



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone 800-227-8917  
www.epa.gov/region08

2017 MAR 10 PM 1:34

FILED  
EPA REGION VIII  
HEARING CLERK

Ref: 8ENF-W-SDW

MAR 10 2017

CERTIFIED MAIL LETTER  
RETURN RECEIPT REQUESTED

Big Horn County Commissioners  
c/o Jerold S. Ewen, Chair  
P.O. Box 31  
Basin, Wyoming 82410

Re: Notice of Safe Drinking Water Act Enforcement Action against the Owners/Operators  
of the Camp Paintrock Public Water System, PWS ID#5601513 **Docket No. SDWA-08-2017-0008**

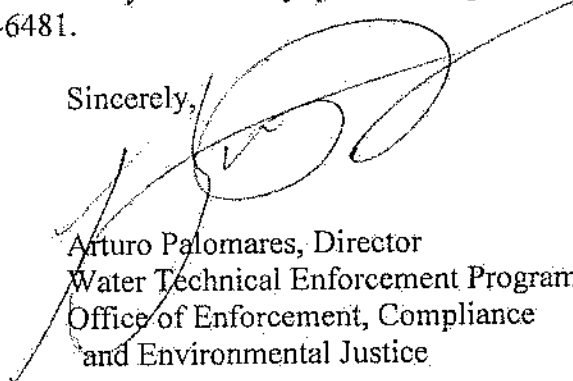
Dear Commissioners:

The Safe Drinking Water Act requires that the Environmental Protection Agency notify locally elected officials of certain enforcement actions taken in their area.

An Administrative Order (Order) is being issued to Paint Rock Canyon Enterprises, LLC and C5 Youth Foundation of Southern California, Inc., as owners/operators of the Camp Paintrock Public Water System, located in Big Horn County, directing them to comply with the National Primary Drinking Water Regulations. The violations alleged in the Order are for failure to monitor nitrate annually and failure to notify the EPA of the violations.

For more details, a copy of the Order is enclosed for your information. **The Order does not require any response or action by the County Commission.** If you have any questions regarding this Order, please contact Kathelene Brainich at (303) 312-6481.

Sincerely,



Arturo Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure



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CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

John R. Alm, Registered Agent  
Paint Rock Canyon Enterprises, LLC  
P.O. Box 10  
Hyattville, Wyoming 82428

Joseph Collins, Registered Agent  
C5 Youth Foundation of Southern California, Inc.  
1334 S. Central Avenue  
Los Angeles, California 90021-2210

Re: Administrative Order regarding Camp Paintrock Public Water System,  
PWS ID #5601513, Docket No. **SDWA-08-2017-0008**

Dear Messrs. Alm and Collins:

Enclosed is an Administrative Order (Order) issued by the U.S. Environmental Protection Agency under the authority of section 1414(g) of the Safe Drinking Water Act, 42 U.S.C. § 300g-3(g). Among other things, the Order alleges that Paint Rock Canyon Enterprises, LLC and C5 Youth Foundation of Southern California, Inc. (LLCs), as owners and/or operators of the Camp Paintrock Public Water System (System), have violated the National Primary Drinking Water Regulations at 40 C.F.R. part 141 (Drinking Water Regulations). This is the third Order issued to the LLCs regarding Camp Paintrock in the last five years.

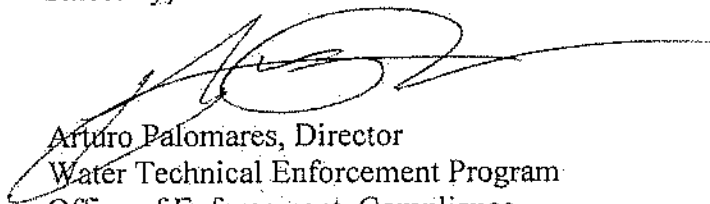
The Order is effective upon the date received. Please review the Order and within 10 days provide the EPA with any information the LLCs believe the EPA may not have (for example, monitoring that may have been done but not submitted, updates to the numbers of connections and/or individuals served). If the EPA does not hear from the LLCs, the EPA will assume the information in the Order is correct.

If the LLCs comply with the Order, the EPA may close the Order without further action. Failure to comply with the Order may lead to substantial civil penalties and/or a federal court injunction ordering compliance.

To submit information or to request an informal conference with the EPA, please contact Kathelene Brainich via email at [brainich.kathelene@epa.gov](mailto:brainich.kathelene@epa.gov) or by phone at (800) 227-8917, extension 6481 or (303) 312-6481. Any questions from your attorney should be directed to Lauren Hammond, Enforcement Attorney, who may be reached via email at [hammond.lauren@epa.gov](mailto:hammond.lauren@epa.gov), by phone at (800) 227-8917, extension 7081, or (303) 312-7081, or at the above address (with the mailcode 8ENF-L).

We urge your prompt attention to this matter.

Sincerely,



Arturo Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure

cc: WY DEQ/DOH (via email)  
Melissa Haniewicz, EPA Regional Hearing Clerk

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

2017 MAR 10 PM 1:34

IN THE MATTER OF: )

Paint Rock Canyon Enterprises, LLC and )  
C5 Youth Foundation of Southern California, Inc. )  
(Camp Paintrock) )

Respondents. )

FILED  
EPA REGION VIII  
HEARING CLERK

ADMINISTRATIVE ORDER

Docket No. SDWA-08-2017-0008

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) by section 1414(g) of the Safe Drinking Water Act (Act), 42 U.S.C. § 300g-3(g), as properly delegated to the undersigned officials.

