



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

2011 MAY -4 PM 1:23

FILED  
EPA REGION VIII  
HEARING CLERK

Ref: 8ENF-W

MAY 04 2011

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Honorable Samuel Vieyra, Mayor  
Town of Rock River  
POB 280  
Rock River, WY 82083

Re: Administrative Order Violation #4  
Docket No. SDWA-08-2009-0050  
PWS ID #5600048

Dear Mayor Vieyra:

The Town of Rock River (the Town) remains in continuing violation of the June 18, 2009, Administrative Order (Order) EPA issued to the Town under the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300f et seq. and the September 21, 2010, Addendum to the Order, which incorporated a schedule for the installation of treatment. The Addendum required the Town to install a pilot plant by December 31, 2010, which has not yet been completed. I received a letter from Aspen-Banner on behalf of the Town dated December 22, 2010, stating that a pilot plant was no longer required. The Town was notified during telephone discussions with EPA and DEQ that they did not agree with that assessment and that a pilot plant was necessary.

It is imperative that the pilot plant be installed and operational **no later than May 15, 2011**, to capture the worst water quality period during spring run-off. Please note that this is not an extension to the schedule.

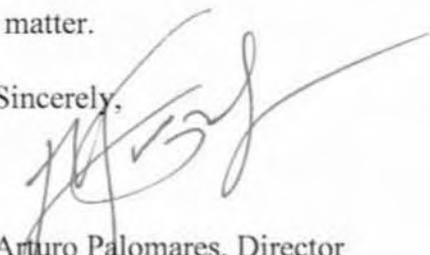
EPA is considering additional enforcement action as a result of non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with EPA, you may contact Kathelene Brainich at 1-800-227-8917, extension 6481 or (303) 312-6481. If you are represented by an attorney who has questions, ask your attorney to contact Thomas Sitz, Enforcement Attorney, at 1-800-227-8917, extension 6918, or (303) 312-6918 or at the following address:

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

We urge your prompt attention to this matter.

Sincerely,



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

cc: Stephan Bradley, DOWL HKM  
WY DEQ/DOH (via email)  
Tina Artemis, EPA Regional Hearing Clerk