



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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December 16, 2020

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SENT VIA EMAIL  
DIGITAL READ RECEIPT REQUESTED

Received by  
EPA Region VIII  
Hearing Clerk

Mr. Rex Grover, Board President  
Lance Creek Water and Sewer District  
Lance Creek, Wyoming 82222  
[lancecreekwater@live.com](mailto:lancecreekwater@live.com)

Re: Second Administrative Order Addendum, Lance Creek Water and Sewer District regarding Lance Creek Public Water System, PWS ID #5600109, Docket # **SDWA-08-2018-0010**

Dear Mr. Grover:

This is the second Addendum to the Administrative Order (Order) issued to the Lance Creek Water and Sewer District (District) on April 4, 2018. The purpose of this letter is to approve the District's June 22, 2020, schedule (Schedule) extension request for coming into consistent compliance with the combined radium-226 and radium-228 maximum contaminant level (MCL) alleged in the Order. The Schedule is hereby incorporated into the Order pursuant to paragraph 11. Each milestone and deadline specified below is an enforceable provision of the Order.

Milestone

Deadline Date

Report quarterly on progress (via email is preferred).	Ongoing. Due dates: 1 <sup>st</sup> quarter – April 10, 2 <sup>nd</sup> quarter – July 10, 3 <sup>rd</sup> quarter – October 10, and 4 <sup>th</sup> quarter – January 10.
Review WWC Engineering's cost estimates for the test well. Cost estimates may be updated as needed.	Completed - March 31, 2020
Retest the test well to ensure water quality is adequate.	Completed – September 2, 2020
Submit a revised plan and schedule to connect the test well to the public water system and blend water from the old well(s) and the test well. The revised plan and schedule should address what funding will be secured to connect the test well and by when, as well as confirm or revise completion dates of future actions.	March 31, 2021
Upon securing funding, connect the test well to the public water system.	Date TBA following submittal of revised plan.

Begin blending water.	Date TBA following submittal of revised plan.
Monitor quarterly for radionuclides and arsenic until the EPA determines otherwise.	Ongoing.
Adjust blending to determine flows necessary to bring water into compliance with combined radium MCL.	Date TBA following submittal of revised plan.
Achieve and maintain compliance with the combined radium MCL based on the running annual average of four consecutive quarterly samples.	1 year following final blending adjustments.

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 the District to achieve and maintain compliance with the combined radium-226 and radium-228 MCL by the final date specified in the approved Schedule. The EPA is authorized to seek penalties if these deadlines are not met. If the District has a reasonable basis to believe it may be unable to meet any deadline in the Schedule, it shall notify the EPA well in advance of the Scheduled deadline to request an extension. The EPA may, in its discretion, consider granting an extension.

In addition, the EPA acknowledges that the COVID-19 pandemic also may impact construction projects. If the District has specific COVID-19 issues that would affect the timeframes listed herein, please contact Jill Minter via email at [minter.jill@epa.gov](mailto:minter.jill@epa.gov) or by phone at (800) 227-8917, extension 6084, or (303) 312-6084 as soon as possible. We will consider nationwide public health developments and your specific circumstances in determining an appropriate timeline while still pursuing compliance with the Safe Drinking Water Act as expeditiously as possible.

If you have any questions concerning this Addendum, please contact Jill Minter at the email and phone number listed in the above paragraph. Any legal questions from the District's attorney should be directed to Mia Bearley, Senior Assistant Regional Counsel, via email at [bearley.mia@epa.gov](mailto:bearley.mia@epa.gov) or by phone at (800) 227-8917, extension 6554, or (303) 312-6554.

Sincerely,

Colleen Rathbone, Chief  
Water Enforcement Branch  
Enforcement and Compliance Assurance Division

cc: Mr. Brad Kant, Chief Operator, Lance Creek Water District ([bradkant@gmail.com](mailto:bradkant@gmail.com))  
Ms. Susan McGuire, Office Manager, Lance Creek Water District ([smmwgm13@gmail.com](mailto:smmwgm13@gmail.com))  
WY DEQ/DOH (via email)  
Niobrara County Commissioners ([nfsupply59@gmail.com](mailto:nfsupply59@gmail.com))  
Melissa Haniewicz, EPA Regional Hearing Clerk