



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA REGION VIII
HEARING CLERK

JUN 20 2011

Ref: 8 ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lynne Gray, President
Bennor Estates Phase I Improvement
and Service District
P. O. Box 2544
Gillette, WY 82717

Re: Administrative Order Addendum #3
Docket No. SDWA-08-2010-0074
PWS ID # WY5601596

Dear Ms. Gray:

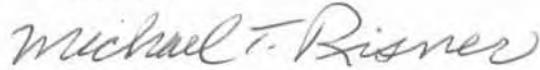
This third Addendum to the Administrative Order (AO) issued September 9, 2010 to the Bennor Estates Phase I Improvement and Service District (the District) approves your request on behalf of the District dated April 19, 2011 (received by EPA on May 9, 2011) for an extension to submit to EPA a final compliance plan and schedule including milestone dates to achieve compliance with the combined radium maximum contaminant level (MCL). The new deadline for submittal of the plan and schedule is August 15, 2011.

In your April 19, 2011 request for extension letter and May 17, 2011 update, you stated that the combined radium sample results from a neighboring subdivision did not offer the District any new information for a solution to its combined radium issue. As a result, the District has contracted with JVA Consulting Engineers to conduct a study and make recommendations for the treatment of combined radium. We understand that the options you are currently considering include connection to the Gillette regional water pipeline, point of use treatment, and installation of a whole system treatment plant. If the District chooses to connect to the Gillette regional water pipeline as its long term solution, EPA recommends that the District consider interim treatment for combined radium as the connection to the Gillette regional water pipeline may not happen for several years.

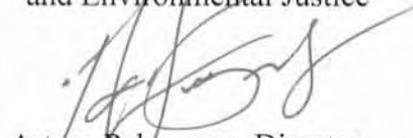
Please be advised the District must continue to sample quarterly for radionuclides and provide quarterly public notice of the combined radium MCL violations as long as the running annual average exceeds 5 picocuries per liter (pCi/l). EPA has most recently received radionuclide sample results from 2nd quarter 2011.

Please be advised that the District is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. Please contact Shawn McCaffrey, at (303) 312-6515 if you have any questions concerning this addendum. If you are represented by an attorney, please ask your attorney to call Marc Weiner at the above 800 number, extension 6913, or at (303) 312-6913.

Sincerely,



Michael T. Risner, Director
David Janik, 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:

Tina Artemis, EPA Regional Hearing Clerk
Wyoming DEQ/DOH (via email)
Duaine Faucett, Operator

