



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA REGION VIII
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NOV 15 2011

Ref: 8 ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Gregory S. White, Registered Agent
Peoa Pipe Line Company
5626 N. State Rd. 32
Peoa, UT 84061

Re: Violation of Administrative Order
Docket No. SDWA-08-2011-0048
PWS ID # UTAH22013

Dear Mr. White:

On August 18, 2011, the US Environmental Protection Agency (EPA) issued an Administrative Order (the Order), Docket No. SDWA-08-2011-0048, ordering the Peoa Pipe Line Company, as owners and/or operators of the Peoa Pipe Line Company public water system, to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f *et seq.*

Our records indicate that the Peoa Pipe Line Company (Respondent) is in violation of the Order. Among other things, the Order included the following requirements (quoted from paragraphs 24, 25 and 27 on pages 4 and 5 of the Order):

- 1. Within 30 days after receipt of this Order, Respondent shall prepare an annual CCR (to include all information required by 40 C.F.R. §§ 141.153 and 154) for the system for calendar years 2005 and 2006, and distribute the report to the system's customers, EPA, and the State. If Respondent has not already done so, Respondent shall similarly prepare and distribute its annual CCR for calendar year 2010, which was due July 1, 2011. No later than 3 months thereafter, Respondent shall certify to EPA and the State that the above CCRs have been distributed to the system's customers and that the information contained in those reports is correct and consistent with*

monitoring data previously provided to EPA and the State. Thereafter, Respondent shall prepare and distribute annual CCRs and provide certifications as required by 40 C.F.R. §§ 141.151-141.155.

As of the date of this letter, neither EPA nor the State of Utah Department of Environmental Quality (DEQ) have received annual CCRs for the calendar years 2005 or 2006, in violation of the Order.

2. Within 30 days after receipt of this Order, Respondent shall notify the public of the violations cited in paragraphs 7 through 13, above, as required by 40 C.F.R. part 141, subpart Q. Thereafter, following any future violation of the drinking water regulations, Respondent shall comply with the applicable public notice provisions of 40 C.F.R. part 141, subpart Q. Within 10 days after providing public notice, Respondent shall submit a copy of the notice to EPA and the State.

As of this date, EPA has not received a copy of the public notice as required under the Order.

3. Unless a different reporting requirement is specified by the drinking water regulations or this Order, Respondent shall report each monitoring result to EPA and the State within the first 10 days following either (1) the month in which the result is received or (2) the end of the required monitoring period as stipulated by the State, whichever is earlier. 40 C.F.R. § 141.31(a).

Utah DEQ advised EPA that on July 28, August 16, and August 28, 2011, Respondent collected source water samples, and on August 23, 2011, Respondent collected a sample for lead and copper analysis as required in paragraphs 17 and 20, respectively, of the Order. However, while Respondent correctly reported the above results to DEQ, Respondent failed to report these results to EPA, as required in the Order.

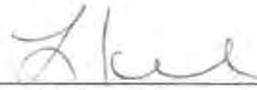
EPA is considering additional enforcement action, including assessment of penalties, as a result of the non-compliance with the Order detailed above. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If the Company has any questions or wishes to have an informal conference with EPA, it may contact Mario Mérida at 1-800-227-8917, extension 6297 or (303) 312-6297. If the Company's attorney has questions, she/he may

contact Jean Belille, Enforcement Attorney, at 1-800-227-8917, extension 6556 or (303) 312-6556 or at the following address:

Jean Belille
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: Tina Artemis, EPA Regional Hearing Clerk
Patti Fauver, UT DEQ DW