



REGION 8

DENVER, CO 80202

June 25, 2024

FILED

Jun 25, 2024

10:52 am

U.S. EPA REGION 8  
HEARING CLERK

Ref: 8ECA-W-S

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. James Nicholson  
Environmental Manager  
Martin Marietta Materials, Inc.  
7381 West 133rd St, Suite 401  
Overland, KS 66213  
james.nicholson@martinmarietta.com

C T Corporation System  
Registered Agent, Martin Marietta Materials, Inc.  
2232 Dell Range Blvd, Suite 200  
Cheyenne, WY 82009 USA

Subj: Administrative Order Issued to Martin Marietta Materials, Inc., Regarding Granite Canyon Quarry Public Water System, PWS ID #WY5601146  
Docket No. SDWA-08-2024-0033

Dear Mr. Nicholson and Registered Agent:

Enclosed is an Administrative Order (Order) issued by the U.S. Environmental Protection Agency under the authority of section 1414(g) of the Safe Drinking Water Act, 42 U.S.C. § 300g-3(g). Among other things, the Order alleges that Martin Marietta Materials, Inc. (Respondent), as owner and/or operator of the Granite Canyon Quarry Public Water System (System), has violated the EPA's drinking water regulations at 40 C.F.R. part 141 (Part 141).

The EPA's records indicate the System has exceeded the maximum contaminant level (MCL) for nitrate. Nitrate is an acute contaminant which, amongst other serious health risks, can be lethal for infants six months old and younger. *The Order requires compliance with the nitrate MCL no later than one year of the issuance date, however, EPA urges you to take expeditious action to reduce the nitrate exposure at the System as soon as possible.*

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The Order is effective upon the date received. If Respondent complies with the Order, the EPA may close the Order without further action. Failure to comply with the Order may trigger immediate action by the EPA, including a complaint seeking administrative penalties. The complaint may lead to assessment of civil penalties of up to \$69,733 (as adjusted for inflation) per day of violation, a federal court injunction ordering compliance, or both.

Please be aware that Respondent is required to submit to the EPA a plan and schedule for bringing the System into compliance with Part 141. The EPA's approval of Respondent's schedule does not substitute for any other approval that may be required by any other governmental entity for modifying the System. The EPA encourages Respondent to contact any such governmental agency or agencies regarding any applicable approval requirements. Changes to the System may require a permit from the Wyoming Department of Environmental Quality (WY DEQ). The contact person at WY DEQ for your region is Dennis Lewis. He can be reached at 307-777-7088 or [dennis.lewis@wyo.gov](mailto:dennis.lewis@wyo.gov).

Respondent is required to notify the public quarterly by completing a public notice until the nitrate maximum contaminant level violation is resolved. Please submit a copy of the completed public notice and a certification of its completion (template information is found in the attached Order) to the EPA each quarter.

If Respondent has any questions or to discuss this Order with the EPA, please contact Marlon Bell via email at [Bell.marlon@epa.gov](mailto:bell.marlon@epa.gov), or by phone at (800) 227-8917, extension 6539, or (303) 312-6539. Any questions from the Respondent's attorney should be directed to Noah Stanton, Assistant Regional Counsel, via email at [Stanton.noah@epa.gov](mailto:Stanton.noah@epa.gov) or by phone at (800) 227-8917, extension 6163, or (303) 312-6163.

We urge your prompt attention to this matter.

Sincerely,

Tiffany Cantor, Acting Manager  
Water Enforcement Branch  
Enforcement and Compliance Assurance Division

ENCLOSURE

cc: WY DEQ/DOH (via email)  
Laramie County Commissioners  
EPA Regional Hearing Clerk  
James Sharn, Director  
Rick Redella, Water Operator  
Sean Borck, Plant Manager

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Dennis Lewis, WY DEQ District Engineer

Lily Barkau, WY DEQ, Natural Resources Program Manager