



REGION 3

PHILADELPHIA, PA 19103

VIA Electronic Mail

Mavis Brewster
McDowell County PSD Bartley
21901 Rocket Boys Drive
Welch, WV 24801-6224
mavis.b@mcdowellcopd.com

Re: Administrative Order
U.S. EPA Docket No. SDWA-03-2026-0039DS

Dear Mavis Brewster:

Enclosed please find the Administrative Order that the United States Environmental Protection Agency Region 3 ("EPA") is issuing to the McDowell County PSD Bartley public water system for failure to submit a service line inventory by October 16, 2024, as required by the Safe Drinking Water Act's Lead and Copper Rule Revisions, 40 C.F.R. § 141.84.

McDowell County PSD Bartley is invited to confer with the EPA about the findings and conclusions reflected in the Order; **please request a conference within five (5) calendar days of receipt of this Order if you would like an opportunity to confer.**

The effective date of this Order shall be five (5) calendar days from the date of your receipt of this Order, or, if a conference is requested, this Order shall become effective five (5) calendar days after the conference is held.

The EPA has not determined whether McDowell County PSD Bartley constitutes a "small entity" under the Small Business Regulatory Enforcement and Fairness Act ("SBREFA") (see Title II of Public Law No. 104-121). The Small Business Resources and the Small Business Regulatory Enforcement and Fairness Act ("SBREFA") information link¹ provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and provides information on compliance assistance. Participating in the SBREFA program creates no new legal rights or defenses and will not affect the EPA's decision to pursue this enforcement action. The Ombudsman does not participate in resolving the EPA's enforcement actions.

¹<https://www.epa.gov/system/files/documents/2025-10/smallbusinessresourcesinfosheet092025.pdf>

Please note that failure to comply with the provisions of the attached Order may subject McDowell County PSD Bartley to further enforcement action.

If you have any questions pertaining to this matter, please contact Natale DePase of my staff at (215) 814-2799 or Depase.Natale@epa.gov.

Sincerely,

Andrea Bain
Acting Director
Enforcement and Compliance Assurance Division