



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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August 19, 2020

August 19, 2020
12:43 PM

Ref: 8ENF-W-SD

Received by

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DIGITAL READ RECEIPT REQUESTED

EPA Region VIII

Hearing Clerk

Mr. Roger Dailey
Spencer Homesite Water Association
roggdail@icloud.com

Re: Administrative Order regarding Spencer Homesite Water Association Public Water System,
PWS ID #WY5600184, Docket No. SDWA-08-2020-0041

Dear Mr. Dailey:

Enclosed is an Administrative Order (Order) issued by the United States Environmental Protection Agency under the authority of section 1414(g) of the Safe Drinking Water Act, 42 U.S.C. § 300g-3(g). Among other things, the Order alleges that you, as owner and/or operator of the Spencer Homesite Water Association Public Water System (System), have violated the EPA's drinking water regulations at 40 C.F.R. part 141 (Part 141). The EPA is issuing this Order because our previous compliance assurance efforts have not been effective in returning the System to compliance with Part 141.

The Order is effective upon the date received. Please review the Order and within 10 business days provide the EPA with any pertinent information you believe the EPA may not have (*e.g.*, any monitoring that may have been done but not submitted, any updates to the number of service connections and/or individuals served). If the EPA does not hear from the you, the EPA will assume this information is correct. If you comply with the Order, the EPA may close the Order without further action.

Failure to comply with the Order may trigger immediate action by the EPA, including a complaint seeking administrative penalties. The complaint may lead to assessment of civil penalties of up to \$58,328 (as adjusted for inflation) per day of violation, a federal court injunction ordering compliance, or both.

The Small Business Regulatory Enforcement and Fairness Act (SBREFA) may apply to this situation. Enclosed is a small business information sheet, outlining compliance assistance resources available to small businesses and small entities, in case these are relevant. SBREFA does not eliminate the responsibility to comply with the Order or Part 141. Also enclosed are several templates and fact sheets to assist you in addressing the outstanding violations.

If you have any questions or to request an informal conference with the EPA, please contact Steven Latino via email at latino.steven@epa.gov, or by phone at (800) 227-8917, extension 6440, or (303) 312-6440. Any questions from your attorney should be directed to Shaula Eakins, Senior Assistant Regional Counsel, via email at eakins.shaula@epa.gov or by phone at (800) 227-8917, extension 6317, or (303) 312-6317.

We urge your prompt attention to this matter.

Sincerely,

Colleen Rathbone, Chief
Water Enforcement Branch
Enforcement and Compliance Assurance Division

Enclosures

cc: WY DEQ/DOH (via email)
Fremont County Commissioners
Melissa Haniewicz, EPA Regional Hearing Clerk