



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

2011 SEP 13 AM 8:55

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EPA REGION VIII  
HEARING CLERK

Ref: 8 ENF-W

SEP 13 2011

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Lynne Gray, President  
Bennor Estates Phase I Improvement  
and Service District  
P. O. Box 2544  
Gillette, WY 82717

Re: Administrative Order Addendum #4  
Docket No. SDWA-08-2010-0074  
PWS ID # WY5601596

Dear Ms. Gray:

Pursuant to paragraph 10 of the Order section in the Administrative Order (AO) issued September 9, 2010, to the Bennor Estates Phase I Improvement and Service District (the District) by the U.S. Environmental Protection Agency (EPA), this 4<sup>th</sup> Addendum to the AO incorporates the final compliance plan and schedule outlined in your letter dated June 21, 2011 and further clarified in your August 16, 2011 letter. This letter constitutes the written approval by EPA of the District's schedule as indicated in the chart below.

Per the final compliance plan as outlined in your letter dated August 16, 2011, the District intends to connect to the Gillette regional water pipeline. According to EPA's recent discussions with Mike Cole, Utility Project Manager for the City of Gillette, the Gillette regional water pipeline is scheduled to be completed by mid 2016. EPA acknowledges that the District has been designated by the City of Gillette and Campbell County as a priority 1 connection to the Gillette regional water pipeline. The construction of the Eight Mile Line 1 connection from the District to the Gillette regional water pipeline is scheduled to be completed by mid 2014.

Action

Completion Date

The District shall provide an annual update to EPA on the construction status of the Eight Mile Line 1 and the Gillette regional water pipeline.	December 31, 2011 and every year thereafter until project completion.
Construction of the Eight Mile Line 1 connection from the District to the Gillette regional water pipeline, and blending to reach the combined radium maximum contaminant level (MCL).	July 1, 2014

Please note that EPA expects this approved schedule to be met. While not creating any right to an extension, EPA may at its discretion consider granting an extension to any deadline in the schedule under limited circumstances. If unexpected events occur that are beyond the District's control and that may prompt the District to request an extension of these deadlines, the District will be responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need. The District must provide the following information in any request for extensions: a description of the work that has been completed and the additional work that may not be completed by the deadline dates, the unexpected events that occurred and how the District attempted to foresee or overcome these obstacles, the proposed new deadline dates, and an explanation that justifies the new proposed deadline dates.

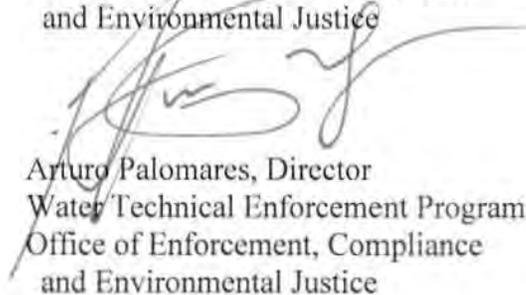
Please be advised the District must continue to sample quarterly for radionuclides and provide quarterly public notice of the combined radium MCL violations as long as the running annual average exceeds 5 picocuries per liter (pCi/l). EPA has most recently received radionuclide sample results from 2<sup>nd</sup> quarter 2011.

Please be advised that the District is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. Please contact Shawn McCaffrey, at (303) 312-6515 if you have any questions concerning this addendum. If you are represented by an attorney, please ask your attorney to call Marc Weiner at the above 800 number, extension 6913, or at (303) 312-6913.

Sincerely,



Matthew Cohn, Director  
Legal Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice



Arturo Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

cc:

Tina Artemis, EPA Regional Hearing Clerk  
Wyoming DEQ/DOH (via email)  
Duaine Faucett, Operator

