



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8, MONTANA OFFICE
FEDERAL BUILDING, 10 W. 15th STREET, SUITE 3200
HELENA, MONTANA 59626

2009 SEP 22 AM 8:43

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EPA REGION VIII
HEARING CLERK

SEP 22 2009

Ref: 8MO

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Daniel Olson, Owner
Blue Moon Plentywood
Public Water System
P.O. Box 492
Plentywood, MT 59254

Re: Violation of Administrative Order
Docket No. SDWA-08-2008-0108
PWS ID # MT0001664

Dear Mr. Olson:

On September 19, 2008, the US Environmental Protection Agency (EPA) issued an Administrative Order, Docket No. SDWA-08-2008-0108, ordering you, as owner and/or operator of the Blue Moon Plentywood public water system (the system) to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f et seq.

Our records indicate that you, the Respondent, are in violation of the Administrative Order (the Order). Among other things, the Order included the following requirements (quoted from items 2 and 6 of the Order section on pages 6 and 7 of the Order):

1. Upon the effective date of this Order, Respondent shall comply with total coliform monitoring requirements, including requirements for monthly routine monitoring as required by the State, as stated in ARM 17.38.215(1)(b).

Respondent failed to monitor for total coliform in September 2008, June 2009, and July 2009.

2. Upon the effective date of this Order, Respondent shall comply with 40 C.F.R. § 141.21(g)(2) by reporting any failure to comply with a coliform monitoring requirement to EPA and MDEQ within 10 days.

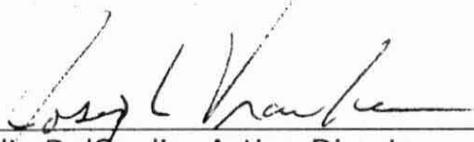
Respondent failed to report to EPA its failure to monitor for total coliform violations in September 2008, June 2009, and July 2009.

EPA is considering additional enforcement action, including assessment of penalties, as a result of the ongoing non-compliance with the Order detailed above. 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.

If you have any questions or wish to have an informal conference with EPA, you may contact Barbara Burkland at (406)457-5009 (toll free: 1-866-457-2690, ext. 5009) or Marc Weiner, Enforcement Attorney, at 1-800-227-8917, extension 6913 or (303) 312-6913, or at the following address:

Marc Weiner
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.



Julie Dalsoglio, Acting Director
EPA Montana Office

for Julie Dalsoglio

cc: John Arrigo, MT DEQ
Shelley Nolan, MT DEQ
Tina Artemis, EPA Regional Hearing Clerk