



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
REGION 8, MONTANA OFFICE  
FEDERAL BUILDING, 10 W. 15<sup>th</sup> STREET, SUITE 3200  
HELENA, MONTANA 59626

2013 DEC -9 AM 8:48

DEC - 9 2013

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EPA REGION VIII  
HEARING OFFICE

Ref: 8MO

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

JoAnne L. Johnson, Registered Agent  
Chouteau County Clerk and Recorder,  
Carter Chouteau County Water and Sewer District  
1308 Franklin St.  
Fort Benton, MT 59442

Re: Administrative Order Violation  
Carter Chouteau County Water and Sewer District Public Water Supply  
Docket No. SDWA-08-2009-0019  
PWS ID #MT0000520

Dear Ms. Johnson:

On July 2, 2009, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order), ordering the Carter Chouteau County Water and Sewer District (Respondent), to comply with certain regulations promulgated under the federal Safe Drinking Water Act, 42 U.S.C. §§ 300f to 300j-26. The EPA's records indicate that the Respondent is in violation of the Order. Among other things, the Order included the following requirement (quoted from item 33 on page 6 of the Order):

Upon receipt of this Order, Respondent shall monitor for volatile organic chemical concentrations annually. 40 C.F.R. § 141.24(f)(5).

The Respondent did not monitor the system's water for volatile organic chemical (VOC) concentrations during 2012. The System most recently collected its VOC sample on February 11, 2013. The next VOC sample shall be collected during 2014.

The EPA is considering additional enforcement action as a result of the Respondent's non-compliance with the Order. Violating an administrative order may lead to (1) a penalty of up to \$37,500 per day per violation of the order, and/or (2) a court injunction ordering compliance.

If the EPA's information appears incorrect and/or you have any questions, please contact Sienna Meredith, at 1-800-457-2690 or (406) 457-5026. If you are represented by an attorney who has questions, please ask the attorney to contact Marc Weiner, Enforcement Attorney, at 1-800-227-8917, extension 6913, or (303) 312-6913, or at the following address:

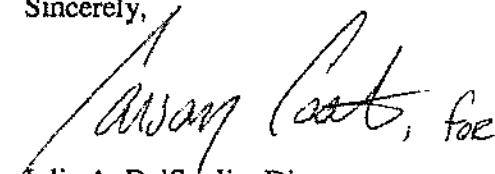


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Marc Weiner, Enforcement Attorney  
U.S. EPA, Region 8 (8ENF-L)  
1595 Wynkoop Street  
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.

Sincerely,



Julie A. DalSoglio, Director  
EPA Region 8 Montana Office

cc: John Arrigo, MDEQ  
Shelley Nolan, MDEQ  
Keith Lippert, Chairman, Carter-Chouteau County Water  
and Sewer District  
Tina Artemis, EPA Regional Hearing Clerk