



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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2009 OCT 28 PM 12: 51

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EPA REGION VIII
HEARING CLERK

Ref: 8 ENF-W

OCT 28 2009

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Indian Ridge Water Conservancy District
Chuck Cummins, Chair
983 E. 1240 S
Spanish Fork, UT 84660

Re: Violation of Administrative Order
Docket No. SDWA-08-2008-0098
PWS ID # UTAH20057

Dear Mr. Cummins:

On January 22, 2009, the US Environmental Protection Agency (EPA) issued an Administrative Order, Docket No. SDWA-08-2008-0098, ordering the Indian Ridge Water Conservancy District (the District), as owner and/or operator of the Indian Ridge Water System (the system), 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 District (Respondent) is in violation of the Administrative Order (the Order). Among other things, the Order included the following requirements (quoted from item 16 on page 3 of the Order):

Respondent shall comply with all total coliform routine sampling requirements. 40 C.F.R. § 141.21(b)(5). This requires that Respondent take no fewer than five routine total coliform bacteria samples during the next month after having one or more total coliform positive samples.

Respondent failed to take five routine samples in August 2009, taking these samples instead on September 28, 2009, following total coliform-positive results on July 28, 2009.

We also remind you that the District is required to issue a public notice for the violation detailed above within twelve months of occurrence, that is, by September 28, 2010.

EPA may consider additional enforcement action as a result of the 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 or wish to have an informal conference with EPA, you may contact Mario Mérida at 1-800-227-8917, extension 6297 or (303) 312-6297. If you are represented by an attorney who has questions, please ask your attorney to contact 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 (8-ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Patti Fauver, UT DEQ DW
Tina Artemis, EPA Regional Hearing Clerk
Dave Bess, Operator