



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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EPA REGION VIII  
HEARING CLERK

Ref: 8ENF-W

CERTIFIED MAIL LETTER  
RETURN RECEIPT REQUESTED

The Honorable Richard Schroeder, Mayor  
Town of Manville  
P.O. Box 107  
Manville, WY 82227

Re: Addendum to Administrative Order  
Town of Manville Public  
Water System  
Docket No. SDWA-08-2010-0071  
PWS ID #WY5600110

Dear Mayor Schroeder:

As you are aware, the Administrative Order (Order) that the U.S. Environmental Protection Agency (EPA) issued on August 26, 2010, to the Town of Manville (the town) required the town to submit a schedule to come into compliance with the maximum contaminant level (MCL) for uranium. The town submitted a schedule to EPA by letter dated October 21, 2010. EPA then consulted with the Wyoming Department of Environmental Quality (DEQ) to further clarify deadlines in the plan, and in consultation with Murray Schroeder of WWC Engineering, adjusted the deadlines of the schedule. This letter constitutes EPA's approval of that schedule. As provided in paragraph 13 of the Order, the schedule is now an enforceable part of the Order. This letter is an Addendum to the Order.

The schedule set forth below lists the actions to be taken as set forth in the town's plan of October 21, 2010, as adjusted by EPA. The town and/or its contractors must consult with the Wyoming DEQ, as required by the Order, to ensure that the Wyoming DEQ's approval of plans and specifications (engineering plans) is obtained, as needed, for any possible modifications to the system identified in this plan.

The plan includes two alternatives: (1) building a new deep well infrastructure, or (2) installing point of use (POU) and/or point of entry (POE) treatment. Building a new deep well infrastructure entails applying for and obtaining funding to perform an investigation and drill a test well, determining if the test well is satisfactory, applying for and obtaining funding for a new well project, and building the new well. If the Town is unable to complete any of these steps, then the Town would pursue the other alternative, i.e., POU/POE.

Please note that the POU/POE alternative may require further consultations with EPA and may entail additional requirements. Consequently, if funding is denied for any step in the process of building a new deep well and the town therefore needs to pursue POU/POE, the town will need

to notify EPA within ten days. In the unlikely event that the town fails to obtain funding for the POU/POE alternative, the town will also need to notify EPA.

<u>Step</u>	<u>Action</u>	<u>Completion Deadline</u>
1.	Submit application to Wyoming Water Development Commission (WWDC) funding for Level II investigation for test well to evaluate deep aquifer source for Town.  If approved by February 28, 2011, go to Step 2; if not, go to Step 12.	September 30, 2010 <b>(Completed.)</b>  <i>(Application still under consideration as of late-April 2011.)</i>
2.	Complete Level II investigation (permitting, procurement, drilling, and evaluation of test well).	September 30, 2011
3.	Determine if test well is satisfactory for use. If so, go to Step 4; if not, go to Step 9.	September 30, 2011
4.	Submit application for WWDC and/or State Revolving Fund (SRF) financing for incorporation of well into Town water system (e.g., for possible blending, etc.).	September 30, 2011
5.	If funding is approved by WWDC or SRF go to Steps 6, 7, and 8; if not, notify EPA within ten days of the denial of funding and go to Step 9.	February 29, 2012
6.	Complete final design and obtain all necessary permits for new operational deep well.	July 2, 2012
7.	Complete bidding for new operational deep well infrastructure project.	December 31, 2012
8.	Complete construction for new operational deep well infrastructure project.	July 31, 2013
9.	Submit application for SRF financing for POU/POE treatment throughout system.  If funding is approved, go to Steps 10 and 11; if not, notify EPA within ten days of disapproval	September 30, 2011 <i>(if test well not satisfactory step 3)</i>  February 29, 2012 <i>(if funding denied in Step 5)</i>
10.	Following approval of SRF financing, complete final design, obtain all necessary permits, and complete POU/POE project bidding.	July 31, 2012
11.	Complete POU/POE project.	December 31, 2012
12.	Submit application for SRF financing for POU/POE treatment throughout system. If financing is approved, go to Steps 13 and 14; if not, notify EPA within ten days of disapproval.	June 3, 2011
13.	Complete final design, obtain all necessary permits, and complete project bidding for POU/POE.	December 30, 2011
14.	POU/POE project completed.	November 30, 2012

If the actions listed in this schedule do not result in compliance with the MCL for uranium, EPA may require additional actions.

Please note that EPA expects this approved schedule to be met. While not creating any right to an extension, EPA may in its discretion consider granting an extension to any deadline in the schedule under limited circumstances. If unexpected events occur that are beyond the town's control and that may prompt the town to request an extension of these deadlines, the town will be responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need. The town must provide the following information in any request for extensions: a description of the work that has been completed and the additional work that may not be completed by the deadline dates, the unexpected events that occurred and how the town attempted to foresee or overcome these obstacles, the proposed new deadline dates, and an explanation that justifies the new proposed deadline dates.

EPA thanks the Town of Manville for its ongoing efforts to ensure safe drinking water for users of its public water system.

Please be advised that the town is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. Technical questions regarding this matter may be directed to Mario Mérida at (303) 312-6297. If the town's attorney has any questions or wishes to discuss this matter, s/he may contact Peggy Livingston, Enforcement Attorney, at (303) 312-6858.

Sincerely,



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



Arturo Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

cc: WY DOH & DEQ (via email)  
Tina Artemis, EPA Regional Hearing Clerk  
Bruce Spencer, Operator, Town of Manville water system (via email)  
Murray Schroeder, Civil Engineer, Branch Manager, WWC Engineering