



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

MAY 9 2019

Mr. Gordon Josey
Twin Creeks LLC
PO Box 39
Armonk, New York 10504

OVERNIGHT DELIVERY TO:

16 E Eagle Road
Havertown, PA 19083

RE: Administrative Order Docket No. SDWA-03-2019-0076DS
Camp Twin Creeks, Marlinton, West Virginia PWS ID No. WV9938083

Dear Mr. Josey,

The U.S. Environmental Protection Agency Region III (EPA) is issuing the enclosed Administrative Order ("Order") because of numerous and repeated violations at the public water system at a facility owned by the Twin Creeks LLC which may pose a health risk to the public. This letter will explain why EPA is sending the Order, what you should do to comply, when and where to send your response, what happens if you don't take action, and who to contact for assistance.

Why EPA is Sending the Administrative Order

On August 10, 2017, EPA sent you a Notice of Violation (NOV) and Request for Information (Docket. No. SDWA-003-2017-011-VS) regarding violations of the National Primary Drinking Water Regulations at the Camp Twin Creeks public water system (System). These regulations set forth under the Safe Drinking Water Act (SDWA) are intended to assure the safety and health of anyone served by public water systems in the United States.

According to records from the West Virginia Department of Health and Human Resources (WVDHHR), the System failed to install adequate disinfection and filtration to achieve 3-log removal and/ or inactivation of *Giardia lamblia* and 4-log removal and/ or inactivation of viruses, or to provide an alternative water source; and repeatedly failed to monitor its water for filter effluent turbidity and residual disinfection of the water entering the distribution system daily. Although filtration treatment was installed at the System in June 2018, both the WVDHHR and EPA informed you that a Class II operator licensed by the WVDHHR must be on site during all times that the filtration system is operating.

On June 23, 2018, the WVDHHR issued you a Notice of Violation for failing to have adequate operator coverage during all times of filtration treatment at the System; requiring you to post public notification of the Boil Water Notice warning to all users to boil the water for 1 minute prior to use until Class II operators were on site during all times of filtration treatment; and requiring that you provide documentation of the names, license numbers and expiration dates of all the Class II operators working at the System during hours of operation. To date, we have not received documentation demonstrating that the system is being operated by qualified Class II operators during all times of operation and the system remains in violation of federal and state drinking water regulations.

What You Should Do

The enclosed Order directs Twin Creeks LLC to comply with the Safe Drinking Water Act at the Camp Twin Creeks Public Water System by completing a series of requirements to bring the System into compliance. Some requirements are to be completed prior to opening the camp for the 2019 season, including notifying EPA of Twin Creek LLC's intent to comply with the Order. Other requirements are to be completed during the operating season. Please refer to the Order to see the list of requirements.

It is strongly recommended that you contact WVDHHR or EPA by phone to talk about the water System's compliance status, or in the alternative, contact Ms. Roberta Riccio whose contact information is listed below.

Where and When to Send Your Response

Send your copies of any documents concerning violations, monitoring activities, analysis results, and public notices to:

Ms. Roberta Riccio
U.S. Environmental Protection Agency
1650 Arch Street, Mail code: 3ED31
Philadelphia, PA 19103
(215) 814-3107
Riccio.roberta@epa.gov

and

Mr. Walter M. Ivey
West Virginia Department of Health and Human Resources
Office of Environmental Health Services
350 Capitol Street
Charleston, WV 25301-3715
(304)558-6715
Walter.M.Ivey@wv.gov

What Happens if You Don't Take Action

If Twin Creeks LLC does not comply with the enclosed Order, under Section 1414(g) of the Safe Drinking Water Act it may be fined up to \$39,936 per day.

Where to Go for Assistance

EPA has determined that the Twin Creeks LLC may be a small business under the Small Business Regulatory Enforcement Fairness Act (SBREFA). Enclosed is a copy of the SBREFA Fact Sheet. This Fact Sheet provides information on contacting the SBREFA Ombudsman to comment on Federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the Fact Sheet, any decision to participate in this program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, does not create any new rights or defenses under law and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement actions.

If you have any questions regarding any of the above or about the enclosed Order, please contact Roberta Riccio, SDWA & Wetlands Branch, at (215) 814-3107.

Sincerely,



Karen Melvin, Director
Enforcement and Compliance Assurance Division

Enclosures:

Administrative Order

Small Business Regulatory Enforcement Fairness Act Fact Sheet

cc: Mr. Iain McClements, Director, Camp Twin Creeks
Mr. Walter M. Ivey, WVDHHR Charleston Office
Ms. Meredith C. Vance, WVDHHR Charleston Office
Ms. Cynthia Wilfong, Pocahontas County Health Department