



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

Ref: 8ENF-W

JUN 30 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Park County Commissioners
c/o Jill Shockley-Siggins, Chair
1002 Sheridan Ave.
County Courthouse
Cody, WY 82414-3598

Re: Notice of Safe Drinking Water Act Enforcement
Action against the
Camp Buffalo Bill
Public Water System
PWS ID #WY5601373

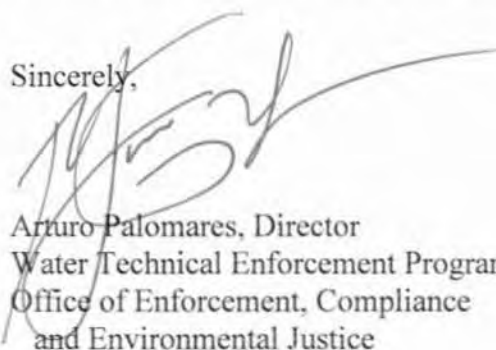
Dear County Commissioners:

The Safe Drinking Water Act requires that the Environmental Protection Agency (EPA) notify locally elected officials of certain enforcement actions taken in their area.

EPA has issued an Amended Administrative Order (Order) to Central Wyoming Council of Boy Scouts of America, owner of the Camp Buffalo Bill drinking water system, directing it to comply with the National Primary Drinking Water Regulations. The violations alleged in the Order include: failing to monitor for total coliform bacteria, failing to monitor for nitrate and failing to report these violations to EPA.

For more details, a copy of the Order is enclosed. **The Order does not require any response or action by the County Commission.** If you have any questions regarding the Order, please contact Kimberly Pardue Welch at (303) 312-6983.

Sincerely,



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

Enclosure:
Administrative Order



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JUN 30 2011

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CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mark Francis, Registered Agent
Central Wyoming Council of Boy Scouts of America
Camp Buffalo Bill
3939 Mountain Rd.
Casper, WY 82602

Re: Amended Administrative Order
Camp Buffalo Bill
Public Water System
Docket No. SDWA-08-2011-0013
PWS ID #WY5601373

Dear Mr. Francis:

Enclosed is an Amended Administrative Order (Order) issued by the Environmental Protection Agency (EPA) under the authority of the Safe Drinking Water Act, 42 U.S.C. §§ 300f *et seq.* This Order amends the January 25, 2011 Order issued by EPA. Among other things, the Amended Order alleges that the Central Wyoming Council of Boy Scouts of America (the Central Wyoming Council) has violated the National Primary Drinking Water Regulations (the drinking water regulations).

This Amendment adds the 2010 failure to monitor for nitrate violation (under the Violations section, paragraph 8, page 1 of the Order) and a requirement to monitor for nitrate within 30 days of receipt of this Amended Order (see item 12 of the Order section on page 2 of the Order). This Amended Order also updates the system's information regarding its water source (under paragraph 3 on page 1 of the Order).

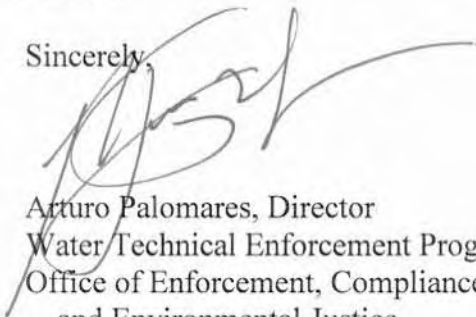
The Order is effective upon the date received. Please review the Order and within 10 days provide EPA with any information you believe EPA may not have. If the Central Wyoming Council complies with the Order, EPA may close the Order without further action. Failure to comply with the Order may lead to substantial civil penalties and/or a Federal court injunction ordering compliance.

To submit information or request an informal conference with EPA, please contact Kimberly Pardue Welch at the above address (with the mailcode 8ENF-W) or by phone at (800) 227-8917, extension 6983 or (303) 312-6983. Any questions from the Central Wyoming Council's attorney should be directed to

Jean Belille, Enforcement Attorney, who may be reached at the above address (with the mailcode 8ENF-L) or by phone at (800) 227-8917, extension 6556 or (303) 312-6556.

We urge your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'APal', is written over the typed name and title.

