UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8ENF-W

<u>CERTIFIED MAIL</u>
<u>RETURN RECEIPT REQUESTED</u>

Wayne Kern, Director
Drinking Water Program
Division of Municipal Facilities
Environmental Health Section
North Dakota Department of Health
918 East Divide Avenue
Bismarck, North Dakota 58501-1947

RE: North Dakota DOH's response
to the Washburn NOV
Docket No. SDWA-08-2007-0003
PWS ID# ND2800989

Dear Mr. Kern:

Thank you for submitting your response and additional information requested in the Washburn Notice of Violation (NOV) sent to North Dakota DOH on October 30, 2006. It appears that the City of Washburn is implementing effective interim measures that have kept the total organic carbon (TOC) removal rates within compliance limits for the past four consecutive quarters. We appreciate the technical assistance provided by the NDDOH to this System as it constructs significant improvements to its treatment plant, distribution and water storage systems.

Your letter of December 26, 2006 satisfied all of the requests outlined in the NOV with the exception of listing the interim measures being used to increase TOC removal while the System is being upgraded. Please provide this information to EPA as soon as possible.

Please continue to submit Washburn's TOC quarterly sample results in addition to quarterly system construction and modifications progress reports until EPA directs you to stop sending this information. We will keep the NOV open and continue to monitor sample results and progress reports as they are sent to us by the North Dakota DOH.

Please continue to inform EPA of any changes in the compliance status of this system. Our technical contact is Jeff McPherson who can be reached at (303) 312-6362.

Sincerely,

Diane L. Sipe

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

cc: Larry Thelen, ND Drinking Water Administrator