



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917

2007 JAN 30 AM 8:11

JAN 30 2007

LET. REGION 8
HEADING 1200

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ken Bousfield, Acting Director
Division of Drinking Water
Utah Department of Environmental Quality
P.O. Box 144830
Salt Lake City, Utah 84114-4830

NOTICE OF VIOLATION

Docket No. SDWA-08-2007-0020

Millard County Commission, Owner
Sunset View Golf Course
P.O. Box 854
Delta, UT 84624
PWS ID# UTAH14035

Dear Mr. Bousfield:

The above referenced public drinking water system has violated certain provisions of the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f et seq. and the National Primary Drinking Water Regulations at 40 C.F.R. part 141. The violations consist of failures to monitor for total coliform and nitrate, and failures to provide public notice. Our records, obtained from Safe Drinking Water Information System (SDWIS), and the Utah Improvement Priority System (IPS) indicate the violations noted below. Please notify Jeff McPherson of my staff at (303) 312-6362 within 20 days if your records show any discrepancies with these determinations of violation.

Dates of Violations

2nd QTR 2002; 2nd and 3rd QTR
2004; 2nd, 3rd, and 4th QTR 2005;
and 1st, 2nd, and 3rd QTR 2006

2003 and 2004

Violation

Failure to monitor for total coliform bacteria
[40 C.F.R. part 141.21]

Failure to monitor annually for nitrate [40 C.F.R. part 141 23(d)]




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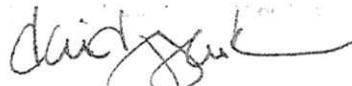
This NOTICE OF VIOLATION is issued pursuant to section 1414(a) of the SDWA, 42 U.S.C. § 300g-3(a). If the State does not commence appropriate enforcement action within 30 days from the receipt of this notification, the EPA is authorized either to issue an Administrative Order under section 1414(g) of the SDWA, 42 U.S.C. § 300g-3(g) requiring the public water system to comply with the regulations or requirements, or to commence civil action under section 1414(b) of the SDWA, 42 U.S.C. § 300g-3(b).

Please inform EPA of any change in the compliance status of this system. You may wish to confer with my staff to determine the Agency's position concerning this system and to exchange appropriate information. If the State does not commence appropriate enforcement action within 30 days from the receipt of the notification, EPA will proceed with issuance of an administrative order. Our technical contact is Jeff McPherson at (303) 312-6362.

A copy of this NOTICE OF VIOLATION has been concurrently sent to the system identified above. Also enclosed for the benefit of the public water system is a copy of EPA's Small Business Regulatory Enforcement Fairness Act (SBREFA) fact sheet containing information on compliance assistance resources and tools available for small entities. EPA has agreed to notify small entities of their right to comment on regulatory enforcement activities at the same time of an Agency enforcement action. SBREFA does not eliminate the responsibility to comply with the Act.

Sincerely,


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


David J. Janik, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Cathy Walker, County Commission Chair – via certified mail/return receipt requested
✓ Neil Forster, Sunset View Golf Course Drinking Water Operator – via certified
mail/return receipt requested