



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

2020 FEB 20 AM 8:55

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EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W-SD

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Keith Troll and Ms. Betty Troll
251 South Railway
Arvada, Wyoming 82831

Re: Violation of Administrative Order issued to Keith Troll and Betty Troll regarding Arvada Mobile Home Park Public Water System, PWS ID WY5601506,
Docket No. **SDWA-08-2020-0004**

Dear Mr. and Ms. Troll:

The purpose of this letter is to provide notice of the EPA's intention to file a complaint seeking civil administrative penalties. Specifically, on October 10, 2019, the EPA issued the above-referenced Administrative Order (Order) directing you to comply with the National Primary Drinking Water Regulations issued by the EPA under the Safe Drinking Water Act, 42 U.S.C. section 300f, *et seq.* Our records indicate that you are in violation of the Order.

Among other things, the Order included the following requirements (paragraphs 13, 14, 15, and 16, on pages 2 and 3 of the Order), which have not been completed:

- **Not completed:** Within 90 days of receipt of this Order, Respondents shall complete corrective action of the following significant deficiencies and notify the EPA within 30 days after their completion:
 - a. Tank ST01 - Storage Tank (86K Gal) must be cleaned and inspected per the Finished Water Storage Tank Inspection/Cleaning Checklist.
 - b. Well WL01 - Arvada Well must be fitted with a functioning sanitary seal that is tightly bolted and does not allow contamination to enter the well.
 - c. The overflow of Tank ST01 - Storage Tank (86K Gal) must discharge over a drainage inlet structure, splash plate, or engineered rip-rap.
 - d. The overflow of Tank ST01 - Storage Tank (86K Gal) must be piped to an elevation between 12 and 24 inches above the ground surface.
 - e. The air vent and access hatch of Tank ST01 - Storage Tank (86K Gal) must be inspected and the structure/condition must be compared to the Tech Tips for Finished Water Storage Facilities to determine if corrective action is needed.

- **Not completed:** Respondents shall provide evidence to the EPA including photographs of the corrective actions. Thereafter, Respondents shall complete corrective action of significant deficiencies and notify the EPA of their completion as required by 40 C.F.R. §§ 141.403(a) and 141.405(a)(2).
- **Not completed:** Within 30 days of receipt of this Order, Respondents shall develop a written total coliform sample siting plan and submit it to the EPA for review. The plan must identify sampling sites (both routine and repeat) and a sample collection schedule that is representative of water throughout the distribution system, as required by 40 C.F.R. § 141.853(a)(1). A template can be found at <https://www.epa.gov/region8-waterops/revised-total-coliform-rule-sample-siting-plan>.
- **Partially completed (a total coliform sample was not collected in December 2019):** Respondents shall monitor the System's water monthly for total coliform bacteria. If a sample is positive for total coliform, within 24 hours of being notified of the positive result, Respondents shall collect a set of three repeat samples for each total coliform-positive sample. 40 C.F.R. § 141.853-858. Respondents shall report total coliform analytical results to the EPA within the first ten days following the end of the System's required monitoring period. See, 40 C.F.R. § 141.31(a).
- **Not completed:** Within 30 days after receipt of this Order, Respondents shall notify the public of the failure to complete corrective action of significant deficiencies and failure to monitor for total coliform violations cited in paragraphs 7, and 9, of the Order. Templates and instructions are available at: <https://www.epa.gov/region8-waterops/reporting-forms-drinking-water-systems-wyoming-and-tribal-lands-epa-region-8#pn>. Within 10 days after providing public notice, Respondents shall submit a copy of the notice to the EPA. Thereafter, following any future violation of the Drinking Water Regulations, Respondents shall comply with any applicable public notice provisions of 40 C.F.R. part 141, subpart Q.

These violations of the EPA's Order may lead to (1) a penalty of up to \$58,328 per day per violation of the Order, (2) a court injunction ordering compliance, or (3) both. Please note that the EPA may choose not to file a complaint if you meet the requirements above **within 30 calendar days** assuming, of course, that the System is in compliance with all other requirements of the Order.

For assistance with actions necessary to come into compliance, please contact Christina Carballal via email at carballal-broome.christina@epa.gov, or by phone at (800) 227-8917, extension 6046, or (303) 312-6046, or at the following address:

Christina Carballal, Environmental Engineer
 U.S. EPA, Region 8 (ENF-W-SD)
 1595 Wynkoop Street
 Denver, Colorado 80202-1129

Any questions from your attorney should be directed to Matthew Castelli, Assistant Regional Counsel, via email at castelli.matthew@epa.gov or by phone at (800) 227-8917, extension 6491, or (303) 312-6491.

We urge your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Colleen Rathbone". The signature is written in a cursive style with a large initial "C".

Colleen Rathbone, Chief
Water Enforcement Branch
Enforcement and Compliance Assurance Division

Enclosures

cc:

WY DEQ/DOH (via email)
Sheridan County Commissioners (mnickel@sheridancounty.com)
Melissa Haniewicz, EPA Regional Hearing Clerk
Chris Troll (christroll@yahoo.com)