



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

SEP 05 2019

Ref: 8ENF-W-SD

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Donald Taylor, Director
Sweetwater Improvement and Service District
P.O. Box 879
Newcastle, Wyoming 82701

Re: Administrative Order Violation, Sweetwater Improvement and Service District,
PWS ID #WY5601675, Docket No. SDWA-08-2016-0015

Dear Mr. Taylor:

On July 18, 2016, the U.S. Environmental Protection Agency issued the Administrative Order referenced above (Order), Docket No. SDWA-08-2016-0015 directing the Sweetwater Improvement and Service District (District), referenced in the Order as the Respondent, as owner/operator of the Sweetwater Improvement and Service District Public Water System (System), to comply with various drinking water regulations issued by the EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. section 300f et seq.

Our records indicate that the District is in violation of the Order. Among other things, the Order included the following requirements (quoted from the Order), which have not been fulfilled:

15. Between July 1, 2016, and September 30, 2016, subsequently during each of the following two consecutive quarters, and thereafter as directed by the EPA in accordance with 40 C.F.R. § 141.23(d), Respondent shall monitor the System's water for nitrate.
16. Between July 1, 2016, and December 31, 2016, and thereafter as directed by the EPA in accordance with 40 C.F.R. § 141.86(b), (c) and (d), Respondent shall monitor the System's water for lead and copper.
17. Between July 1, 2016, and September 30, 2016, subsequently during each of the following two consecutive two quarters, and thereafter as directed by the EPA in accordance with 40 C.F.R. § 141.26(a), Respondent shall monitor the System's water for radionuclides.
18. Between October 1, 2016, and December 31, 2016, subsequently during each of the following three consecutive quarters, and thereafter as directed by the EPA in accordance with 40 C.F.R. § 141.24, Respondent shall monitor the System's water for VOCs (volatile organic contaminants).

19. Between October 1, 2016, and December 31, 2016, subsequently during each of the following three consecutive quarters, and thereafter as directed by the EPA in accordance with 40 C.F.R. § 141.24, Respondent shall monitor the System's water for SOCs (synthetic organic contaminants).

While the District has monitored for some of those parameters during the last five years, it has not satisfied the requirements as specified in the Order. The District must complete the following:

- Start monitoring annually for nitrate in accordance with 40 C.F.R. § 141.23(a) and (d), i.e., sample the System's water for nitrate beginning in calendar year 2020 (January 1, 2020 to December 31, 2020);
- Collect five lead and copper samples for the July 1, 2019 to December 31, 2019, monitoring period according to the System's tap sample site plan, in accordance with 40 C.F.R. § 141.86 and, within 30 days of receiving monitoring results, deliver a consumer notice of individual tap monitoring results to the persons served at each sampled site;
- Conduct initial radionuclide monitoring during four **consecutive** quarters, in accordance with 40 C.F.R. § 141.26, sample the System's water for radionuclides during the fourth quarter of 2019 (October 1, 2019 to December 31, 2019), the first quarter of 2020 (January 1, 2020 to March 31, 2020), the second quarter of 2020 (April 1, 2020 to June 30, 2020), and the third quarter of 2020 (July 1, 2020 to September 30, 2020);
- Conduct initial monitoring for SOCs during four **consecutive** quarters in accordance with 40 C.F.R. § 141.24, i.e., sample the System's water for SOCs during the fourth quarter of 2019 (October 1, 2019 to December 31, 2019; the first quarter of 2020 (January 1, 2020 to March 31, 2020), the second quarter of 2020 (April 1, 2020 to June 30, 2020), and the third quarter of 2020 (July 1, 2020 to September 30, 2020);
- Conduct initial monitoring for VOCs during four **consecutive** quarters in accordance with 40 C.F.R. § 141.24, i.e., sample the System's water for VOCs during the fourth quarter of 2019 (October 1, 2019 to December 31, 2019), the first quarter of 2020 (January 1, 2020 to March 31, 2020), the second quarter of 2020 (April 1, 2020 to June 30, 2020), and the third quarter of 2020 (July 1, 2020 to September 30, 2020); and
- Send all results of all required monitoring to the EPA at:

Email: R8DWU@epa.gov, and carballal-broome.christina@epa.gov

The EPA is considering additional enforcement action as a result of non-compliance with the Order. Violating the Order may lead to (1) a penalty of up to \$57,317 per day per violation of the Order, (2) a court injunction ordering compliance, or both.

If you have any questions, please contact Christina Carballal at (303) 312-6046 or (800) 227-8917 extension 312-6046. If the District is represented by an attorney, please ask the attorney to direct any questions or comments to Peggy Livingston, Senior Assistant Regional Counsel, at (303) 312-6858 or at the following address:

Peggy Livingston, Senior Assistant Regional Counsel
U.S. EPA, Region 8 (8ORC-R)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.

Sincerely,



Suzanne Bohan, Director
Enforcement and Compliance Assurance Division

cc: WY DEQ and DOH (via email)
Irene Hixson, Operator
Tobey Cass, Co-Director
Melissa Haniewicz, EPA Regional Hearing Clerk

