



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

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

JUN 29 2009

Ref: 8ENF-W

CERTIFIED MAIL LETTER
RETURN RECEIPT REQUESTED

Sweetwater County Commissioners
c/o Debby Dellai-Boese, Chairwoman
80 West Flaming Gorge Way
Green River, Wyoming 82935

Re: Notice of Safe Drinking Water Act
Enforcement Action against
Lewis Mobile Home Park, LLC
PWS ID# WY5601175
Docket No: SDWA-08-2009-0053

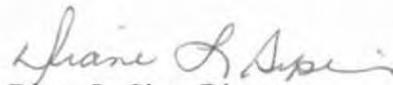
Dear County Commissioners:

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

An Administrative Order (Order) is being issued to Lewis Mobile Home Park, LLC, located in Rock Springs, Wyoming. This Order requires that Lewis Mobile Home Park, LLC take measures to return its public water system (Lewis Mobile Home Park) to compliance with the SDWA and the National Primary Drinking Water Regulations (NPDWRs). The violations include failing to monitor for total coliform and failing to report those violations to EPA.

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 Shawn McCaffrey at (303) 312-6515.

Sincerely,


Diane L. Sipe, Director
Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Enclosure



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REGION 8**

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JUL - 1 2009

Ref: 8ENF-W

CERTIFIED MAIL LETTER
RETURN RECEIPT REQUESTED

Lewis Mobile Home Park, LLC
Dennis Ridley, Registered Agent
721 E. Lincolnway
Cheyenne, Wyoming 82001

Re: Administrative Order
Docket No. **SDWA-08-2009-0053**
Lewis Mobile Home Park Public Water System
PWS ID# WY5601175

Dear Mr. Ridley:

Enclosed is an Administrative Order (Order) issued by the United States Environmental Protection Agency (EPA) under the authority of the Safe Drinking Water Act (SDWA), 42 U.S.C. §§ 300f *et seq.* Among other things, the Order describes how Lewis Mobile Home Park, LLC has violated the National Primary Drinking Water Regulations.

The Order is effective upon the date received. Please review the Order and within 10 days provide EPA with any information you believe EPA may not have. If Lewis Mobile Home Park, LLC complies with the Order for at least 12 months, 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 request an informal conference with EPA, please contact Shawn McCaffrey at the above address (with the mailcode 8ENF-W) or by phone at (800) 227-8917, extension 6515 or (303) 312-6515. The attorney assigned to this matter is Marc Weiner, who can be reached at the above address (with the mailcode 8ENF-L) or by phone at (800) 227-8917, extension 6913 or (303) 312-6913.

We urge your prompt attention to this matter.

Sincerely,



Diane L. Sipe, Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Enclosures
Order

cc: Melanie Eickbush, Park Manager
Tina Artemis, EPA Regional Hearing Clerk
Wyoming DEQ (via email)
Wyoming DOH (via email)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2009 JUL -1 AM 8:50

FOR REVIEW BY
HEARING OFFICER

IN THE MATTER OF)
)
Lewis Mobile Home Park, LLC)
Rock Springs, Wyoming)
)
Respondent)

ADMINISTRATIVE ORDER

Docket No. **SDWA-08-2009-0053**

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) in the Public Health Service Act (as amended by and hereafter referred to as the "Safe Drinking Water Act" or the "Act"), 42 U.S.C. § 300f et seq., as properly delegated to the undersigned officials.

2. Lewis Mobile Home Park, LLC (Respondent) is a company that owns and/or operates the Lewis Mobile Home Park Public Water System (the System) in Sweetwater County, Wyoming, which provides piped water to the public for human consumption. The System is supplied by water purchased from the City of Rock Springs, and serves approximately 250 persons through 96 service connections year-round. The System is a "consecutive community water system" as defined in 40 C.F.R. § 141.2. Respondent is subject to the requirements of the Act and the National Primary Drinking Water Regulations (drinking water regulations) at 40 C.F.R. part 141.

VIOLATIONS

3. Respondent is required to monitor the System's water at least once per month to determine compliance with the maximum contaminant level (MCL) for total coliform bacteria. 40 C.F.R. § 141.21. Respondent failed to monitor the water for contamination of total coliform bacteria during October 2008, November 2008, December 2008 and March 2009 and, therefore, violated this requirement.

4. Respondent is required to report any failure to comply with a coliform monitoring requirement to the EPA within ten days after the System learned of the violation. 40 C.F.R. § 141.21(g)(2). Respondent failed to report to the EPA the failure to monitor total coliform violations listed in paragraph 3 above and therefore violated this requirement.

ORDER

Based on the above violations, Respondent is ordered to perform the following actions:

5. Upon receipt of this Order, Respondent shall monitor monthly for total coliform bacteria. 40 C.F.R. § 141.21. Respondent shall report all analytical results to EPA within the first 10 days following the month in which sample results are received, or within the first 10 days following the end of the monitoring period, whichever is shortest. 40 C.F.R. § 141.31(a).

6. Respondent shall report any violation of total coliform monitoring requirements to EPA within 10 days after the Respondent learns of it. 40 C.F.R. § 141.21(g)(2).

7. Reporting requirements specified in this Order shall be provided by certified mail to:

U. S. EPA Region 8 (8P-W-DW)
1595 Wynkoop Street
Denver, CO 80202-1129

GENERAL PROVISIONS

8. This Order does 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 EPA to forgo any civil or criminal action.

9. Violation of any part of this Order or the drinking water regulations may subject Respondent to a civil penalty of up to \$37,500 (as adjusted for inflation) per day of violation. 42 U.S.C. § 300g-3(g)(3); 40 C.F.R. part 19.

Issued this 29th day of June, 2009.

David Rochlin

David Rochlin, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Diane L. Sipe

Diane L. Sipe, Director
Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice