



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

2016 JUL 18 AM 8:45

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EPA REGION VIII
HEARING CLERK

JUL 18 2016

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Honorable Joseph Fabian
Mayor, Town of Wheatland
600 9th Street
Wheatland, Wyoming 82201

Re: Administrative Order Addendum issued to the Town of Wheatland, Wyoming, Wheatland Public Water System, PWS ID# 5600187, Docket No. SDWA-08-2016-0005

Dear Mayor Fabian,

This Addendum to the Administrative Order (AO) issued March 10, 2016, to the Town of Wheatland (Town), as owner of the Wheatland Public Water System (System), incorporates the schedule for cleaning the North Settling Basin, testing source water wells and blending options, and evaluating several long-term options to bring the System into continuous compliance with the MCL for uranium. This schedule was outlined in an attachment to a May 9, 2016, email from Mr. Doug Wiggins, Town Clerk and signed by Mayor Joseph Fabian and Mr. Rick Keck, Operator and Interim Department Head. Actions 1-7 have been completed, Actions 8-11 are to be completed, and Action 12 is ongoing. This Addendum letter constitutes the written approval by the EPA of the Town's schedule, as indicated in the table below.

Action

Completed by

<u>Action</u>	<u>Completed by</u>
1. Begin consultation with the Wyoming DEQ.	Initial meeting March 1, 2016
2. North Settling Basin drained, cleaned, and filled with blended water from wells #1 and #3. Well #2 out of service for repairs since February 2016. Water samples taken from North Settling Basin and source water wells #1 and #3.	March 11, 2016 (Completed)
3. Lab results received: well #1 below uranium MCL, well #3 above MCL, and blended water from wells #1 and #3 above MCL.	March 18, 2016 (Completed)

4. North Settling Basin drained, cleaned and filled with water from well #1 only. Well #3 taken out of service. North Settling Basin connected to distribution system and back online.	March 19, 2016 (Completed)
5. Well #2 repaired and put back into service. North Settling Basin filled with blended water from wells #1 and #2. Water samples taken from North Settling Basin (SP03) and source water wells #1 and #2.	March 31, 2016 (Completed)
6. Lab results received: blended water from wells #1 and #2 does not exceed uranium MCL.	April 15, 2016 (Completed)
7. Begin consultation with the Wyoming Association of Rural Water Systems.	Initial meeting May 17, 2016
8. Submit quarterly progress reports to the EPA on progress made toward bringing system into compliance with the uranium MCL.	10 th day of month following relevant quarter (i.e., July 10, October 10, January 10 and April 10).
9. Evaluate options for achieving and maintaining compliance with uranium MCL at North Settling Basin. Possible actions include: <ul style="list-style-type: none"> ▪ Treatment, ▪ Abandoning well #3, ▪ Drilling a new well, ▪ Blending, and ▪ Blending with treatment. Make decision on action for achieving and maintaining compliance with uranium MCL.	July 31, 2016
10. Notify the EPA of action selected.	August 15, 2016
11. Submit to the EPA a plan and schedule for action selected to come into continuous compliance with uranium MCL.	September 30, 2016
12. Continue to monitor quarterly for uranium at the North Settling Basin (facility code SS01, sample point code SP03).	Until notified by the EPA of a different monitoring schedule.

Consistent with paragraph 10 of the AO, the milestone deadlines above are now enforceable requirements of the AO. Pursuant to paragraph 19 of the AO, the EPA is authorized to seek penalties if these deadlines are not met. If the Town has a reasonable basis to believe it may be unable to meet any deadline in the schedule, it shall notify the EPA well in advance of the scheduled deadline to request an extension. The EPA may, in its discretion, consider granting an extension.

Please be advised that the Town is required to comply with all provisions of the AO. This includes continuing to sample quarterly for uranium at the North Settling Basin (facility code SS01, sample point code SP03) and to provide quarterly public notice of uranium MCL violations if the running annual average exceeds 30 micrograms per liter ($\mu\text{g/L}$). Penalties for failing to comply are set forth in the Order.

Please contact Jill Minter at (800) 227-8917, extension 6084, or (303) 312-6084, or via email at minter.jill@epa.gov if you have any questions concerning this Addendum. If the Town is represented by

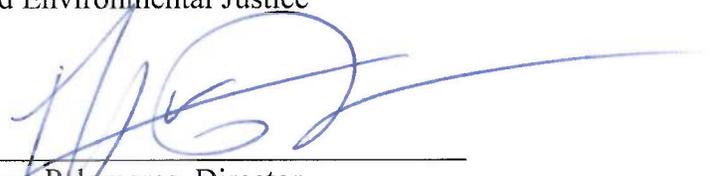
an attorney and has legal questions, please ask your attorney to contact Mia Bearley at the above 800 number, extension 6554, or at (303) 312-6554 or via email at bearley.mia@epa.gov.

We urge your prompt attention to this matter.

Sincerely,



James H. Eppers, 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: Mr. Doug Wiggins, Town Clerk/Treasure, Wheatland
Mr. Rick Keck, Operator, Wheatland Public Water System
Wyoming DEQ/DOH (via email)
Ms. Melissa Haniewicz, Regional Hearing Clerk, U.S. Environmental Protection Agency