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

Enclosures:

Order

cc:

WY DEQ/DOH (via email)
Andrew Allgeier, Director of Camp Operations
Joe Alexander, Shoshone National Forest Supervisor
Tina Artemis, EPA Regional Hearing Clerk

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

2011 JUN 30 PM 2:09

IN THE MATTER OF:)
)
Central Wyoming Council of)
Boy Scouts of America)
)
Respondent.)

Docket No. SDWA-08-2011-0013

FILED
EPA REGION VIII
HEARING CLERK

AMENDED ADMINISTRATIVE ORDER

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) by the Safe Drinking Water Act, 42 U.S.C. § 300f *et seq.* (the Act), as properly delegated to the undersigned officials.

2. Central Wyoming Council of Boy Scouts of America (Respondent) is a Wyoming nonprofit corporation that owns and/or operates the Camp Buffalo Bill Water System (the system), which provides piped water to the public in Park County, Wyoming, for human consumption.

3. The system is supplied by a groundwater source consisting of one well. The water is continuously disinfected with a sodium hypochlorite solution.

4. The system has approximately 13 service connections and regularly serves an average of approximately 225 individuals daily at least 60 days out of the year. Therefore, the system is a "public water system" as defined in § 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 § 1414(i) of the Act, 42 U.S.C. § 300g-3(i).

6. The drinking water regulations include monitoring requirements. 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 during the 3rd quarter (July – September) each year for total coliform bacteria. 40 C.F.R. § 141.21. Respondent failed to monitor the system's water for total coliform bacteria during the 3rd quarter of 2009 and 3rd quarter of 2010 and, therefore, violated this requirement.

8. Respondent is required to monitor the system's water annually for nitrate. 40 C.F.R. § 141.23(d). Respondent failed to monitor the system's water for nitrate during 2010, and, therefore, violated this requirement.

9. Respondent is required to report any failure to comply with any coliform monitoring requirement to EPA within ten days of discovering the violation. 40 C.F.R. § 141.21(g)(2). Respondent failed to report the violations listed in paragraph 7, above, to EPA and, therefore, violated this requirement.

10. Respondent is required to report any failure to comply with any of the drinking water regulations to EPA within 48 hours (except where the drinking water regulations specify a different reporting period). 40 C.F.R. § 141.31(b). Respondent failed to report the violation listed in paragraph 8, above, to 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):

11. Respondent shall monitor the system's water during the 3rd quarter (July – September) for total coliform bacteria, as required by 40 C.F.R. § 141.21. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results were received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Respondent shall report any violation of the total coliform monitoring requirements to EPA within 10 days of discovery, as required by 40 C.F.R. § 141.21(g)(2).

12. Within 30 days of receipt of this Order, and per the regulations thereafter, Respondent shall monitor the system's water for nitrate. 40 C.F.R. § 141.23. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results were received, as required by 40 C.F.R. § 141.31(a). Respondent shall report any violation of the nitrate monitoring requirements to EPA within 48 hours of the violation occurring, as required by 40 C.F.R. § 141.31(b).

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

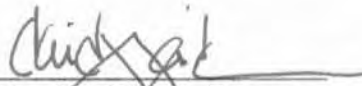
U. S. EPA Region 8 (8P-W-DW)
1595 Wynkoop Street
Denver, CO 80202-1129

GENERAL PROVISIONS

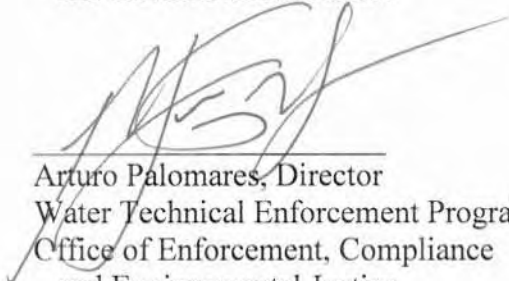
14. This Order shall not constitute a waiver, suspension, or modification of any requirement of the Act or drinking water regulations. Issuance of this Order is not an election by EPA to forgo any civil or criminal action.

15. Violation of any part of this Order or the drinking water regulations may subject Respondent to a civil penalty of up to \$37,500 (as adjusted for inflation) per day of violation. 42 U.S.C. § 300g-3; 40 C.F.R. part 19.

Issued: June 30, 2011.



Michael T. Risner, Director
David Janik, 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