



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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

2014 JUL -8 AM 8:49

EPA REGION VIII
MAILING CLERK

JUL 08 2014

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Diana Alexander, Registered Agent
Mountain Village Parks, Inc. (Administratively Dissolved)
P.O. Box 1226
Big Piney, WY 83113

Diana Alexander, Owner
Mountain Village Park Mobile Home Park
P.O. Box 1226
Big Piney, WY 83113

Daniel Alexander, Owner
Mountain Village Park Mobile Home Park
P.O. Box 1226
Big Piney, WY 83113

RE: Emergency Administrative Order under Section 1431 SDWA, Mountain Village Parks
Public Water System, PWS ID #WY5600221, Docket No. SDWA-08-2014-008

Dear Ms. and Mr. Alexander:

On March 7, 2014, the US Environmental Protection Agency (EPA) issued an Emergency Administrative Order, Docket No. SDWA-08-2014-0008, ordering you as owners and/or operators of the Mountain Village Parks Public Water System (System) to address a situation representing an imminent and substantial endangerment to persons served by the System and to comply with various regulations issued by the EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. §§ 300f et seq.

Our records indicate that you (Respondents) are in violation of the Emergency Administrative Order (the Order). Among other things, the Order includes the following requirements (quoted from paragraphs 21, 22 and 27 of the Order):

1. *Within 24 hours after flushing and disinfecting the System as required by paragraph 20, above, Respondents shall collect consecutive daily (one sample per day) special purpose (defined in 40 C.F.R. § 141.21(a)(6)) samples from the impacted portion of the System's distribution system. Respondents shall ensure that each sample is analyzed for total coliform and E.coli.*
2. *After Respondents receives written notification from the EPA that it may discontinue daily total coliform sampling, Respondents must collect weekly bacteriological samples (one sample per week) from the impacted portion of the System's distribution system to determine compliance with the total coliform MCL as stated in 40 C.F.R. § 141.63.*

On April 24, 2014, the EPA advised you by email that the System could discontinue daily and could begin collecting weekly special purpose samples for bacteriological testing. However, as of the date of this letter, the EPA has not yet received samples for the weeks of May 26, June 2, and June 9, 2014. As a result, you are in violation of the above requirement of the Order. Please note that it remains the Respondents' responsibility to ensure that samples are collected and results are reported in a timely fashion. The EPA encourages the Respondents to resolve any outstanding payment issues with the laboratory used by the Respondents to avoid ongoing reporting-related violations.

3. *Within 30 days of the effective date of this Order, Respondents shall provide the EPA with a plan and schedule that outlines actions to be taken that will ensure that there is no future loss of pressure to the system. The plan shall identify the cause of the valve malfunction and pump failure and resulting pressure loss and describe efforts that Respondents will take to prevent a recurrence of pressure loss in the System. This shall include steps to bring the System into compliance with requirements for community public water systems in the Wyoming Water Quality Chapter 12 Rules and Regulations requiring redundancy features, e.g., multiple wells, alternate power sources, and storage servicing the entire system. If applicable, the plan shall include proposed system modifications, estimated costs of modifications, and a schedule for completion of the project and compliance with the Order and federal requirements. The proposed schedule shall include specific milestone dates and a final compliance date (to be within six months from the date of EPA's approval of the plan). The schedule must be approved by the EPA before construction or modifications may commence. The EPA's approval of Respondents' schedule does not substitute for any State of Wyoming approval of plans and specifications (engineering plans) that may also be required before modifications can be made to the System.*

On May 9, 2014, the EPA advised you by email that it had not yet received your proposed compliance plan and schedule as required in the Order. The EPA has not received the required plan and schedule as of the date of this letter. As a result, you are in violation of the above requirement of the Order.

Given the above cited violations of the Order, be advised that the EPA is considering additional enforcement action. SDWA § 1431(b), 42 U.S.C. § 300i(b), provides that any person who violates or fails or refuses to comply with an emergency order may be subject to a civil penalty not to exceed \$15,000 for each day in which such violation occurs or failure to comply continues in an action brought in the appropriate United States district court to enforce such order. This daily penalty amount was increased to \$21,500 for violations occurring after December 6, 2013.

If you have any questions or wish to have an informal conference with the EPA, you may contact Mario Mérida at 1-800-227-8917, extension 6297, or (303) 312-6297. If you are represented by an attorney who has questions, please ask your attorney to contact Amy Swanson, Enforcement Attorney, at 1-800-227-8917, extension 6906, or (303) 312-6906 or at the following address:

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

We urge your prompt attention to this matter.

Sincerely,



Kimberly Pardue Welch, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Tina Artemis, EPA Regional Hearing Clerk
WY DEQ and DOH (via e-mail)
Dan Alexander, Owner/Operator, Mountain Village Parks PWS (via e-mail)