



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

2009 JUL 30 11 14 AM

Ref: 8ENF-W

JUL 30 2009

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Richard Opper, Director  
Montana Department of  
Environmental Quality  
1520 E. Sixth Avenue  
Helena, MT 59620-0901

Re: NOTICE OF VIOLATION

Docket No. **SDWA-08-2009-0075**  
Sphinx Mountain Mobile Home Park  
63 Summit Way  
Gardiner, MT 59030  
PWS ID # MT0003755

Dear Mr. Opper:

The public water supply system referenced above (the system) has violated certain provisions of the National Primary 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 Montana Department of Environmental Quality's Public Water Supply Online Query Reports.

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 Montana (the State) does not commence an appropriate enforcement action within thirty days of receiving this notice.

The violations are listed below.

<u>Date of Violation</u>	<u>Violation</u>
April 2006	Exceeded the acute maximum contaminant level (MCL) for total coliform bacteria. [40 C.F.R. § 141.63(b)]
September 2004	Failed to collect a set of four repeat samples within 24 hours of being notified of a total coliform positive routine sample. [40 C.F.R. § 141.21(b)]

2002-2004	Failed to monitor for lead and copper. [40 C.F.R. § 141.86(d)(4)]
1 <sup>st</sup> Quarter 2008 4 <sup>th</sup> Quarter 2008	Failed to monitor for arsenic. [40 C.F.R. § 141.23]
1 <sup>st</sup> Quarter 2009	Exceeded the arsenic MCL. [40 C.F.R. § 141.62(b)]
2005-2009	Failed to provide public notice of above violations. [40 C.F.R. §141.201 <u>et seq.</u> ]
2004-2009	Failed to report above violations to the State. [40 C.F.R. §§ 141.21(g)(1), 141.21(g)(2), and 141.31(b)]

EPA is also sending a copy of this notice of violation to the system.

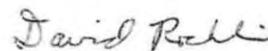
If the State does not commence an appropriate enforcement action concerning the system within 30 days from your receipt of the notification, EPA will likely issue an administrative order to the owner and/or operator of the system.

Please have your staff notify Shawn McCaffrey at (303) 312-6515 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

cc: Tina Artemis, EPA Regional Hearing Clerk  
C T Corporation, Registered Agent, Church Universal and Triumphant, Inc. (via certified mail/return receipt requested)  
David Otis, Operator, Sphinx Mountain Mobile Home Park  
John Arrigo, MT DEQ  
Shelley Nolan, MT DEQ