

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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2009 OCT -1 AM 8:16



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Ref: 8ENF-W

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-08-2010-0001**
Springville City Public Water System
PWS # UTAH25005

Dear Mr. Bousfield:

The public water supply system referenced above (the 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).

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 § 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 concerning the system if the State of Utah (the State) does not commence an appropriate enforcement action within thirty days of receiving this notice.

The violations are listed in the table below.

Violation Date	Violation
1 st quarter 2009; 1 st , 3 rd , & 4 th quarters 2008; 1 st , 2 nd , & 3 rd quarters 2007; 1 st thru 4 th quarters 2006; 3 rd quarter 2005	Failure to monitor for pesticide/herbicide organic contaminants. 40 C.F.R. § 141.24(h). Canyon Road well.
2002-2007	Failure to monitor for volatile organic contaminants. (waiver) 40 C.F.R. § 141.24(f). Group 45.

Violation Date	Violation
2005 and 2007	Failure to monitor for volatile organic contaminants. 40 C.F.R. § 141.24(f). Evergreen well.
2006	Failure to monitor volatile organic contaminants. 40 C.F.R. § 141.24(f). Canyon Road well.
2005 and 2007	Failure to monitor inorganic contaminants. 40 C.F.R. § 141.23(a) & (c). Evergreen well.
2005-2007	Failure to monitor radionuclides. 40 C.F.R. § 141.26(a). 1000 S 600 E well.
1 st thru 4 th quarters 2007 1 st & 3 rd quarters 2008	Failure to monitor radionuclides. 40 C.F.R. § 141.26(a). Evergreen well.
1 st , 2 nd , 3 rd quarters 2008 1 st , 2 nd , 3 rd quarters 2007	Failure to monitor radionuclides. 40 C.F.R. § 141.26(a). Canyon Road well.
2004, 2005, 2006, and 2007	Failure to monitor for nitrate. 40 C.F.R. § 141.23(d) Group 45.
2006	Failure to monitor for nitrate. 40 C.F.R. § 141.23(d) Canyon Road well and Group 46.
2004 and 2005	Failure to monitor for nitrate. 40 C.F.R. § 141.23(d) 1000 S 600 E well.
2008	Failure to monitor for disinfection byproducts. 40 C.F.R. § 141.132(b)(1)(i)
2005-2009	Failure to provide public notice of the above referenced violations. 40 C.F.R. § 201 <i>et seq.</i>
2004-2009	Failure to report the above referenced violations to the State. 40 C.F.R. § 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. A compliance assistance center for small governments, the Local Government Environmental Assistance Network (LGEAN), can be reached at www.lgean.org or by calling (877) 865-4326. 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 concerning this system within 30 days from your receipt of this notification, EPA will likely 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,



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



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

Enclosure (SBREFA)

cc: Gene R. Mangum, Mayor, Springville City (via certified mail w/return receipt)
Patti Fauver, UTDEQ Drinking Water Rule Section Manager
Tina Artemis, EPA Regional Hearing Clerk (w/o enclosure)

