



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

MAR 27 2014

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Hon. H.H. "Buck" King
Mayor, Town of Edgerton
P.O. Box 407
Edgerton, WY 82635

Re: Administrative Order issued to the Town of Edgerton,
PWS ID#5600017, Docket No. **SDWA-08-2014-0011**

Dear Mayor King:

Enclosed is an Administrative Order (Order) issued by the U.S. Environmental Protection Agency (EPA) under the authority of section 1414(g) of the Safe Drinking Water Act, 42 U.S.C. § 300g-3(g). Among other things, the Order alleges that the Town of Edgerton (Town), as owner and/or operator of the Town of Edgerton's public water system (System), has violated the National Primary Drinking Water Regulations at 40 C.F.R. part 141.


The Order is effective upon the date received. Please review the Order and within 10 days provide the EPA with any information you believe the EPA may not have (e.g., any monitoring that may have been done but not submitted, any updates to the numbers of connections and/or individuals served, etc.). If the EPA does not hear from you, the EPA will assume this information is correct.

If the Town complies with the Order, the EPA may close the Order without further action. Failure to comply with the Order may lead to substantial civil penalties and/or a federal court injunction ordering compliance.

To submit information or to request an informal conference with the EPA, please contact Kathelene Brainich at the above address (with the mailcode 8ENF-W), via email at brainich.kathelene@epa.gov, or by phone at (800) 227-8917, extension 6481 or (303) 312-6481. Any questions from your attorney should be directed to Mia Bearley, Enforcement Attorney, who may be reached at the above address (with the mailcode 8ENF-L), via email at bearley.mia@epa.gov, or 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

Enclosure

cc: Rick Irish, Town of Edgerton (email)
Brian Schroeder, Central WY Regional Water JPB
WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk



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REGION 8

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DENVER, COLORADO 80202-1129

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MAR 27 2014

Ref: 8ENF-W

CERTIFIED MAIL LETTER
RETURN RECEIPT REQUESTED

Natrona County Commissioners
c/o Bill McDowell, Chair
200 N. Center, Room 115
Casper, WY 82601

Re: Notice of Safe Drinking Water Act Enforcement Action against the Town of Edgerton
PWS ID WY5600017

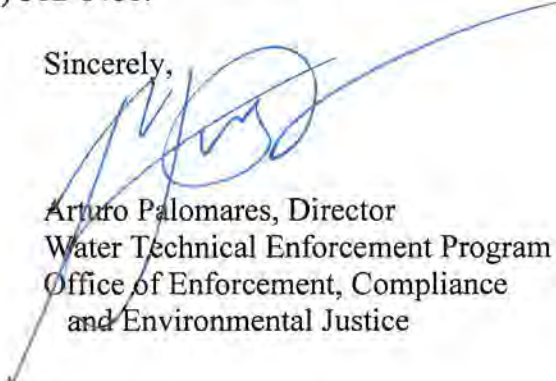
Dear Commissioners:

The Safe Drinking Water Act requires that the U.S. Environmental Protection Agency (EPA) notify locally elected officials of certain enforcement actions taken in their area.

An Administrative Order (Order) is being issued to the Town of Edgerton, as owner and/or operator of the Town of Edgerton's Water System, located in Natrona County, directing it to comply with the National Primary Drinking Water Regulations. The violations alleged in the Order are for exceeding the maximum contaminant level for total coliform bacteria.

For more details, a copy of the Order is enclosed for your information. **The Order does not require any response or action by the County Commission.** If you have any questions regarding this Order, please contact Kathelene Brainich at (303) 312-6481.

Sincerely,


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

Enclosure



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY 2014 MAR 27 AM 8:11
REGION 8

FILED
EPA REGION VIII
HEARING ROOM

IN THE MATTER OF:)
)
Town of Edgerton,)
)
Respondent.)

Docket No. **SDWA-08-2014-0011**

ADMINISTRATIVE ORDER

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) by section 1414(g) of the Safe Drinking Water Act (Act), 42 U.S.C. § 300g-3(g), as properly delegated to the undersigned officials.
2. The Town of Edgerton (Respondent) is a Wyoming municipality that owns and/or operates the Town of Edgerton Water System (System), which provides piped water to the public in Natrona County, Wyoming, for human consumption.
3. The System is supplied by the Central Wyoming Regional Water System, a surface water source, that obtains water from the North Platte River and numerous wells. Central Wyoming Regional treats the System's water by ozone, chloramines, flocculation, and filtration. No additional treatment is provided by the System.
4. The System has approximately 118 service connections used by year-round residents and/or regularly serves an average of approximately 175 year-round residents. Therefore, the System is a "public water system" and a "community water system" as defined in 40 C.F.R. § 141.2 and section 1401 of the Act, 42 U.S.C. § 300f.
5. Respondent is subject to the Act and the National Primary Drinking Water Regulations (Drinking Water Regulations) at 40 C.F.R. part 141. The Drinking Water Regulations are "applicable requirements" as defined in section 1414(i) of the Act, 42 U.S.C. § 300g-3(i).

