



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: ENF-W

SEP 07 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

JoAnne L. Johnson
Chouteau County Clerk and Recorder, Registered Agent
Carter Chouteau County Water and Sewer District
1308 Franklin St.
Fort Benton, MT 59442

Re: 2nd Administrative Order Addendum
Docket No. SDWA-08-2009-0019
PWS ID #MT0003798

Dear Ms. Johnson:

This 2nd addendum to the Administrative Order, issued July 2, 2009 to the Carter Chouteau County Water and Sewer District (Respondent or the District), is in response to a July 16, 2011 email from Mr. Keith Lippert, Chairman of the District, requesting a deadline extension for installing treatment at the Carter Chouteau public water system.

Through discussions with Mr. Lippert, EPA understands the District is requesting an extension based on several factors including limitations on starting the preliminary design phase prior to the execution of State funds and the need to complete the pilot study before designing the cartridge filtration system.

This letter constitutes the written approval by EPA for extending the final completion deadline from November 30, 2012 to March 31, 2013. Additionally, the interim deadlines have been extended as shown in the schedule below. In addition to serving as approval for extending the final completion deadline, this letter serves to incorporate the following revised schedule into the Administrative Order, meaning each deadline in the schedule will be an enforceable part of the Administrative Order.

Please note that EPA expects this approved schedule to be met. If unexpected events occur that are beyond Respondent's control and that will require Respondent to request an extension of these deadlines, Respondent is responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need. Respondent must provide the following information in any request for extensions: a description of the work that has been completed and the additional work that will not be completed by the deadline dates, the unexpected events that occurred, how Respondent attempted to foresee or overcome

these obstacles and an explanation that justifies the new proposed deadline dates.

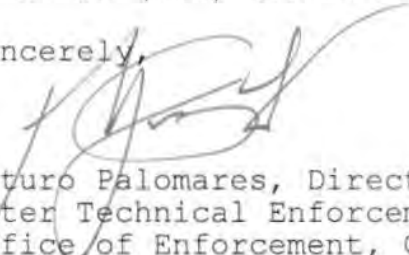
The following schedule lists the action to be taken, deadline date, and completion date if applicable.

<u>Action</u>	<u>Deadline</u>	<u>Completion (if applicable)</u>
Submit funding applications: <ul style="list-style-type: none"> ◦ Treasure State Endowment Program ◦ Water Resources Development Act 	Completed Completed	Notified of completion for both applications on May 4, 2010
Conduct pilot study & quarterly water testing.	1 st quarter 2011 2 nd quarter 2011 3 rd quarter 2011	March 24, 2011 July 24, 2011 (lab was late with report)
Begin Preliminary Design	By September 30, 2011	
Updated design basis report/ cost estimates to District, MDEQ and EPA	January 31, 2012	
District, MDEQ and EPA review & approval of design report.	February 29, 2012	
Submit design plans and specification to District, MDEQ and EPA	April 30, 2012	
District, MDEQ & EPA Review and MDEQ Approval	June 30, 2012	
Finalize construction finances	June 30, 2012	
Advertise for bids	July 31, 2011	
Begin construction	September 30, 2012	
Construction completed	March 31, 2012	


<p>Within 90 days of receiving this approval and until treatment installation is completed; provide EPA with quarterly reports on the progress made towards meeting the requirements of the Plan and Schedule and bringing the system into compliance with 40 C.F.R. part 141, subparts H, T, and W.</p>	<p>First report due by January 10, 2011 with subsequent reports due the 10th day of the month following the end of each quarter.</p>	<p>1/07/2011 2/08/2011 3/08/2011 4/12/2011 6/16/2011</p>
<p>Notify EPA and the State in writing of completing treatment installation.</p>	<p>Within 10 days of completing treatment installation.</p>	

Please be advised that Carter Chouteau County Water and Sewer District is required to comply with all provisions of the Administrative Order. Penalties for failing to comply are set forth in the Order. Please contact Kimberly Pardue Welch, at (303) 312-6983 if you have any questions concerning this Addendum. If you are represented by an attorney, please ask your attorney to call Marc Weiner at the above 800 number, extension 6913, or at (303) 312-6913.

Sincerely,



Arturo Palomares, Director
Water Technical Enforcement Program
Office of Enforcement, Compliance,
and Environmental Justice



Matt Cohn, Director
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc:

John Arrigo, MDEQ
Shelley Nolan, MDEQ
Keith Lippert, Chairman, Carter-Chouteau County Water
and Sewer District
Tina Artemis, EPA Regional Hearing Clerk