



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8, MONTANA OFFICE  
FEDERAL BUILDING, 10 W. 15<sup>th</sup> STREET, SUITE 3200  
HELENA, MONTANA 59626

2012 DEC 19 PM 12:40

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EPA REGION VIII  
HEARING CLERK

Ref: 8MO

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Gerald Gray, Sr., Superintendent  
Heart Butte K-12 Schools School District  
P.O. Box 259  
Heart Butte, MT 59417

Re: Violation of the Administrative Order  
Docket No. SDWA-08-2012-0040  
Heart Butte School Public Water System  
PWS ID #083090009

Dear Mr. Gray Sr.:

On July 30, 2012, the US Environmental Protection Agency (EPA) issued an Administrative Order (Order), Docket No. SDWA-08-2012-0040, ordering the Heart Butte K-12 Schools School District (Respondent) to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. section 300f et seq.

Our records indicate that the Respondent is in violation of the Order. Among other things, the Order included the following requirements (quoted from items 17 and 18 of the "Order" section on page 3 of the Order).

1. Respondent shall monitor the residual disinfectant level in the distribution system at the same time and place it collects total coliform samples, as required by 40 C.F.R. §§ 141.132(c)(1). No later than 10 days after the end of each quarter, Respondent shall report residual disinfectant sample results to the EPA, as required by 40 C.F.R. § 141.134(c).

*Respondent did not monitor the residual disinfectant level in the distribution system at the same time and place it collects total coliform samples in August and September 2012.*

2. Respondent shall monitor the System's water monthly for total coliform bacteria and, if any sample is positive for total coliform, conduct repeat and additional routine monitoring, as required by 40 C.F.R. § 141.21. Respondent shall report analytical results to the EPA within the first 10 days following the month in which Respondent receives sample results, as required by 40 C.F.R. § 141.31(a). Respondent shall report any violation of coliform monitoring requirements in 40 C.F.R. part 141 to the EPA within 10 days after discovering the violation, as required by 40 C.F.R. § 141.21(g)(2).

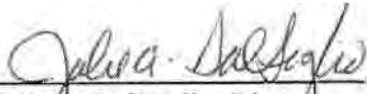


*Respondent had a positive total coliform sample on August 27, 2012 and failed to take repeats in a timely manner. Respondent did not report the violation to EPA within 10 days after discovering the violation.*

If you have any questions or wish to have an informal conference with the EPA, you may contact Sienna Meredith at 1-866-457-2690, extension 5026 or (406) 457-5026. If you are represented by an attorney who has questions, please ask your attorney to contact Amy Swanson, Enforcement Attorney, at 1-800-227-8917, extension 6906 or (303) 312-6906 or at the following address:

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

We urge your prompt attention to this matter.

  
Julie A. DalSoglio, Director  
EPA Region 8 Montana Office

cc:

Tina Artemis, EPA 8 Regional Hearing Clerk  
Dick Richardson, Principal  
The Honorable T.J. Show, Chairman Blackfeet Tribal Business Council  
Gerald Wagner, Environmental Director, Blackfeet Environmental Office, by email