



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8, MONTANA OFFICE
FEDERAL BUILDING, 10 W. 15th STREET, SUITE 3200
HELENA, MONTANA 59626

2008 AUG -7 PM 2:09

AUG 06 2008

EPA REGION VIII
HEARING CLERK

Ref: 8MO

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Richard Opper, Director
Montana Department of Environmental Quality
Metcalf Building
1520 West Sixth Avenue
Helena, MT 50620

NOTICE OF VIOLATION

Docket No. SDWA-08-2008-0029

Re: Blue Moon Plentywood Public Water System
PWS ID# MT0001664

Dear Richard:

The above referenced public water system has violated certain provisions of the Safe Drinking Water Act (SDWA), 42 U.S.C. section 300f, et seq. and the National Primary Drinking Water Regulations at 40 C.F.R. part 141 described below. This Notice of Violation (NOV) follows a previous NOV sent to you on March 11, 2008, for other violations.

The Environmental Protection Agency (EPA) obtained this information from an email message sent to EPA by DEQ staff on July 25, 2008, the Montana Department of Environmental Quality's (MDEQ) files, and data contained in the Safe Drinking Water Information System (SDWIS). Please notify Eric Finke of my staff at (406) 457-5026 within 20 days if your records show any discrepancies with these determinations of violation.



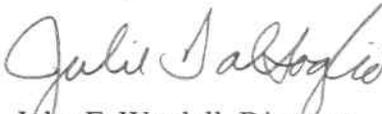
Alleged Violation at Blue Moon Plentywood PWS ID # MT0001664	
Description of Violation and Regulatory Citation	Compliance Periods
Unapproved construction of a public water system improvement, Administrative Rules of Montana (ARM) 17.38.101(4) and Montana Codes Annotated (MCA) 75-6-112	Unapproved installation of a reverse osmosis unit discovered during a sanitary survey on April 16, 2008

This Notice of Violation is issued pursuant to section 1414(a) of the SDWA, 42 U.S.C. section 300g-3(b). For the violations listed above, if MDEQ does not commence appropriate enforcement action within 30 days from the receipt of this notification, EPA is authorized to either issue an Administrative Order under section 1414(g) of the SDWA requiring the public water system to comply with these regulations, or commence civil action under section 1414(b) of the SDWA.

Please inform EPA of any change in the compliance status of this system. You may wish to confer with my staff to determine EPA's position concerning this system and to exchange appropriate information. If the MDEQ does not commence appropriate enforcement action within 30 days from the receipt of the notification, EPA will proceed with the issuance of an Administrative Order.

If you have any questions, please contact Eric Finke at (406) 457-5026. A copy of this Notice of Violation has been concurrently sent to the public water system identified above.

Sincerely,


 John F. Wardell, Director
 EPA Montana Office

cc: Judy Hanson, Permitting and Compliance Division
 John Arrigo, Enforcement Division
 Rachael Clark/Jon Dilliard, Public Water and Subdivision Bureau
 Lisa Kahn, 8ENF-W
 Marc Weiner, 8ENF-L
 Blue Moon Plentywood, PWS ID# MT0001664