



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA REGION VIII
HEARING CLERK

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Ref: 8 ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Southside Well Improvement and Service District
Eugene Moore, President
3523 Speigelmyer Ave.
Gillette, Wyoming 82718-6446

Re: Third Violation of
Administrative Order
Docket No. SDWA-08-2009-0047
Southside Well Improvement and
Service District
PWS ID # WY5600122

Dear Mr. Moore:

On June 2, 2009, the US Environmental Protection Agency (EPA) issued an Administrative Order (the Order), Docket No. SDWA-08-2009-0047, ordering Southside Well Improvement and Service District, owner and/or operator of the Southside Well Improvement and Service District Water System to comply with various regulations issued by EPA under the Safe Drinking Water Act (the Act), 42 U.S.C. § 300f et seq.

Our records indicate that Southside Well Improvement and Service District (Respondent) is again in violation of the Administrative Order. Among other things, the Order included the following requirements (quoted from items 7 and 10 of the Order section on page 2 of the Order):

1. Upon receipt of this Order, Respondent shall monitor the chlorine residual in the System's distribution system at the same time and same location as the System's monthly total coliform samples and report the results to EPA as required by the drinking water regulations. 40 C.F.R. §§ 141.132(c)(1)(i) and 141.134(c)(1)).

Respondent failed to monitor for chlorine residual in October 2010.

2. Respondent shall report any violation of the National Primary Drinking Water Regulations to EPA within 48 hours. 40 C.F.R. § 141.31(b).

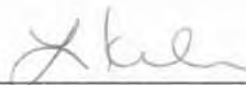
Respondent did not report the failure to monitor for chlorine residual in October 2010 to EPA.

EPA is considering additional enforcement action as a result of the 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 Shawn McCaffrey at 1-800-227-8917, extension 6515 or (303) 312-6515. If you are represented by an attorney who has questions, ask your attorney to contact Peggy Livingston Senior Enforcement Attorney, at 1-800-227-8917, extension 6858, or (303) 312-6858 or at the following address:

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

We urge your prompt attention to this matter.



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Duaine Faucett, Operator
Tina Artemis, EPA Regional Hearing Clerk
Wyoming DEQ (via email)
Wyoming DOH (via email)

