



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

Ref: 8ENF-W-SD

April 8, 2020

**SENT VIA EMAIL**  
**DIGITAL READ RECEIPT REQUESTED**

Mr. Rodney Maki, Owner  
Wrangler Estates, Inc.  
[rodneymaki@yahoo.com](mailto:rodneymaki@yahoo.com)

Re: Violation of Administrative Order issued to Rodney Maki regarding Wrangler Estates Public Water System, PWS ID #WY5601474, Docket No. **SDWA-08-2020-0018**

Dear Mr. Maki:

**The purpose of this letter is to provide notice of the EPA's intention to file a complaint seeking civil administrative penalties.** Specifically, on January 22, 2020, the EPA issued the above-referenced Administrative Order (Order), directing you to comply with the National Primary Drinking Water Regulations issued by the EPA under the Safe Drinking Water Act, 42 U.S.C. section 300f, *et seq.* Our records indicate that you are in violation of the Order.

Among other things, the Order included the following requirements (summarized from paragraphs 10, and 11 on pages 2, and 3 of the Order), which have not been fulfilled:

- Within 30 calendar days of receipt of this Order, Respondent shall consult with the EPA regarding action to correct significant deficiencies and shall submit a proposed schedule (Schedule) and plan to the EPA for completion of all corrective actions. The Schedule shall be incorporated into this Order with each milestone to be an enforceable requirement upon written approval by the EPA. Within 10 calendar days after completing all tasks included in the Schedule, Respondent shall notify the EPA of the project's completion. Respondent shall provide sufficient evidence to the EPA including photographs of the corrective actions. Thereafter, if the EPA identifies any significant deficiency at the System, Respondent shall complete corrective action for each significant deficiency and provide notification to the EPA within 30 calendar days of completion, as required by 40 C.F.R. §§ 141.403(a) and 141.405(a)(2).

Corrective Actions:

- The air vent on the Northwest Storage Tank (ST01) currently terminates 6" above the roof. The air vent is required to terminate in an inverted U 24" above the storage tank to prevent intake of contaminants by the tank.
- The air vent on the Southeast Storage Tank (ST02) currently terminates 6" above the roof. The air vent is required to terminate in an inverted U 24" above the storage tank to prevent intake of contaminants by the tank.

- Overflow screening on finished water storage tanks improvement needed. The Overflows must be fitted with a #24-mesh non-corrodible screen, or properly scaled flapper or duckbill valve to prevent contamination (including contamination carried by insects, rodents, and birds) from entering the public water system.
- Within 30 days after receipt of this Order, Respondent shall notify the public of the violation (Tier 2) cited in paragraph 7, above. Templates and instructions are available at: <https://www.epa.gov/region8-waterops/ground-water-rule-failure-take-corrective-action-public-notification-template>. Within 10 days after providing public notice, Respondent shall submit a copy of the notice and certification to the EPA. 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.

In other words, you were required to consult with the EPA regarding action to correct significant deficiencies and submit a schedule to the EPA for completion of all corrective actions. Our records indicate that you failed to consult with the EPA regarding action to correct significant deficiencies and did not submit a Schedule to the EPA for completion of all corrective actions.

You were also required to notify the public of the violation (Tier 2) cited in paragraph 7 of the Order. Our records indicate that you failed to notify the public of the violation (Tier 2) within the required timeframe cited in paragraph 7 of the Order and/or failed to submit a copy and certification to the EPA.

These violations of the EPA's Order may lead to (1) a penalty of up to \$58,328 per day per violation of the Order, (2) a court injunction ordering compliance, or both. Please note that the EPA may choose not to file a complaint if you provide the EPA with notice of completed corrective action regarding the above-referenced violations within 30 calendar days.

If you have any questions or to request an informal conference with the EPA, please contact Nathan Hicks via email at [hicks.nathaniel@epa.gov](mailto:hicks.nathaniel@epa.gov), or by phone at (800) 227-8917, extension 6546, or (303) 312-6546. If you are represented by legal counsel, any questions from your attorney should be directed to Shaula Eakins, Assistant Regional Counsel, via email at [eakins.shaula@epa.gov](mailto:eakins.shaula@epa.gov) or by phone at (800) 227-8917, extension 6317, or (303) 312-6317.

We urge your prompt attention to this matter.

Colleen Rathbone, Chief  
Water Enforcement Branch  
Enforcement and Compliance Assurance Division

cc: WY DEQ/DOH  
Campbell County Commissioners ([RRB01@ccgov.net](mailto:RRB01@ccgov.net); [MAC01@ccgov.net](mailto:MAC01@ccgov.net))  
Melissa Haniewicz, EPA Regional Hearing Clerk  
Rodney Maki, ([rodneymaki@yahoo.com](mailto:rodneymaki@yahoo.com))