



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

AUG -4 2008

Ref: 8ENF-W

CERTIFIED MAIL LETTER  
RETURN RECEIPT REQUESTED

Sweetwater County Commissioners  
c/o Wally Johnson, Chairman  
80 West Flaming Gorge Way  
Green River, WY 82935

Re: Notice of Safe Drinking Water Act  
Enforcement Action against  
Statewide Services, Inc.  
PWS ID#WY5601589 – ESS/BP Man Camp


Dear County Commissioners:

The Safe Drinking Water Act (SDWA) requires that the United States Environmental Protection Agency (EPA) notify locally elected officials of certain enforcement actions taken in their area.

An Administrative Order is being issued to Statewide Services, Inc., for SDWA violations at ESS/BP Man Camp, located in Wamsutter, Wyoming. This Order requires that Statewide Services, Inc. take measures to return its public water system (ESS/BP Man Camp) to compliance with the SDWA and the National Primary Drinking Water Regulations (NPDWRs). The violations include: failure to monitor four consecutive quarters for organic contaminants, failure to monitor radionuclides in 2007, and failure to report the violations to EPA.

For more details, a copy of the Order is enclosed for your information. **The Order does not require any response or action by the County Commission.** If you have any questions regarding this Order, please contact Shawn McCaffrey at (303) 312-6515.

Sincerely,

  
Diane L. Sipe, Director  
Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure



Printed on Recycled Paper



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

AUG - 4 2008

Ref: 8ENF-W

CERTIFIED MAIL LETTER  
RETURN RECEIPT REQUESTED

C T Corporation System, Registered Agent  
Statewide Services, Inc.  
1720 Carey Ave.  
Cheyenne, Wyoming 82001

Re: Administrative Order  
Docket No. **SDWA-08-2008-0084**  
PWS ID #WY5601589  
ESS/BP Man Camp

Dear C T Corporation System:


Enclosed is an Administrative Order issued by the Environmental Protection Agency (EPA) under the authority of the Safe Drinking Water Act (SDWA), 42 U.S.C. §§ 300f et seq. Among other things, the Order describes how Statewide Services, Inc. violated the National Primary Drinking Water Regulations.

The Order is effective upon the date received. Please review the Order and within 10 days provide EPA with any information you believe EPA may not have. If Statewide Services, Inc. complies with the Order for twelve months, EPA may close the Order without further action. Failure to comply with the Order may lead to substantial civil penalties and/or a Federal court injunction ordering compliance.

To submit information or request an informal conference with EPA, please contact Shawn McCaffrey at the above address (with the mailcode 8ENF-W) or by phone at (800) 227-8917, extension 6515, or (303) 312-6515. For legal questions, the attorney assigned to this matter is Jean Belille, who can be reached at the above address (with the mailcode 8ENF-L) or by phone at (800) 227-8917, extension 6556 or (303) 312-6556.

We urge your prompt attention to this matter.

Sincerely,

  
Diane L. Sipe, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosures  
Order

cc: Atti Van Rensburg, ESS Project Manager  
Kelly Bias, ESS Operator  
Dewey Johnston, BP Chief Operator  
WY DEQ (via email)  
WY DOH (via email)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

2008 AUG -4 AM 9:47

IN THE MATTER OF )  
 )  
Statewide Services, Inc., Owner )  
ESS/BP Man Camp )  
Wamsutter, Wyoming )  
 )  
Respondent )

EPA REGION VII  
HEARINGS CLERK

ADMINISTRATIVE ORDER

Docket No. **SDWA-08-2008-0084**

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) in the Public Health Service Act (as amended by and hereafter referred to as the "Safe Drinking Water Act" or the "Act"), 42 U.S.C. § 300f, as properly delegated to the undersigned officials.

2. Statewide Services, Inc. (Respondent) is a company that owns and/or operates the ESS/BP Man Camp Water System (the System) in Sweetwater County, Wyoming, which provides piped water to the public for human consumption. The System is supplied by a groundwater source consisting of one well, is treated, and serves approximately 220 people through 2 service connections all year. The System is a "community" water system as defined in 40 C.F.R. § 141.2. Respondent is subject to the requirements of the Act and the National Primary Drinking Water Regulations (drinking water regulations) at 40 C.F.R. part 141.

VIOLATIONS

3. Respondent was required to initially monitor the System's water for four consecutive, quarterly samples during 2007 to determine compliance with the maximum contaminant level (MCL) for radionuclides. 40 C.F.R. § 141.26(a). Respondent sampled the water for contamination of radionuclides in the 1<sup>st</sup> (January-March) and 2<sup>nd</sup> (April-June) quarter of 2008, but failed to monitor the water for contamination of radionuclides during all four quarters of 2007 and, therefore, violated this requirement.

4. Respondent was required to initially monitor the System's water for four consecutive, quarterly samples beginning in 2007 to determine compliance with the MCL for volatile organic contaminants. 40 C.F.R. § 141.24(f). Respondent sampled the water for contamination of volatile organic contaminants in June 2007, March 2008, and June 2008, but failed to sample for four consecutive quarters from January 2007 to the present and, therefore, violated this requirement.

5. Respondent was required to initially monitor the System's water for four consecutive, quarterly samples beginning in 2007 to determine compliance with the MCL for pesticide/herbicide organic contaminants. 40 C.F.R. § 141.24(h). Respondent sampled the water for contamination of pesticide/herbicide organic contaminants in June 2007, March 2008, and June 2008, but failed to sample for four consecutive quarters from January 2007 to the present and, therefore, violated this requirement.

6. Respondent is required to report any failure to comply with any of the drinking water regulations (except where a different reporting period is specified) to EPA within 48 hours. 40 C.F.R. § 141.31(b). Respondent failed to report the violations listed in paragraph 3, 4 and 5 above to EPA and, therefore, violated this requirement.

### **ORDER**

Based on the above violations, Respondent is ordered to perform the following actions:

7. Prior to September 30, 2008 and again between October 1, 2008 and December 31, 2008, and per the regulations thereafter, Respondent shall monitor for radionuclides. 40 C.F.R. § 141.26(a).

8. Prior to September 30, 2008 and again between October 1, 2008 and December 31, 2008, and per the regulations thereafter, Respondent shall monitor for volatile organic contaminants. 40 C.F.R. § 141.24(f).

9. Prior to September 30, 2008 and again between October 1, 2008 and December 31, 2008, and per the regulations thereafter, Respondent shall monitor for pesticide/herbicide contaminants. 40 C.F.R. § 141.24(h).

10. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received or within the first 10 days following the end of the monitoring period, whichever is shortest, as required by the drinking water regulations. 40 C.F.R. § 141.31(a).

11. Any violation of radionuclides monitoring or other NPDWR requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

12. Reporting requirements specified in this Order shall be provided by certified mail to:

U. S. EPA Region 8 (8P-W-DW)  
1595 Wynkoop Street  
Denver, CO 80202-1129

**GENERAL PROVISIONS**

13. This Order does not constitute a waiver, suspension, or modification of any requirement of the Act or drinking water regulations. Issuance of this Order is not an election by EPA to forgo any civil or criminal action.

14. Violation of any part of this Order, the Act, or the drinking water regulations may subject Respondent to a civil penalty of up to \$32,500 (as adjusted for inflation) per day of violation, 42 U.S.C. § 300g-3(g)(3); 40 C.F.R. part 19.

31 July 2008  
Date

David J. Janik  
David J. Janik, Acting Director  
Matthew Cohn, Acting Supervisory Attorney  
Legal Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

28 July 2008  
Date

Diane L. Sipe  
Diane L. Sipe, Director  
Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice