



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8, MONTANA OFFICE
FEDERAL BUILDING, 10 W. 15th STREET, SUITE 3200
HELENA, MONTANA 59626

2014 SEP 18 AM 9: 26

Ref: 8MO

SEP 18 2014

FILED
EPA REGION VIII
HEARING CLERK

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Margaret Q. Thompson
Registered Agent
Beaverhead County Water and/or Sewer District
2 South Pacific Street, Ste. #3
Dillon, MT 59725

Re: 6th Administrative Order Violation letter issued to Beaverhead County Jackson Water and/or Sewer District Public Water System, PWS ID #MT0002590, Docket No. SDWA-08-2010-0004

Dear Ms. Thompson:

On December 14, 2009, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order), ordering the Beaverhead County Jackson Water and/or Sewer District (Respondent), as owner and/or operator of the Beaverhead County Jackson Water and Sewer District public water system, to comply with certain regulations promulgated under the federal Safe Drinking Water Act, 42 U.S.C. §§ 300f to 300j-26. The Order was updated on April 17, 2013, by the issuance of an Amended Administrative Order (Amended Order).

Among other things, the Order and Amended Order cited violations of the EPA's Consumer Confidence Report (CCR) requirement and directed the Respondent to prepare and distribute annual CCRs and provide certifications as required by 40 C.F.R. §§ 141.152-141.155. (See item 18 on page 4 of the Order and item 21 on page 4 of the Amended Order.)

The EPA's records indicate that the Respondent did not prepare and distribute the annual CCR for 2013 by July 1, 2014, as required by the Order and the Amended Order. Please prepare and distribute the 2013 CCR immediately and provide a copy to the State of Montana and the EPA. Please also note that an additional violation will occur if the Respondent fails to provide the State of Montana and EPA with a certification by October 1, 2014, that the CCR has been distributed as required.

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 Sienna Meredith of my staff at 1-800-457-2690 or (406) 457-5026. If the Respondent is represented by an attorney who has questions, please ask the attorney to contact Peggy Livingston, Enforcement Attorney, at 1-800-227-8917, extension 6858, or (303) 312-6858, or at the following address:



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Peggy Livingston, 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,



Julie A. DalSoglio, Director
EPA Region 8 Montana Office

cc: Chad Anderson, MDEQ (by email)
John Arrigo, MDEQ (by email)
Jon Dilliard, MDEQ (by email)
Tom Dawson, President, Beaverhead Jackson
Water and/or Sewer District
Debra L. Scott, Beaverhead County Clerk and Recorder
Laverne Jackson, Beaverhead Jackson Water and/or Sewer
District (via certified mail/return receipt requested)
Joan Hullett, Operator, Beaverhead Jackson Water and/or Sewer
District (via certified mail/return receipt requested)
Jeanette Robertson, Beaverhead Jackson Water and/or Sewer
District (via certified mail/return receipt requested)
Tom Wagenknecht, Beaverhead county sanitarian (by email)
Callie McIntosh, RCAC, Rural Development Specialist (by email)
Tina Artemis, EPA Regional Hearing Clerk (by email)
Ross Mollenhauer, Engineer with Morrison Maierle, Inc.