



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8
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7/25/2023

10:22 AM

Received by
EPA Region VIII
Hearing Clerk

Ref: 8ENF-W-SD

SENT VIA EMAIL
DIGITAL DELIVERY RECEIPT REQUESTED

The Honorable Jeffrey Stiffarm, President
Fort Belknap Indian Community Council
jeffrey.stiffarm@ftbelknap.org

Ms. Kasey Has The Eagle, Director
Prairie Mountain Utilities
kasey.ramone@ftbelknap.org

Re: Administrative Order on Consent Addendum, The Gros Ventre and Assiniboine Tribes of the Fort Belknap Indian Community and Prarie Mountain Utilities regarding Fort Belknap Agency Public Water System, PWS ID #083090041, Docket # SDWA-08-2021-0010

Dear President Stiffarm and Ms. Has The Eagle:

This is an Addendum to the Administrative Order (Order) issued to The Gros Ventre and Assiniboine Tribes of the Fort Belknap Indian Community (FBIC) and Prarie Mountain Utilities (PMU) on January 29, 2021. The purpose of this letter is to approve the FBIC and PMU’s June 29, 2023, schedule (Schedule) for coming into consistent compliance with the Disinfection Byproducts Rule (DBPR) violations. The Schedule is hereby incorporated into the Order on Consent pursuant to paragraph 22. Each milestone and deadline specified below is an enforceable provision of the Order.

<u>Milestone</u>	<u>Deadline</u>	<u>Projected Cost</u>
Resolve the 3-phase power imbalance by constructing a true 3-phase power connection at the tank site, requiring approximately 12,600 linear feet of new 3-phase overhead conductor by NorthWest Energy.	September 30, 2023	
Install two new motors, a pump, and telemetry for the aeration system at the storage tank. Ensure sensor can be read from the treatment plant.	October 30, 2023	\$133,961

Within 10 calendar days of completing all steps included in the above Schedule, please notify the EPA of the project’s completion as required by the Order. The Order also requires FBIC and PMU to achieve and maintain compliance with the DBPR by the final date specified in the approved Schedule. The EPA is authorized to seek penalties if these deadlines are not met. If FBIC and PMU have a reasonable basis to believe they may be unable to meet any deadline in the Schedule, they must notify the EPA well in advance of the Scheduled deadline to request an extension. The EPA may, in its discretion, consider granting an extension.

Re: *Administrative Order on Consent Addendum, The Gros Ventre and Assiniboine Tribes of the Fort Belknap Indian Community and Prarie Mountain Utilities regarding Fort Belknap Agency Public Water System, PWS ID #083090041, Docket # SDWA-08-2021-0010*

As a reminder, FBIC and PMU are required to provide the EPA with the next quarterly progress report by October 1, 2023.

If you have any questions or to request an informal conference with the EPA, please contact Steven Latino via email at latino.steven@epa.gov, or by phone at (800) 227-8917, extension 6440, or (303) 312-6440. Any questions from the FBIC and PMU's attorney should be directed to Amy Swanson, Section Supervisor, via email at swanson.amy@epa.gov or by phone at (800) 227-8917, extension 6906, or (303) 312-6906.

Sincerely,

Suzanne J. Bohan, Director
Enforcement and Compliance Assurance Division

cc: Ina Nez Perce, Environmental Director, FBIC
Gene Talks Different, Lead Operator
Carolyn Horn, PMU
Robert Adams, IHS
Todd Rydquist, IHS
EPA Regional Hearing Clerk