



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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

2009 MAR -2 AM 10:37

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Ref: 8ENF-W

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Richard Opper, Director  
Montana Department of  
Environmental Quality  
1520 E. Sixth Avenue  
P.O. Box 200901  
Helena, MT 59620-0901

NOTICE OF VIOLATION

Docket No. SDWA\_08-2009-0033  
Rivershore Mobile Home Park  
3308 Lower River Road  
Great Falls, MT 59405  
PWS ID# MT0000414

Dear Mr. Opper:

The public water supply system referenced above (the system) has violated certain provisions of the National Primary Drinking Water Regulations at 40 C.F.R. part 141 (the drinking water regulations), according to records that the United States Environmental Protection Agency (EPA) has obtained from the Montana Department of Environmental Quality's Public Water Supply Online Query Reports.

EPA promulgated the drinking water regulations under the authority of the Safe Drinking Water Act (the Act), 42 U.S.C. §300f *et seq.* EPA is issuing this notice of violation pursuant to section 1414(a) of the Act, 42 U.S.C. §300g-3(a), which authorizes EPA to issue an administrative compliance order or file a lawsuit against the system if the State of Montana (the State) does not commence an appropriate enforcement action within thirty days of receiving this notice. The violations are listed in the table below.

<u>Date of Violation</u>	<u>Violation</u>
February 2004, January 2005, February 2005, July 2005, April 2006, September 2006, October 2006, November 2006, December 2006, January 2007, February 2007, March 2007, May 2007, June 2007, July 2007, August 2007, September 2007, October 2007, November 2007, December 2007, January 2008, February 2008, March 2008, April 2008 May 2008, June 2008, July 2008, August 2008, September 2008, October 2008, November 2008, and December 2008	Failure to monitor for bacteriological quality. [40 C.F.R. §141.21(a)]
2002 – 2004 2005 – 2007	Failure to monitor for lead and copper. [40 C.F.R. § 141.86 (d)(4)]
2005 (for CY 2004), 2006 (for CY 2005), 2007 (for CY 2006) 2008 (for CY 2007)	Failure to provide Consumer Confidence Report. [40 C.F.R. § 141.152 - 155]

- 2006 - 2008 Failure to notify public of various violations listed above. [40 C.F.R. § 141.201]
- 2004 - 2008 Failure to report the above-referenced violations to the State [40 C.F.R. §§141.21(g)(2) and 141.31(b)]

EPA is also sending a copy of this notice of violation to the system. Also enclosed for the benefit of the system is a copy of EPA's Small Business Regulatory Enforcement and Fairness Act (SBREFA) fact sheet containing information on compliance assistance resources and tools available to small businesses and small governments, in case these resources apply to this situation. SBREFA does not eliminate the responsibility to comply with the drinking water regulations. By providing this information sheet, EPA has not necessarily determined that the system is in fact a "small entity" as that term is defined in SBREFA.

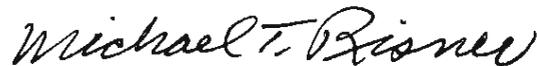
If the State does not commence an appropriate enforcement action against the system within 30 days from your receipt of the notification, EPA will likely issue an administrative order to the system.

Please have your staff notify Kimberly Pardue Welch at (303) 312-6983 within 20 days if your records show any discrepancies with the violations cited above, if your staff learns of any change in the system's compliance status, or if there are any questions or comments. Thank you for your assistance.

Sincerely,



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



Michael Risner, Director  
Legal Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure:

SBREFA fact sheet

cc: William Decker, Owner (via certified mail w/ return receipt)  
John Arrigo, MT DEQ (w/o enclosures)  
Shelley Nolan, MT DEQ (w/o enclosures)  
Tina Artemis, EPA Regional Hearing Clerk



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