

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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



2011 DEC -1 AM 10:05

Ref: 8ENF-W

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EPA REGION VIII
REARMS DL FRK

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Kenneth Bousfield, Director
Division of Drinking Water
Utah Department of Environmental Quality
POB 144830
Salt Lake City, UT 84114-4830

NOTICE OF VIOLATION

Docket No. **SDWA-08-2012-0006**
Woodenshoe Public Water System
PWS # UTAH22058

Dear Mr. Bousfield:

The public water supply system referenced above (System) has violated certain provisions of the National 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 Utah Department of Environmental Quality (DEQ).

The EPA promulgated the drinking water regulations under the authority of the Safe Drinking Water Act (Act), 42 U.S.C. § 300f, and is issuing this notice of violation pursuant to § 1414(a) of the Act, 42 U.S.C. § 300g-3(a), which authorizes the EPA to issue an administrative compliance order or file a lawsuit concerning the System if the State of Utah (the State) does not commence an appropriate enforcement action within 30 days of receiving this notice. The violations are listed in the table below.

<i>Violation Date</i>	<i>Violation</i>
April 29, 2009 to present	Failure to install filtration/disinfection 40 C.F.R. part 141, subparts H and T
April 1, 2010 to present	Failure to develop a sampling plan and to monitor source water for determination of <i>Cryptosporidium</i> treatment level required 40 C.F.R. part 141, subpart W
4 th quarter 2009 to present	Failure to monitor for radium 228 40 C.F.R. § 141.26(a)
January 2011	Failure to monitor for total coliform 40 C.F.R. § 141.21(a)
2009	Failure to monitor for nitrate 40 C.F.R. § 141.23(d)
2008-2010	Failure to monitor for inorganic contaminants 40 C.F.R. § 141.23(a) and (c)
2005-2007	Failure to monitor for synthetic organic contaminants 40 C.F.R. § 141.24(h)

2008 and 2011	Failure to monitor for lead and copper 40 C.F.R. § 141.86(d)
2008 – 2011	Inadequate consumer confidence report for CY 2007-2010 40 C.F.R. §§ 141.151-155
2008-2010	Failure to notify the State of violations. 40 C.F.R. §§ 141.31(b), 141.21(g)(2)
2009-2011	Failure to provide public notice of the violations 40 C.F.R. §§ 141.201

The 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 the 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. SBREFA does not eliminate the System's responsibility to comply with the drinking water regulations. By providing this information sheet, the EPA has not necessarily determined that the System is in fact a "small entity" as that term is defined in SBREFA.

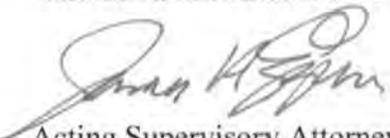
If the State does not commence an appropriate enforcement action concerning this System within 30 days from your receipt of this notification, the EPA likely will issue an administrative order to the owner and/or operator of the System.

Please **have your staff notify Kathelene Brainich at (303) 312-6481 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,



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



Acting Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

Enclosure (SBREFA)

cc: Carol Wilde, Registered Agent, Woodenshoe Pipeline Company
Patti Fauver, UTDEQ Drinking Water Rule Section Manager
Tina Artemis, EPA Regional Hearing Clerk (w/o enclosure)