2. Paint Rock Canyon Enterprises, LLC and C5 Youth Foundation of Southern California, Inc. (Respondents) are a Wyoming corporation and a California corporation, respectively, that own and/or operate the Camp Paintrock Water System (the System), which provides piped water to the public in Big Horn County, Wyoming, for human consumption.

3. The System is supplied by a groundwater source consisting of 1 well. The System's water is not treated. The System is open seasonally from June through August.

4. The System has approximately 8 service connections and/or regularly serves an average of approximately 100 individuals daily at least 60 days out of the year. Therefore, the System is a "public water system" as defined in section 1401(4) of the Act, 42 U.S.C. § 300f(4), and 40 C.F.R. § 141.2. The System is also a "transient, non-community water system" as defined in 40 C.F.R. § 141.2.

5. Respondents are subject to the Act and the National Primary Drinking Water Regulations (Drinking Water Regulations) at 40 C.F.R. part 141. The Drinking Water Regulations are "applicable requirements" as defined in section 1414(i) of the Act, 42 U.S.C. § 300g-3(i).

6. The Drinking Water Regulations include monitoring requirements. The EPA has sent Respondents annual notifications of the specific monitoring requirements that apply to the System.

**VIOLATIONS**

7. Respondents are required to monitor the System's water annually for nitrate. 40 C.F.R. § 141.23(d). Respondents failed to monitor the System's water for nitrate during 2015 and 2016, and therefore violated this requirement.

8. Respondents are required to report any failure to comply with any Drinking Water Regulation to the EPA within 48 hours (except where the Drinking Water Regulations specify a different time period). 40 C.F.R. § 141.31(b). Respondents failed to report the violation cited in paragraph 7, above, to the EPA and therefore violated this requirement.

### ORDER

Based on the above violations, Respondents are ordered to perform the following actions upon Respondents' receipt of this Order (unless a different deadline is specified below):

9. Within 30 days of opening for the 2017 season and as required by the Drinking Water Regulations thereafter, Respondents shall monitor the System's water sources for nitrate as required by 40 C.F.R. § 141.23(d).

10. Respondents shall report any violation of the Drinking Water Regulations to the EPA within 48 hours of the violation occurring, as required by 40 C.F.R. § 141.31(b). However, if a different time period for reporting is specified in this Order or the Drinking Water Regulations, Respondents shall report within that different period.

11. This Order shall be binding on Respondents, their successors and assigns, and any person (e.g., employee, contractor, or other agent) acting in concert with Respondents.

12. If Respondents (a) lease or sell the System to another person or entity, or (b) contract with or hire any other person or entity to operate the System, Respondents shall, no later than the date of such lease, sale, or other contract, provide a copy of this Order to the lessee, purchaser, or contractor. No later than 10 days thereafter, Respondents shall notify the EPA in writing of the lease, sale, or other contract, with such notification to include the name and contact information of the person who has leased, bought, or contracted to operate the System. Respondents shall remain obligated to comply with this Order even if Respondents lease the System to another person or entity or hires another person or entity to operate the System.

13. Respondents shall direct all reporting required by this Order to:

U.S. EPA Region 8 (8P-W-DW)  
1595 Wynkoop Street  
Denver, CO 80202-1129  
Email: [R8DWU@epa.gov](mailto:R8DWU@epa.gov)  
Fax: (877) 876-9101

### GENERAL PROVISIONS

14. This Order shall not constitute a waiver, suspension, or modification of any requirement of the Act or Drinking Water Regulations. Issuance of this Order is not an election by the EPA to forgo any civil or criminal action.

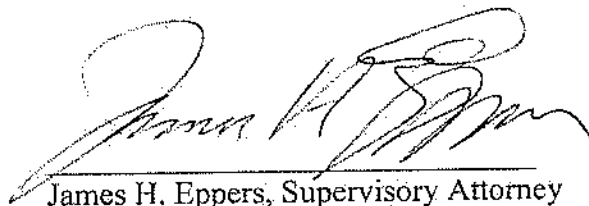
15. Violation of any part of this Order or the Drinking Water Regulations may subject Respondents to a civil penalty of up to \$53,907 (as adjusted for inflation) per day of violation. 42 U.S.C. § 300g-3; 40 C.F.R. part 19; 81 Fed. Reg. 43091 (July 1, 2016).

Paint Rock Canyon Enterprises, LLC (Camp Paintrock) and  
C5 Youth Foundation of Southern California, Inc.  
Page 3 of 3

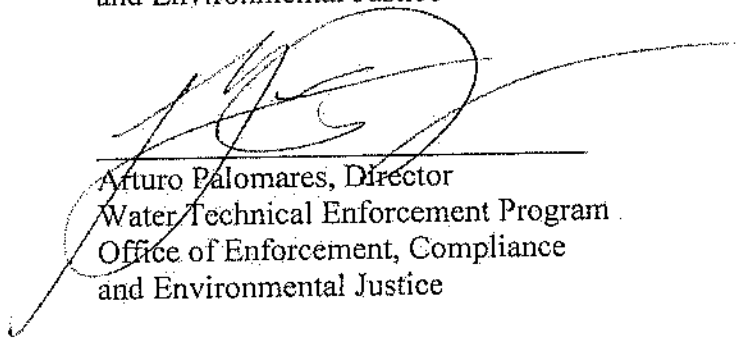
16. Respondents may seek federal judicial review of this Order pursuant to section 1448(a) of the Safe Drinking Water Act, 42 U.S.C. § 300j-7(a).

17. This Order is effective upon receipt by Respondents and will continue to be in effect until closed by the EPA.

Issued: \_\_\_\_\_, 2017.



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