



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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2011 NOV 17 PM 12:56

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Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Tomi White, President
Kennington Springs Pipeline, Inc.
P.O. Box 1284
Afton, WY 83110

Re: Administrative Order
3rd Violation Notification Letter
Kennington Springs Pipeline
Public Water System
Docket No. SDWA-08-2011-0030
PWS ID #WY5601199

Dear Ms. White:

According to paragraph 13 of the Administrative Order (Order) EPA issued on March 8, 2011, to Kennington Springs Pipeline, Inc. (Kennington), Kennington was required to submit a compliance plan and schedule for bringing its water system into compliance with the total coliform maximum contaminant level (MCL) within 30 days of another exceedance of the total coliform MCL. On June 7, 2011, Kennington exceeded the total coliform MCL, which triggered the requirement to submit a compliance plan. EPA received a compliance plan via fax on September 9, 2011; however, that plan provided only a summary of events and an interim response to the June 7, 2011 exceedance of the total coliform MCL. EPA did not approve that plan.

On August 5, 2011, EPA issued an Amended Administrative Order (Amended Order), adding another violation unrelated to coliform. The Amended Order retained the requirement to submit a compliance plan within 30 days of learning of a coliform MCL violation. See paragraph 14 of the Amended Order.

Because it has failed to submit a compliance plan meeting the requirements of paragraph 13 of the Order and paragraph 14 of the Amended Order, Kennington is in violation of the Order and Amended Order. Please submit a complete plan to EPA as soon as possible. Please note that the plan must include proposed system modifications, estimated costs of modifications, and a schedule for completion of the project and bringing the system into compliance with the coliform MCL. The final compliance date is to be within three months from the date of EPA's approval of the plan and schedule. Before construction or modifications can begin, EPA must have approved the plan, and the EPA's approval does not substitute for any approvals that are required from the State of Wyoming. Please see the Order and Amended Order for more details.

Please be advised that Kennington is required to comply with all provisions of the Order and Amended Order. Penalties for failing to comply are set forth in the Order and the Amended Order. Please contact Shawn McCaffrey at (303) 312-6515 if you have any questions concerning this Addendum. If Kennington is represented by an attorney who has questions, please ask the attorney to call Peggy Livingston, Enforcement Attorney, at the above 800 number, extension 6858, or at (303) 312-6858.

Sincerely,



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

cc:

WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk
Ernie Eaton, Operator