



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA REGION VIII
HEARING CLERK

NOV 18 2013

Ref: 8ENF-RC

Mr. Jimmie D. Rodgers
Jim's Water Service
P.O. Box 2290
Gillette, WY 82716

Re: USEPA Approval of Jim's Water Service Requests (2) to Modify Reporting Requirements for RCRA 7003 Orders RCRA-08-2011-0002 (JWS-Cannon) and RCRA-08-2008-0008 (JWS-Werner)

Dear Mr. Rodgers:

The U.S. Environmental Protection Agency (USEPA) is in receipt of two separate requests, both dated September 16, 2013, from Baccari & Associates, LLC, your environmental consulting firm, requesting reporting requirement modifications for the subject RCRA 7003 orders. Specifically, Jim's Water Service is requesting order reporting modifications from monthly to quarterly.

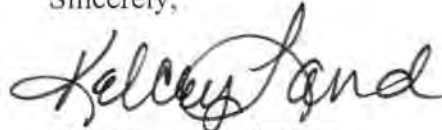
As the Jim's Water Service requests pertain to its JWS-Cannon and JWS-Werner facilities, Respondent's consultant, Mr. Larry Baccari, informally conferred with the USEPA Project Manager, Mr. Randy Lamdin, via telephone and subsequently submitted the September 16, 2013, requests. Per the XVI. OPPORTUNITY TO CONFER, AND MODIFICATION terms of both orders (XVI. 76. and XVI.A. respectively), Respondent has submitted correspondence in lieu of requesting a formal conference.

In light of Jim's Water Service currently reporting to the USEPA on a quarterly basis for its JWS-Sweetwater facility (see RCRA 7003 order [RCRA-08-2011-0001 VII.G.1.] and Jim's Water Service correspondence to the USEPA, dated August 24, 2011, acknowledging facility ownership transfer and legal responsibilities under this particular order from Hyland Enterprises to Jim's Water Service), from an administrative reporting perspective, there is rationale in doing quarterly reporting for consistency, rather than a burdensome combination of monthly and quarterly reporting for these three (3) Jim's Water Service facilities.

By this correspondence, for JWS-Cannon, under XVI. 78. and for JWS-Werner, under XVI.C., the USEPA is modifying these orders accordingly, to reflect quarterly reporting vice monthly reporting requirements, specifically within VII. 65. REPORTING A. and VII. F. REPORTING 1. respectively. Furthermore, to maintain submission time consistency with the JWS-Sweetwater RCRA 7003 order's, "Progress reports are to be submitted by the fifteenth calendar day of the month following each reporting period," JWS-Cannon's and JWS-Werner's orders are also modified accordingly (see VII. 65. REPORTING B. and VII.F REPORTING 2. respectively) to reflect the same reporting months, by January 15, April 15, July 15 and October 15 for the previous quarter.

The USEPA appreciates Baccari & Associates recognition of the current reporting requirement differences between the three (3) Jim's Water Service RCRA 7003 orders. We trust the reporting requirements modifications made to the JWS-Cannon and JWS-Werner orders will serve Jim's Water Service, Baccari & Associates and regulatory agencies well. In closing, if you or your environmental consultant, Mr. Larry Baccari, have any comment(s), concern(s) or question(s) regarding this correspondence, please direct them to Mr. Randy Lamdin of my staff, who can be reached at the address above or via telephone at (303) 312-6350.

Sincerely,

A handwritten signature in black ink that reads "Kelcey Land". The signature is written in a cursive, flowing style.

Kelcey Land, Director
RCRA/CERCLA Technical Enforcement Program

cc: Tina Artemis (USEPA)
Larry Baccari (Baccari & Associates)
Kim Dickerson (USFWS)
Linda Kato (USEPA)
Dennis Lamb (WDEQ)
Randy Lamdin (USEPA)
Doug Robinson (Jim's Water Service)
John Sither (USDOJ)
Joe Skorupa (USFWS)
John Wagner (WDEQ)