



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

2017 MAY -9 AM 9:16

FILED
EPA REGION VIII
HEARING CLERK

MAY 09 2017

Ref: 8ENF-W-SDW

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Leah Carlson, Registered Agent
Long Shot Adventures, Inc.
76 Fir Road
Dubois, Wyoming 82513

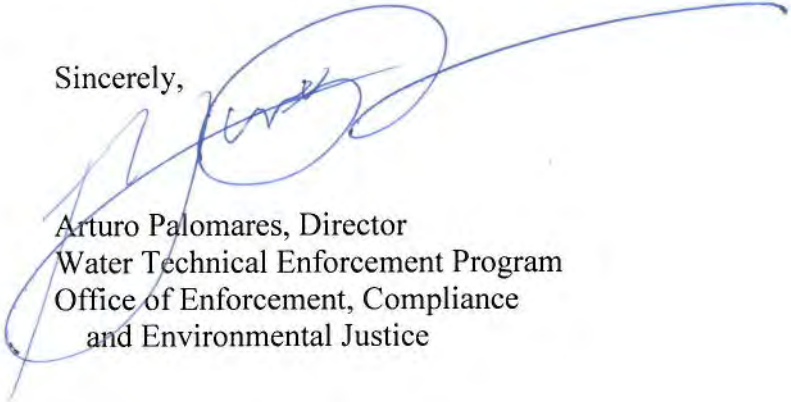
Re: Amended Administrative Order regarding Crooked Creek Guest Ranch Public Water System,
PWS ID #5601542, Docket# SDWA-08-2016-0036

Dear Ms. Carlson:

Enclosed is an Amendment to the Administrative Order (Order) that was issued to Long Shot Adventures, Inc. (Long Shot), on September 29, 2016. This Amendment extends the date by which the well height significant deficiency corrective action must be completed (and documentation sent to the EPA) from December 31, 2016, to July 10, 2017. The EPA finds that the Kitchen Well casing height of 9 inches is sufficient and requires corrective action of the Barn and Cabin Wells only. The Barn and Cabin Wells' casing must be raised to at least 8 inches above the concrete floor.

If you have any questions regarding this amendment, 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.

Sincerely,


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

Enclosure

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

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

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IN THE MATTER OF:)
)
Long Shot Adventures, Inc.,)
)
Respondent.)

AMENDED ADMINISTRATIVE ORDER

Docket No. SDWA-08-2016-0036

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. Long Shot Adventures, Inc. (Respondent), is a Wyoming corporation that owns and/or operates the Crooked Creek Guest Ranch Public Water System (System), which provides piped water to the public in Fremont County, Wyoming, for human consumption.
3. The System is supplied by a groundwater source accessed by three wells. The System's water is treated with a chemical disinfectant. The System is open all year.
4. The System has approximately 20 service connections and regularly serves an average of approximately 33 individuals daily at least 60 days out of the year. Therefore, the System is a "public water system" as defined in section 1401(4) of the Act, 42 U.S.C. § 300f(4), and 40 C.F.R. § 141.2. The System is also a "transient, non-community water system" as defined in 40 C.F.R. § 141.2.
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).
6. The Drinking Water Regulations include monitoring requirements. The EPA has sent Respondent annual notifications of the specific monitoring requirements that apply to the System.

VIOLATIONS

7. Respondent is required to monitor the System's water quarterly for total coliform bacteria. 40 C.F.R. § 141.21(a). Respondent failed to monitor the System's water for total coliform bacteria during the 1st (January-March) quarter of 2016, 2nd (April-June) quarter of 2015, and the 3rd (July-September) quarter of 2012 and, therefore, violated this requirement.
8. Respondent is required to complete corrective action of significant deficiencies in compliance with an EPA-approved corrective action schedule or within 120 days of receiving written notification from the EPA of the significant deficiencies. 40 C.F.R. § 141.404. Respondent is required to notify the EPA within 30 days of completion of a significant

deficiency corrective action. 40 C.F.R. § 141.405(a)(2). Respondent received a letter from the EPA on April 20, 2015, that detailed significant deficiencies and the EPA approved a schedule for the System to correct the insufficient well heights of all three wells by June 1, 2016. Respondent failed to complete the corrective actions by June 1, 2016, and, therefore, violated this requirement.

9. Respondent is required to notify the public of certain violations of the Drinking Water Regulations. 40 C.F.R. §§ 141.201-141.211. Respondent failed to notify the public of the 2012 and 2015 violations cited in paragraph 7, above, and, therefore, violated this requirement.

10. Respondent is required to report any violation of coliform monitoring requirements to the EPA within 10 days after discovering the violation. 40 C.F.R. §§ 141.21(g)(2) and 141.861(a)(4). Respondent failed to report the violations listed in paragraph 7, above, to the EPA and, therefore, violated this requirement.