VIOLATIONS

6. If two or more samples collected in any month from the System's water are positive for total coliform, then the System has not complied with the maximum contaminant level (MCL) for total coliform bacteria. 40 C.F.R. § 141.63(a)(2). During the months of November 2010 and August, September, and October 2013, two or more samples from the System were positive for total coliform, and, therefore, Respondent violated this requirement.

ORDER

Based on the above violations, Respondent is ordered to perform the following actions upon Respondent's receipt of this Order (unless a different deadline is specified below):

7. Within 90 days after receipt of this Order, Respondent shall submit to the EPA a proposed plan and schedule to bring the System into compliance with the total coliform MCL as identified in 40 C.F.R. § 141.63. The plan shall include proposed modifications to the System and estimated costs of such modifications. The schedule shall include a project start date, interim milestone deadlines, and a final compliance deadline (which shall be within six months of the project start date). The Respondent shall not begin construction or modifications to the System before the EPA has approved Respondent's compliance schedule. The EPA's approval of Respondent's schedule does not substitute for any State of Wyoming approvals of plans and specifications that may also be required before any modification may be made to the System.
8. The schedule required by paragraph 7, above, shall be incorporated into this Order as enforceable requirements upon written approval by the EPA.
9. Within 30 days after receipt of the EPA's approval of the schedule required by paragraph 7, above, Respondent shall provide the EPA with quarterly reports on the progress made toward bringing the System into compliance with the total coliform MCL. Each quarterly report is due by the 10th day of the month following the relevant quarter.
10. Within 10 days after completing all tasks included in the schedule required by paragraph 7, above, Respondent shall notify the EPA of the project's completion.
11. The System shall achieve compliance with the total coliform MCL by the final compliance deadline specified in the EPA-approved schedule. If the Respondent's plan fails to achieve permanent compliance, the EPA may order further steps and/or seek penalties for noncompliance.
12. Respondent shall direct all reporting required by this Order to:

Kathelene Brainich
U.S. EPA Region 8 (8ENF-W)
1595 Wynkoop Street
Denver, CO 80202-1129

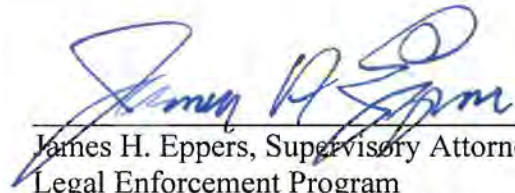
GENERAL PROVISIONS

13. This Order shall not constitute a waiver, suspension, or modification of any requirement of the Act or Drinking Water Regulations. Issuance of this Order is not an election by the EPA to forgo any civil or criminal action.
14. Violation of any part of this Order or the Drinking Water Regulations may subject Respondent to a civil penalty of up to \$37,500 (as adjusted for inflation) per day of violation. 42 U.S.C. § 300g-3; 40 C.F.R. part 19.

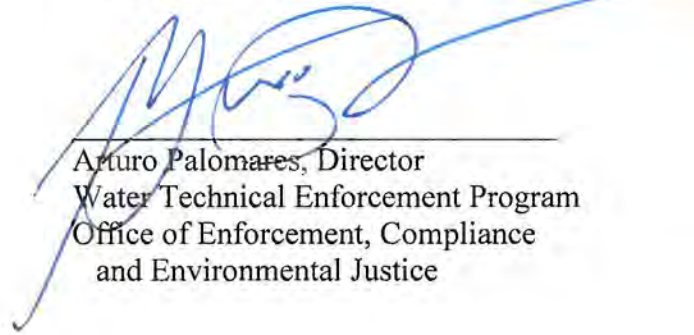
15. Respondent may seek federal judicial review of this Order pursuant to section 1448(a) of the Safe Drinking Water Act, 42 U.S.C. § 300j-7(a).

16. This Order is effective upon receipt by Respondent and will continue to be in effect until closed by the EPA.

Issued: March 20, 2014.



James H. Eppers, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice



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