



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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EPA REGION VIII  
HEARING CLERK

MAY 7 2013

Ref: 8ENF-W

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Lee Splett, President  
Clearview Improvement & Service District  
P.O. Box 2634  
Rock Springs, WY 82901

Re: Administrative Order Violation  
Docket No. SDWA-08-2012-0049  
PWS ID #WY5600091

Dear Mr. Splett:

On September 4, 2012, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order), ordering the Clearview Improvement & Service District (Respondent), as owner and/or operator of the Clearview Improvement & Service District Public Water System (System), to comply with certain regulations promulgated under the federal Safe Drinking Water Act, 42 U.S.C. §§ 300f to 300j-26. The EPA's records indicate that the Respondent is in violation of the Order. Among other things, the Order included the following requirement (quoted from items 12, 13 and 14 on pages 2 and 3 of the Order):

1. Respondent shall monitor the System's water monthly for total coliform bacteria and, if any sample is positive for total coliform, conduct repeat and additional routine monitoring, as required by 40 C.F.R. § 141.21. Respondent shall report analytical results to the EPA within the first 10 days following the month in which Respondent receives sample results, as required by 40 C.F.R. § 141.31(a). Respondent shall report any violation of coliform monitoring requirements in 40 C.F.R. part 141 to the EPA within 10 days after discovering the violation, as required by 40 C.F.R. § 141.21(g)(2).

Respondent did not monitor the System's water for total coliform bacteria in August 2012, December 2012, February 2013 and March 2013 and failed to report these violations to EPA.

2. Within 30 days of receipt of this Order, Respondent shall prepare an annual CCR (to include all information required by 40 C.F.R. §§ 141.153 and 154) for the System for 2011 and distribute the report to the System's customer and the EPA. No later than October 1, 2012, Respondent shall certify to the EPA that the CCR has been distributed to the System's customers and that its information is correct and consistent with monitoring data previously provided to the

EPA. Thereafter, Respondent shall prepare and distribute annual CCRs and provide certifications as required by 40 C.F.R. §§ 141.152-141.155.

Respondent failed to prepare the 2011 CCR within 30 days of receipt of the Order (by October 11, 2012).

3. Within 30 days after receipt of this Order, Respondent shall notify the public of the May 2008 violation cited in paragraph 7, above, following the instructions provided with the public notice template provided to Respondent with this Order. Thereafter, following any future violation of the Drinking Water Regulations, Respondent shall comply with any applicable public notice provisions of 40 C.F.R. part 141, subpart Q. Within 10 days after providing public notice, Respondent shall submit a copy of the notice to the EPA.

The Respondent failed to prepare and distribute the public notice for the May 2008 violation.

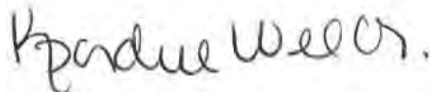
The EPA is considering additional enforcement action as a result of the Respondent's non-compliance with the Order. Violating an administrative order may lead to (1) a penalty of up to \$37,500 per day per violation of the order, and/or (2) a court injunction ordering compliance.

If the EPA's information appears incorrect and/or you have any questions, please contact Olive Hofstader at 1-800-227-8917, extension 6467, or (303) 312-6467. If you are represented by an attorney who has questions, please ask the attorney to contact Dana Stotsky, Enforcement Attorney, at 1-800-227-8917, extension 6905, or (303) 312-6905, or at the following address:

Dana Stotsky, Enforcement Attorney  
U.S. EPA, Region 8 (8ENF-L)  
1595 Wynkoop Street  
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.

Sincerely,



Kimberly Pardue-Welch, Team Leader  
Drinking Water Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

cc: WY DEQ/DOH (via email)  
Tina Artemis, EPA Regional Hearing Clerk  
Margaret R. Jones, Financial Secretary and District Manager