



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W-SDW

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Matthew Cordingly, District Manager
Lucerne Water and Sewer District
584 Highway 20 North
Thermopolis, Wyoming 82443

Re: Administrative Order Violation, Lucerne Water and Sewer District Public Water System,
PWS# WY5600935, Docket No. SDWA-08-2018-0005

Dear Mr. Cordingly:

On March 14, 2018, the U.S. Environmental Protection Agency issued an Administrative Order (Order) requiring the Lucerne Water and Sewer District (District), as owner and/or operator of the Lucerne Water and Sewer District Public Water System (System), to comply with the Safe Drinking Water Act, 42 U.S.C. Section 300f *et seq.*, and its implementing regulations, the National Primary Drinking Water Regulations, 40 C.F.R. part 141.

Our records indicate that the District is in violation of the Order. Among other things, the District (Respondent) is required to comply with paragraph 14 of the Order:

- Within 30 days after receipt of this Order, Respondent shall prepare an annual Consumer Confidence Report (CCR) for the System for 2015 and distribute the CCR to the System's customers and the EPA. The CCR shall include the 2013-2015 failure to monitor lead and copper violation. No later than 30 days later, Respondent shall certify to the EPA that the 2015 and 2016 CCRs have been distributed to the System's customers and that the information is correct and consistent with monitoring data previously provided to the EPA. Thereafter, Respondent shall prepare and distribute annual CCRs and provide certifications as required by 40 C.F.R. §§ 141.151-141.155.


EPA has not received a CCR for 2015 nor certification of distribution of the 2015 and 2016 CCRs. Further, the EPA has not received certification of distribution of the 2017 CCR that was due on October 1, 2018.

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 \$55,907 per day per violation of the order, and/or (2) a court injunction ordering compliance.

If the District has any questions please contact Christina Carballal via email at carballal-broome.christina@epa.gov, or by phone at 1-800-227-8917, extension 6046, or (303) 312-6046. If the District is represented by an attorney who has questions, please ask the attorney to direct legal questions to Mia Bearley, Enforcement Attorney, who may be reached via email at bearley.mia@epa.gov, by phone at (800) 227-8917, extension 6554, or (303) 312-6554.

We urge your prompt attention to this matter.

Sincerely,



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

cc: WY DEQ/DOH (via email)
Melissa Haniewicz, EPA Regional Hearing Clerk