



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

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EPA REGION VIII
HEADING OFFICE

Ref: 8 ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lynne Gray, President
Bennor Estates Phase I Improvement and Service District
P.O. Box 2544
Gillette, WY 82717

Re: Administrative Order Addendum #5 issued to Bennor Estates Phase I Improvement and Service District, PWS ID# WY5601596, Docket No. SDWA-08-2010-0074

Dear Ms. Gray:

Pursuant to paragraph 10 of the Administrative Order (AO) issued September 9, 2010, to the Bennor Estates Phase I Improvement and Service District (the District) by the U.S. Environmental Protection Agency (EPA), this 5th Addendum to the AO extends the completion date in Addendum #4 to bring the system into compliance with the MCL for combined radium. This extended completion date was outlined in your letter dated May 21, 2014. This Addendum letter constitutes the written approval by EPA of the District's revised schedule as indicated in the chart below.

Per the extended completion date as outlined in your letter dated May 21, 2014, the District intends to connect to the Gillette regional water pipeline and provide water to its customers by December 31, 2015.

Action

Completion Date

<u>Action</u>	<u>Completion Date</u>
Provide an annual update to EPA on the construction status of the Eight Mile Line 1 and the Gillette regional water pipeline.	December 31, 2011 and every year thereafter until project completion.
Complete construction of the Eight Mile Line 1 connection from the District to the Gillette regional water pipeline and provide water to customers of Bennor Estates Improvement and Service District.	December 31, 2015
Come into and maintain compliance with the combined radium maximum contaminant level (MCL).	December 31, 2016

Please note that EPA expects this approved schedule to be met. While not creating any right to an extension, EPA may at its discretion consider granting an extension to any deadline in the schedule under limited circumstances. If unexpected events occur that are beyond the District's control and that may prompt the District to request an extension of these deadlines, the District will be responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need. The District must provide the following information in any request for extensions: a description of the work that has been completed and the additional work that may not be completed by the deadline dates, the unexpected events that occurred and how the District attempted to foresee or overcome these obstacles, the proposed new deadline dates, and an explanation that justifies the new proposed deadline dates.

Please be advised the District must continue to sample quarterly for radionuclides and provide quarterly public notice of the combined radium MCL violations as long as the running annual average exceeds 5 picocuries per liter (pCi/l). EPA has most recently received radionuclide sample results from 2nd quarter 2014.

Please be advised that the District is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. Please contact Jill Minter at (303) 312-6084 if you have any questions concerning this Addendum. If the District is represented by an attorney, please ask your attorney to call Marc Weiner at the above 800 number, extension 6913, or at (303) 312-6913.

Sincerely,



James H. Eppers, 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

cc:

Tina Artemis, EPA Regional Hearing Clerk
Wyoming DEQ/DOH (via email)
Duaine Faucett, Operator

