



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

Ref: 8ENF-W

APR 19 2010

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Campbell County Commissioners
c/o Roy Edwards, Chairman
500 South Gillette Avenue, Suite #1100
Gillette, Wyoming 82716

Re: Notice of Safe Drinking Water Act Enforcement
Action against Campbell County School District
No. 1; 4 – J School
PWS ID # WY5601056

Dear Commissioners:

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

EPA has issued an Administrative Order (Order) to the Campbell County School District No. 1, located in Campbell County, WY, directing it to comply with the National Primary Drinking Water Regulations at the 4-J School. The violations alleged in the Order include failing to monitor for lead and copper.

For more details, a copy of the Order is enclosed. **The Order does not require any response or action by the County Commission.** If you have any questions regarding this Order, please contact Mario Mérida at (303) 312-6297.

Sincerely,

A handwritten signature in black ink, appearing to read "Darcy O'Connor", is written over a horizontal line.

Darcy O'Connor, Acting Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Enclosure
Order



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Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Richard Strahorn, Superintendent
Campbell County School District No. 1
P.O. Box 3033
Gillette, WY 82717

Re: Administrative Order
4-J School Water System
Docket No. ~~SDWA-08-2010-0033~~
PWS ID #5601056

Dear Mr. Strahorn:

Enclosed is an Administrative Order (Order) issued by the Environmental Protection Agency (EPA) under the authority of the Safe Drinking Water Act, 42 U.S.C. §§ 300f et seq. Among other things, the Order alleges that the Campbell County School District No. 1, as owner and/or operator of the 4-J School water system, has violated the National Primary Drinking Water Regulations (drinking water regulations).

The Order is effective upon the date received. Please review the Order and within 10 days provide EPA with any information Campbell County School District No. 1 believes EPA may not have. If the School District complies with the Order, 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 Mario Mérida at the above address (with the mailcode 8ENF-W) or by phone at (800) 227-8917, extension 6297 or (303) 312-6297. Any questions from the School District's attorneys should be directed to David Janik, Enforcement Attorney, who may be reached at the above address (with the mailcode 8ENF-L) or by phone at (800) 227-8917, extension 6917 or (303) 312-6917.

We urge your prompt attention to this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Darcy O'Connor', with a stylized, wavy line extending to the right.

Darcy O'Connor, Acting Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Enclosures:
Order

cc:
WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk
Andy Mravlja, Facilities Manager, Campbell County School
District No. 1

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2010 APR 19 AM 9:09

FILED
EPA REGION VIII
HEARING CLERK

IN THE MATTER OF:)

Campbell County School District No. 1,)

Respondent.)

Docket No. SDWA-08-2010-0033

ADMINISTRATIVE ORDER

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) by the Safe Drinking Water Act, 42 U.S.C. § 300f *et seq.* (the Act), as properly delegated to the undersigned officials.
2. Campbell School District No. 1 (Respondent) is a "body corporate" under Wyoming law and therefore a "person" as that term is defined in § 1401(12) of the Act and 40 C.F.R. § 141.2., that owns and/or operates the 4 – J School Water System (the system), which provides piped water to the public in Campbell County, Wyoming, for human consumption.
3. The system is supplied by a groundwater source consisting of one well. The water is treated via a pellet chlorinating system.
4. The system has approximately two service connections and/or regularly serves at least 50 individuals daily at least 60 days out of the year. Therefore, the system is a "public water system" as defined in § 1401(4) of the Act, 42 U.S.C. § 300f (4), and 40 C.F.R. § 141.2. The system is also a "non-transient, non-community water system" as defined in 40 C.F.R. § 141.2.
5. Respondent is subject to the Act and the National Primary Drinking Water Regulations (drinking water regulations) at 40 C.F.R. part 141. The drinking water regulations are "applicable requirements" as defined in § 1414(i) of the Act, 42 U.S.C. § 300g-3(i).
6. The drinking water regulations include monitoring requirements. EPA has sent Respondent annual notifications of the specific monitoring requirements that apply to the system.

VIOLATIONS

7. Respondent is required to monitor the system's water for lead and copper by collecting at least five samples during each monitoring period. 40 C.F.R. § 141.86(c). While Respondent did collect a water sample on September 23, 2009, Respondent failed to collect the required number of samples of the system's water during the 2009 monitoring period, and, therefore, violated this requirement.

8. Respondent is required to report any violation of any drinking water regulations to EPA within 48 hours, except where the drinking water regulations specify a different time period. Respondent failed to report the violation cited in paragraph 7 to EPA and, therefore, violated this requirement.

ORDER

Based on the above violations, Respondent is ordered to perform the following actions upon Respondent's receipt of this Order (unless a different deadline is specified below):

9. Between June 1, 2010, and September 30, 2010, Respondent shall monitor the system's water for lead and copper, collecting five samples per sampling event, and thereafter as directed by EPA, in accordance with 40 C.F.R. § 141.86(b), (c) and (d). Respondent shall report analytical results to EPA within the first 10 days following the end of the monitoring period, as required by 40 C.F.R. § 141.90.

10. Respondent shall report any violation of the drinking water regulations to EPA within 48 hours or, if another time period for reporting is specified in the drinking water regulations, within that time period.

11. Respondent shall direct all reporting required by this Order to:

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

GENERAL PROVISIONS

12. 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.



13. Violation of any part of this Order or the drinking water regulations may subject Respondent to a civil penalty of up to \$37,500 (as adjusted for inflation) per day of violation. 42 U.S.C. § 300g-3; 40 C.F.R. part 19.

Issued: April 19, 2010

David Rochlin

Michael T. Risner, Director
David Rochlin, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Darcy O'Connor

Darcy O'Connor, Acting Director
Technical Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

