



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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1/23/2023

9:55 AM

Received by
EPA Region VIII
Hearing Clerk

Ref: 8ENF-W-SD

SENT VIA EMAIL
DIGITAL READ RECEIPT REQUESTED

Broken Wheel Ranch Improvement & Service District
c/o: Ms. Peggy Gwin, President
bwr.isd@gmail.com

Re: Administrative Order Second Addendum, Broken Wheel Ranch Improvement & Service District regarding Broken Wheel Ranch Association Public Water System, PWS ID #WY5601625, Docket # SDWA-08-2021-0035

Dear Ms. Gwin:

This is an Addendum to the Administrative Order (Order) issued to Broken Wheel Ranch Improvement & Service District (District) on July 27, 2021. The purpose of this letter is to approve the District's December 30, 2022, schedule (Schedule) for coming into consistent compliance with the significant deficiency violation. The Schedule is hereby incorporated into the Order pursuant to paragraph 11. Each milestone and deadline specified below is an enforceable provision of the Order.

Milestone

Deadline

<u>Milestone</u>	<u>Deadline</u>
Phase II-A	
Begin Well Construction	May 1, 2023
Complete Well Construction	June 30, 2023
Phase II-B	
Design of Production Well, Booster Station, Tank Overflows & other Deficiencies. Submit to WY DEQ	March 10, 2023
Obtain Permit to Construct (Anticipate 45 days)	April 24, 2023
Bid Opening	May 31, 2023
Notice of Award	June 21, 2023
Begin Construction (120 days)	August 5, 2023
Complete Construction	December 3, 2023
All new System components integrated and operating	December 3, 2023

Within 10 calendar days of completing all steps included in the above Schedule, please notify the EPA of the project's completion as required by the Order. The Order also requires the District to achieve and maintain compliance with the significant deficiency violation by the final date specified in the approved Schedule. The EPA is authorized to seek penalties if these deadlines are not met. If the District has a reasonable basis to believe it may be unable to meet any deadline in the Schedule, it must notify the EPA well in advance of the Scheduled deadline to request an extension. The EPA may, in its discretion, consider granting an extension.

As a reminder, you are required to provide the EPA with quarterly progress reports beginning April 1, 2023.

If you have any questions concerning this Second Addendum, please contact Dustin James via email at james.dustin@epa.gov, or by phone at (800) 227-8917, extension 6117, or (303) 312-6117. Any questions from the District's attorney should be directed to Mia Bearley, Senior Assistant Regional Counsel, via email at bearley.mia@epa.gov or by phone at (800) 227-8917, extension 6554, or (303) 312-6554.

Sincerely,

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

cc: WY DEQ/DOH (via email)
Lincoln County Commissioners
Ms. Dorrene Brown Butterfield, Secretary, Broken Wheel Ranch I&S District
Mr. Jason Mavy, Operator, Broken Wheel Ranch Association Public Water System
Mr. Mark Mosgeller, President & Board Member, Broken Wheel Ranch Property Owners Association
Mr. Nick Cummings, Vice President & Board Member, Broken Wheel Ranch Property Owners Association
EPA Regional Hearing Clerk
Mark Baron, WY DEQ District Engineer