



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

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SEP 29 2008

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FMC Corporation
c/o C T Corporation System, Registered Agent
1720 Carey Avenue
Cheyenne, Wyoming 82001

Re: Violation of Administrative Order
Docket No. SDWA-08-2008-0010B
FMC Granger PWS
PWS ID # WY5600647

To Whom It May Concern:

On December 28, 2007, the US Environmental Protection Agency (EPA) issued an Administrative Order, Docket No. SDWA-08-2008-0010B, ordering FMC Corporation, owner and/or operator of the FMC Granger Public Water System to comply with various drinking water regulations issued by EPA under the Safe Drinking Water Act (the Act), 42 U.S.C. Section 300f et seq.

Our records indicate that FMC Corporation is in violation of the Administrative Order (the Order). Among other things, the Order included the following requirements (quoted from item 8 of the Order section on page 2 of the Order).

1. Upon receipt of this Order, Respondent shall comply with the requirements of 40 C.F.R. § 141.74 to continuously, or at least once per day, monitor residual disinfectant concentration of the water entering the distribution system and ensure the residual disinfectant concentration does not fall below 0.2 mg/L for more than 4 hours. 40 C.F.R. § 141.72(b)(2). Respondent shall report the monitoring results to EPA within 10 days after the end of each month. 40 C.F.R. § 141.75(b)(2). Respondent shall report to EPA as soon as possible but no later than the end of the next business day after discovery any time the residual disinfectant falls below 0.2 mg/L (for any period of time) in the water entering the distribution system. 40 C.F.R. § 141.75(b)(3)(iii).

Respondent failed to maintain a minimum residual disinfectant concentration of 0.2 mg/L in the water entering the distribution system for more than 4 hours on the evening of August 15, 2008 through the early morning of August 16, 2008, and, therefore violated this requirement. EPA acknowledges that the System did notify EPA of the violation on August 16, 2008 and that public notice has already been completed for this violation.

EPA is considering additional enforcement action as a result of the non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$32,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with EPA, you may contact Shawn McCaffrey at 1-800-227-8917, extension 6515 or (303) 312-6515. If you are represented by an attorney who has questions, please contact Marc Weiner, Enforcement Attorney, at (303) 312-6913 or at the following address:

Marc Weiner
Senior Enforcement Attorney
U.S. EPA, Region 8 (8-ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Nathan Uhrig, Operator
WY DEQ (via e-mail)
WY DOH (via e-mail)
Tina Artemis, EPA Regional Hearing Clerk

