



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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

2008 FEB 19 AM 9:31

EPA REGION VIII  
HEARING CLERK

Ref: 8ENF-W

FEB 19 2008

CERTIFIED MAIL #  
RETURN RECEIPT REQUESTED

Roy L. Stricklin, Owner  
Alcova Dam Trailer Park  
POB 74  
Watkins, CO 80137

Re: Violation of Administrative Order  
Docket No. SDWA-07-0080  
PWS ID #WY5601592

Dear Mr. Stricklin:

On August 30, 2007, the US Environmental Protection Agency (EPA) issued an Administrative Order (Order), Docket No. SDWA-08-2007-0080, ordering you to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. section 300f et seq.

Our records indicate you (Respondent) are in violation of the Order. Among other things, the Order included the following requirements (quoted from items 12, 13, 14, 15 and 16 on pages 2 and 3 of the Order):

1. Upon receipt of this Order, Respondent shall begin monitoring for four, consecutive quarters for radionuclides. 40 C.F.R. § 141.26(a). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of radionuclide monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received radionuclide monitoring results for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2007. If monitoring was completed, submit the results to EPA immediately. If monitoring was not completed, you must immediately begin monitoring quarterly for radionuclides, submit the results to EPA, and provide public notice of these violations and those in the Order.

2. Upon receipt of this Order, Respondent shall begin monitoring for four, consecutive quarters for volatile organic contaminants, and in compliance with the regulations thereafter. 40 C.F.R. § 141.24(f). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as

required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of volatile organic contaminant monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received volatile organic contaminant monitoring results for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2007. If monitoring was completed, submit the results to EPA immediately. If monitoring was not completed, you must immediately begin monitoring quarterly for volatile organic contaminants, submit the results to EPA, and provide public notice of these violations and those in the Order.

3. Upon receipt of this Order, Respondent shall begin monitoring for four, consecutive quarters for pesticide/herbicide contamination, and in compliance with the regulations thereafter. 40 C.F.R. § 141.24(h). Respondent shall report analytical results to EPA with the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of radionuclide monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received pesticide/herbicide monitoring results for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2007. If monitoring was completed, submit the results to EPA immediately. If monitoring was not completed, you must immediately begin monitoring quarterly for pesticide/herbicide contaminants, submit the results to EPA, and provide public notice of these violations and those in the Order.

4. Within 30 days of receipt of this Order, Respondent shall complete a materials evaluation, select appropriate lead/copper sampling sites, and submit this information to EPA.

EPA has not received a lead/copper materials evaluation/sampling plan. This must be completed and submitted to EPA immediately.

5. Prior to December 31, 2007, and again between January-June 2008, and in compliance with the regulations thereafter, Respondent shall monitor for lead and copper. 40 C.F.R. § 141.86 (b), (c) and (d). Respondent shall report analytical results to EPA within the first 10 days following the end of the monitoring period, as required by the drinking water regulations. 40 C.F.R. § 141.90.

EPA received only one of the five lead and copper results required. EPA provided technical assistance via telephone and additional samples were taken and submitted by the Respondent. Unfortunately, the additional samples were labeled as being taken from the Respondent's other trailer park, Eagle Creek, and therefore cannot be used for compliance. Respondent must take five lead and copper samples immediately and again between July-December 2008 at the Alcova Dam Trailer Park (as a non-community system, Eagle Creek is not required to take lead/copper samples). These samples must be taken in accordance with the Alcova Dam lead/copper sampling plan, submitted to EPA within the first 10 days following the

end of each monitoring period, and public notice must be accomplished for these violations and those in the Order.

EPA is considering additional enforcement action as a result of non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$32,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with EPA, you may contact Kathelene Brainich at 1-800-227-8917, extension 6481 or (303) 312-6481. If you are represented by an attorney who has questions, ask your attorney to contact Peggy Livingston, Enforcement Attorney, at 1-800-227-8917, extension 312-6858, or (303) 312-6858 or at the following address:

Peggy Livingston  
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,



Lisa Kahn, Team Leader  
Drinking Water Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

cc: WY DEQ/DOH

