



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

2015 DEC -2 AM 11:53

FILED
EPA REGION VIII
HEARING CLERK

DEC 02 2015

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John Field, Registered Agent
Woodenshoe Pipeline Company
4877 N. Woodenshoe
Peoa, Utah 84061

Re: Administrative Order Violation #2, Woodenshoe Pipeline Company Public Water System
PWS ID #UTAH22058, Docket No. SDWA-08-2012-0006

Dear Mr. Field:

On January 5, 2012, the EPA issued an Administrative Order (Order) ordering Woodenshoe Pipeline Company (Company), as owner/operator of the Woodenshoe public water system, to comply with the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300f *et seq.*, and its implementing regulations, the National Primary Drinking Water Regulations (NPDWRs), 40 C.F.R. Part 141.

Our records indicate that the Company (Respondent) is in violation of the Order. Among other things, the Order included the following requirement (paraphrased from items 19-22 on page 4 of the Order):

Respondent must achieve and maintain compliance with 40 C.F.R. part 141, subparts H and T either by meeting the filtration and disinfection or filtration avoidance requirements, switching permanently to an alternate source of water that is not subject to these requirements, or by redeveloping the source to eliminate surface water influence by the final date specified in the approved plan.

EPA issued Administrative Order Addendum #4 on August 28, 2014, to the Company approving and incorporating the plan and schedule for completing system modifications by May 30, 2015, as outlined in the August 6, 2014, schedule from Epic Engineering on behalf of Respondent.

In response to the EPA requesting an update on the project, Steven Clyde of Clyde Snow & Sessions, legal representative for Respondent, responded via email on November 6, 2015, that although the project was completed this summer, the additional pressure from the new well source resulted in multiple leaks in the distribution line that rapidly drained the storage tank and the System reconnected to their original spring source. The System is obtaining funding to replace the main distribution line. **Within 30 days of receipt of this letter, the System shall submit a schedule for replacing the distribution system and permanently reconnecting to the new source.**

EPA is considering additional enforcement action as a result of your non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions you may contact Kathelene Brainich at 1-800-227-8917, extension 6481, or (303) 312-6481. Your attorney should direct any legal questions to Charles Figur, Enforcement Attorney, at the above 800 number, extension 6915, or at (303) 312-6915.

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

We urge your prompt attention to this matter.

Sincerely,



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

cc: Joseph N. Santos, Epic Engineering (via email)
Steven E. Clyde, Clyde Snow & Sessions P.C. (via email)
Patti Fauver, UTDEQ
Tina Artemis, EPA Regional Hearing Clerk