11. Respondent is required to report any failure to comply with any Drinking Water Regulation to the EPA within 48 hours (except where the Drinking Water Regulations specify a different time period). 40 C.F.R. § 141.31(b). Respondent failed to report the violations cited in paragraphs 8 and 9, above, to the EPA and, therefore, 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):

12. Respondent shall monitor the System's water for total coliform bacteria in compliance with the Drinking Water Regulations Revised Total Coliform Rule. If a sample is positive for total coliform, within 24 hours of being notified of the positive result, Respondent shall collect a set of three repeat samples for each total coliform-positive sample as required by 40 C.F.R. §§ 141.853-858. Respondent shall report any violation of coliform monitoring requirements to the EPA within 10 days after discovering the violation, as required by 40 C.F.R. § 141.861(a)(4).

13. No later than July 10, 2017, Respondent shall complete corrective action of the insufficient well casing height significant deficiency of two sources (Barn and Cabin wells) to at least 8 inches above the concrete floor and provide documentation to the EPA of the completion. Thereafter, Respondent shall complete corrective action of significant deficiencies and notification of their completion as required by 40 C.F.R. §§ 141.403(a) and 141.405(a)(2). Respondent shall report any violation of the Drinking Water Regulations to the EPA within 48 hours of the violation occurring, as required by 40 C.F.R. § 141.31(b). However, if a different time period for reporting is specified in this Order or the Drinking Water Regulations, Respondent shall report within that different period.

14. Within 30 days after receipt of this Order, Respondent shall notify the public of all violations cited in paragraphs 7 and 8, above. Thereafter, following any future violation of the Drinking Water Regulations, Respondent shall comply with the applicable public notice provisions of 40 C.F.R. part 141, subpart Q. Within 10 days after providing public notice, Respondent shall submit a signed copy of the notice to the EPA with the dates the notice was posted or distributed. Public notice instructions and templates can be found at: <https://www.epa.gov/region8-waterops/reporting-forms-and-instructions-public-notification>.

15. This Order shall be binding on Respondent, its successors and assigns, and any person (e.g., employee, contractor, or other agent) acting in concert with Respondent.

16. If Respondent (a) leases or sells the System to another person or entity, or (b) contracts with or hires any other person or entity to operate the System, Respondent shall, no later than the date of such lease, sale, or other contract, provide a copy of this Order to the lessee, purchaser, or contractor. No later than 10 days thereafter, Respondent shall notify the EPA in writing of the lease, sale, or other contract, with such notification to include the name and contact information of the person who has leased, bought, or contracted to operate the System. Respondent shall remain obligated to comply with this Order even if Respondent leases the System to another person or entity or hires another person or entity to operate the System.

17. Respondent shall direct all reporting required by this Order to:

U.S. EPA Region 8 (8P-W-DW)
1595 Wynkoop Street
Denver, CO 80202-1129
Email: R8DWU@epa.gov
Fax: (877) 876-9101

GENERAL PROVISIONS

18. 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.

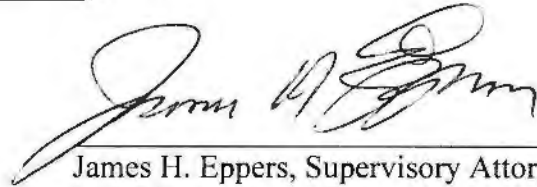
19. Violation of any part of this Order or the Drinking Water Regulations may subject Respondent to a civil penalty of up to \$53,907 (as adjusted for inflation) per day of violation. 42 U.S.C. § 300g-3; 40 C.F.R. part 19; 81 Fed. Reg. 43091 (July 1, 2016).

20. 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).

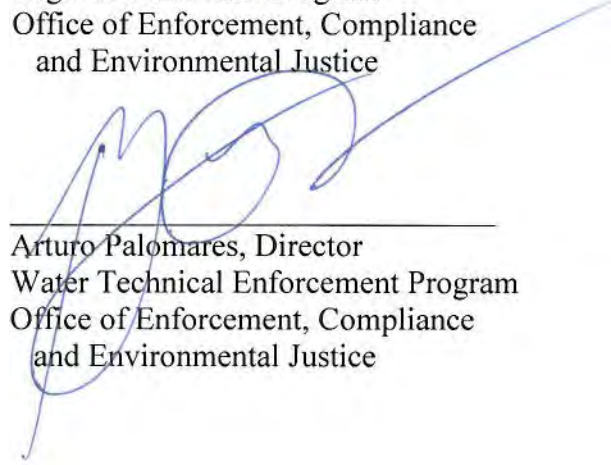
Long Shot Adventures, Inc.
Crooked Creek Guest Ranch
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21. This Order is effective upon receipt by Respondent and will continue to be in effect until closed by the EPA.

Issued: May 9th, 2017.



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