



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W

SEP 21 2010

CERTIFIED LETTER
RETURN RECEIPT REQUESTED

Honorable Samuel Vieyra, Mayor
Town of Rock River
POB 280
Rock River, WY 82083

Re: Administrative Order 2nd Addendum
Compliance Date Extension
Docket No. SDWA-08-2009-0050
PWS ID #5600048

Dear Mayor Vieyra:

This Addendum to the Administrative Order (Order) issued June 18, 2009, to the Town of Rock River (the Town) constitutes the written approval by EPA of the compliance schedule extension request in the September 7, 2010, letter submitted by Aspen-Banner Engineering on behalf of the Town. It is necessary to extend the project completion date of April 5, 2011, approved in the original June 16, 2010, addendum to the Order because the Wyoming Department of Environmental Quality (DEQ) will not issue a permit to construct until completion of a one year pilot plant study to substantiate the proposed treatment system will produce the desired results. The new schedule for implementing and completing system improvements is shown below, and will be incorporated into the Order per paragraph 12 (page 3) of the Order. Please note that the Town is required to continue to submit quarterly progress reports to EPA within 10 days of the end of each calendar quarter per paragraph 13 (page 3) of the Order.

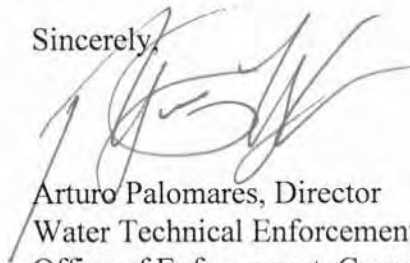
Table with 2 columns: Action and Completion Date. Rows include Water quality testing, DEQ permit, Install equipment, Pilot plant study, Review pilot plant results, Prepare construction documents, Bid project, Award contract, Construction, and System in service.

The September 7, 2010, letter states that the schedule for bidding and construction may be significantly shortened if the vendor provides financial guarantees should the treatment not be successful, in which case full-sized equipment rather than a scaled size version can be used for the pilot study. Please let EPA know if and when a vendor financial guarantee agreement is reached.

Please note that EPA expects this approved schedule to be met. If unexpected events occur that are beyond the Town's control and that will require the Town to request an extension of these deadlines, the Town 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. The Town must provide the following information in any request for extensions: a description of the work that has been completed and the additional work that will not be completed by the deadline dates, the unexpected events that occurred and how the Town attempted to foresee or overcome these obstacles, and an explanation that justifies the new proposed deadline dates.

Please contact Kathelene Brainich, Environmental Specialist, at (303) 312-6481 if you have any questions concerning this Addendum.

Sincerely,



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



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

cc: Jim Cavalli, Aspen-Banner Engineering
WY DEQ and DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk

