



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

1595 Wynkoop Street

DENVER, CO 80202-1129

Phone 800-227-8917

<http://www.epa.gov/region08>

MAR 21 2008

Ref: 8ENF-W

CERTIFIED MAIL LETTER 7006-3450-0002-1976-4149
RETURN RECEIPT REQUESTED

Converse County Commissioners
c/o Jim Willox, Chair
107 North 5th Street, Suite 114
Douglas, Wyoming 82633

Re: Notice of Safe Drinking Water Act
Enforcement Action against
Alpine Inn, PWS ID# WY5600320

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 the Alpine Inn Public Water System, Douglas, Wyoming. This Order requires that the public water system take measures to return its public water system to compliance with the SDWA and the National Primary Drinking Water Regulations. The violations include: failure to collect quarterly samples for total coliform; failure to post public notice; and failing to report such 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 Melanie Wasco at (303) 312-6540.

Sincerely,

A handwritten signature in cursive script, appearing to read "Diane L. Sipe".

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

Enclosure



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REGION 8

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MAR 21 2008

Ref: 8ENF-W

CERTIFIED MAIL LETTER 7006-3450-0002-1976-4156
RETURN RECEIPT REQUESTED

Gayatri, LLC
c/o Bipen P. Patel, Registered Agent
314 N. Russell Avenue
Douglas, Wyoming 82633

Re: Administrative Order
Docket No. **SDWA-08-2008-0036**
Alpine Inn Public Water System
PWS ID# WY5600320

Dear Mr. Patel:

Enclosed is an Administrative Order (Order) issued by the United States 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 Gayatri, LLC has violated the National Primary Drinking Water Regulations.

This is the second Order issued for this water system, and contains similar violations as the September 8, 2005, Order that was closed on January 24, 2007.

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 Gayatri, LLC complies with the Order for at least 18 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.

Also enclosed is a small business resources information sheet, outlining compliance assistance resources and tools available to small businesses and small governments, in case these resources apply to your situation.

To submit information or request an informal conference with EPA, please contact Melanie Wasco at the above address (with the mailcode 8ENF-W) or by phone at (800) 227-

8917, extension 6540 or (303) 312-6540. For legal questions, the attorney assigned to this matter is Thomas E. Sitz, who can be reached at the above address (with the mailcode 8ENF-L) or by phone at (800) 227-8917, extension 6918 or (303) 312-6918.

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
Information sheet

cc: Wyoming DEQ
Wyoming DOH

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

2008 MAR 21 10:17:53

IN THE MATTER OF)
)
Gayatri, LLC, Owner)
Alpine Inn Public Water System)
Douglas, Wyoming)
PWS ID# WY5600320)
)
Respondent)

ADMINISTRATIVE ORDER

Docket No. **sdwa-08-2008-0036**

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 et seq.), as properly delegated to the undersigned officials.

2. Gayatri, LLC (Respondent) is a limited liability company that owns and/or operates the Alpine Inn Public Water System (the system), located in Converse County at 2310 E. Richards Street (Exit 135 of I-25), Douglas, Wyoming, which provides piped water to the public for human consumption. The system is supplied by a groundwater source, and serves a transient population of approximately 30 people per day through one service connection year-round. The system is a "transient non-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 is required to monitor the system's water at least once per quarter to determine compliance with the maximum contaminant level (MCL) for total coliform bacteria. 40 C.F.R. § 141.21. Respondent failed to monitor the water for contamination of total coliform bacteria during the 1st (January - March) and 3rd (July - September) quarters in 2007, and therefore violated this requirement.

4. Respondent is required to report any failure to comply with a coliform monitoring requirement to EPA within 10 days after learning of the violation. 40 C.F.R. § 141.21(g)(2). Respondent failed to report to EPA total coliform monitoring violations listed in paragraph 3 above and therefore violated this requirement.

ORDER

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

5. Upon receipt of this Order, Respondent shall monitor quarterly for total coliform bacteria. 40 C.F.R. § 141.21. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking

water regulations. 40 C.F.R. § 141.31(a). Any violation of total coliform monitoring requirements under 40 C.F.R. § 141.21 shall be reported to EPA within ten days after the Respondent learns of it. 40 C.F.R. § 141.21(g)(2).

6. Respondent shall report any other violation of the drinking water regulations to EPA within 48 hours of discovery. 40 C.F.R. § 141.31(b).

7. 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, Colorado 80202-1129

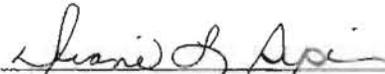
GENERAL PROVISIONS

8. 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.

9. 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.



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



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