



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Craig Bobzien, Forest Supervisor
USDA Forest Service, Black Hills National Forest
1019 N. 5th Street
Custer, SD 57730

Re: Administrative Order Violation, PWS ID # WY5680010, Docket No. SDWA-08-2013-0010

Dear Mr. Bobzien:

On February 5, 2013, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order), ordering the USDA Forest Service, Black Hills National Forest, as owner of the Cook Lake Campground Public Water System (System), to comply with certain regulations promulgated under the federal Safe Drinking Water Act, 42 U.S.C. §§ 300f to 300j-26. The EPA understands the System is operated under a Special Use Permit by concessionaire Forest Recreation Management, Inc.

The EPA's records indicate that the Respondent is in violation of the Order. Among other things, the Order included the following requirement (quoted from item 14 on page 2 of the Order):

1. Respondent shall comply with the total coliform maximum contaminant level (MCL). 40 C.F.R. § 141.63(a)(2).

Respondent violated the MCL for total coliform bacteria during the 3rd quarter of 2013 (with multiple total coliform-positive samples collected during both the months of July and August 2013).

The Respondent's plan for compliance with the total coliform MCL, approved via the EPA's addendum letter of May 16, 2013, failed to achieve permanent compliance. That being the case, per paragraph 18 of the Order, the EPA is now requiring additional steps, specifically, re-submission of a proposed compliance plan and schedule per paragraphs 15 through 18 of the Order.

The EPA is also considering additional enforcement action as a result of the Respondent's non-compliance with the Order. Violating an administrative order may lead to (1) a penalty of up to \$32,500 per day per violation of the order, and/or (2) a court injunction ordering compliance.

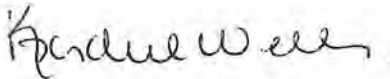
If the EPA's information appears incorrect and/or you have any questions, please contact Mario Merida at 1-800-227-8917, extension 6297, or (303) 312-6297. Any questions for the Respondent's attorney

should be directed to Marc Weiner, Enforcement Attorney, at 1-800-227-8917, extension 6913, or (303) 312-6913, or at the following address:

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

We urge your prompt attention to this matter, and thank the Forest Service, Black Hills National Forest, for its ongoing efforts.

Sincerely,



Kimberly Pardue Welch, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Tina Artemis, EPA Regional Hearing Clerk
WY DEQ/DOH (via email)
Scott Haas, Black Hills National Forest (via email)
Brian Beam, Black Hills National Forest (via email)
Ty Gerbracht, Operations Manager, Forest Recreation Management, Inc.