



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8, MONTANA OFFICE  
FEDERAL BUILDING, 10 W. 15<sup>th</sup> STREET, SUITE 3200  
HELENA, MONTANA 59626

2008 NOV 19 PM 1:33

EPA REGION VIII  
HEARING CLERK

Ref: 8MO

NOV 19 2008

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Richard Oppen, Director  
Montana Department of Environmental Quality  
Metcalf Building  
1520 West Sixth Avenue  
Helena, MT 59620

NOTICE OF VIOLATION

Docket No. SDWA-08-2009-0015

Re: Beaverhead Campground South Public Water  
System  
US Bureau of Reclamation  
1200 Hwy 41 N  
Dillon, MT 59725  
PWS ID# MT0002773

Dear Mr. Oppen:

The above referenced public drinking water system has violated certain provisions of the Safe Drinking Water Act (the Act), 42 U.S.C. § 300f, et seq. and the National Primary Drinking Water Regulations at 40 C.F.R. part 141. Our records, obtained from the Montana Department of Environmental Quality's Public Water Supply Online Query Reports, indicate the violations noted below. Please have your staff notify Eric Finke at (406) 457-5026 within 20 days if your records show any discrepancies with these determinations of violation.

Violation(s)	
Failure to monitor/report Routine <b>Total Coliform Bacteria</b> [40 C.F.R. § 141.21 and ARM 17.38.215(1)(b)]	Oct 2004, Sep 2005, Apr-Nov 2007
Failure to provide public notice of the above-referenced violations [40 C.F.R. § 141.201]	2005-2008
Failure to report the above-referenced violations to the State [40 C.F.R. § 141.21(g)(2)]	2004-2007


This Notice of Violation is issued pursuant to section 1414(a) of the Act, 42 U.S.C. § 300g-3(a). If the State does not commence appropriate enforcement action within 30 days from

the receipt of this notification, EPA is authorized either to issue an administrative order under section 1414(g) of the Act, 42 U.S.C. § 300g-3(g) requiring the public water system to comply with the regulations or requirements, or to commence civil action under section 1414(b) of the Act, 42 U.S.C. § 300g-3(b).

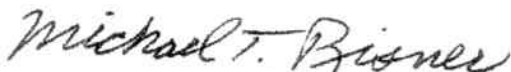
Please inform EPA of any change in the compliance status of this system. You may wish to have your staff confer with Mr. Finke to determine the Agency's position concerning this system and to exchange appropriate information. If the State does not commence appropriate enforcement action within 30 days from the receipt of the notification, EPA will proceed with issuance of an administrative order.

A copy of this notice of violation has been concurrently sent to the public water system identified above.

Sincerely,



John F. Wardell, Director  
EPA Montana Office



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

cc: Jon Hoerning, Beaverhead Campground South (via certified mail w/ return receipt)  
John Arrigo, MT DEQ (w/o enclosures)  
Shelly Nolan, MT DEQ (w/o enclosures)  
Tina Artemis, Regional Hearing Clerk, 8RC

bcc: Brenda Cazier, 8ENF-PT  
Marc Weiner, 8ENF-L  
Lisa Kahn, 8ENF-W (via email)  
Eric Finke, 8MO

cc addresses:

Jon Hoerning (via certified mail w/ return receipt)  
US Bureau of Reclamation  
1200 Hwy 41 N  
Dillon, MT 59725

Dan Jewell, Manager (via certified mail w/ return receipt)  
Billings Area Office Bureau of Reclamation  
P.O. Box 30137  
Billings, MT 59107-0137

John Arrigo, Administrator  
Enforcement Division  
Montana Department of  
Environmental Quality  
1520 E. Sixth Avenue  
P.O. Box 200901  
Helena, MT 59620-0901

Shelly Nolan, Chief  
Public Water Supply Compliance Section  
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