



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8, MONTANA OFFICE
FEDERAL BUILDING, 10 W. 15th STREET, SUITE 3200
HELENA, MONTANA 59626

2015 MAR 25 AM 8:00

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FILED
EPA REGION VIII
HEARING CLERK

Ref: 8MO

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Margaret Q. Thompson
Registered Agent
Beaverhead County Water and/or Sewer District
2 South Pacific Street, Ste. #3
Dillon, Montana 59725

Re: Administrative Order Violation letter issued to Beaverhead County Jackson Water and/or Sewer District Public Water System, PWS ID #MT0002590, Docket No. SDWA-08-2014-0042

Dear Ms. Thompson:

On September 17, 2014, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order), ordering the Beaverhead County Jackson Water and/or Sewer District (District), as owner and/or operator of the Beaverhead County Jackson Water and/or Sewer District public water system, to comply with certain regulations promulgated under the Safe Drinking Water Act, 42 U.S.C. §§ 300f to 300j-26.

The Order includes the following requirements (summarized from items 11, 12, and 13 of the "Order" section on pages 2 and 3 of the Order):

1. The District shall monitor the System's water within 30 days of receiving the Order, and as required by the Drinking Water Regulations thereafter, for pesticide/herbicide contaminants. 40 C.F.R. § 141.24(h).

The District failed to monitor the System's water for pesticide/herbicide contaminants, as required by the Order and is, therefore, in violation of the Order.

2. The District shall monitor the System's water within 30 days of receiving the Order, and as required by the Drinking Water Regulations thereafter, monitor the System's water for asbestos. 40 C.F.R. § 141.23(a).

The District failed to monitor the System's water for asbestos, as required by the Order and is, therefore, in violation of the Order.

3. Within 30 days of receiving the Order, the District shall mail a consumer notice to the persons served by each tap for which the District monitored for lead in 2013, with the notice to include the results of lead tap water monitoring, an explanation of the health effects of lead, a list of steps consumers can take to reduce exposure to lead in drinking water, and contact information for the



District. The notice shall also provide the maximum contaminant level goal and action level for lead and the definitions of these terms from 40 C.F.R. § 141.153(c).

The District failed to mail the required consumer notice for lead samples taken in 2013 and is, therefore, in violation of the Order.

The EPA is considering additional enforcement action as a result of the District's 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 the EPA's information appears incorrect and/or you have any questions, please contact Sienna Meredith of my staff at 1-800-457-2690 or (406) 457-5026. If the District is represented by an attorney who has questions, please ask the attorney to contact Peggy Livingston, Enforcement Attorney, at 1-800-227-8917, extension 6858, or (303) 312-6858, or at the following address:

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

We urge your prompt attention to this matter.

Sincerely,



Julie A. DalSoglio, Director
EPA Region 8 Montana Office

cc: Chad Anderson, MDEQ (by email)
John Arrigo, MDEQ (by email)
Jon Dilliard, MDEQ (by email)
Tom Dawson, President, Beaverhead Jackson
Water and/or Sewer District
Debra L. Scott, Beaverhead County Clerk and Recorder
Laverne Jackson, Beaverhead Jackson Water and/or Sewer
District (via certified mail/return receipt requested)
Joan Hullett, Operator, Beaverhead Jackson Water and/or Sewer
District (via certified mail/return receipt requested)
Jeanette Robertson, Beaverhead Jackson Water and/or Sewer
District (via certified mail/return receipt requested)
Tom Wagenknecht, Beaverhead county sanitarian (by email)
Callie McIntosh, RCAC, Rural Development Specialist (by email)
Tina Artemis, EPA Regional Hearing Clerk (by email)
Ross Mollenhauer, Engineer with Morrison Maierle, Inc.