515 or (303) 312-6515. Any questions from your attorneys should be directed to Peggy Livingston, Senior Enforcement Attorney, at (303) 312-6858 or at the following address:

Peggy Livingston  
 Senior 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.



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



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

cc: Tina Artemis, EPA Regional Hearing Clerk  
Patti Fauver, UT DEQ  
George Mason, Operator

