



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Denver, CO 80202-1129
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JUL 27 2018

2018 JUL 27 AM 9:08

FILED
EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W-SDW

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

The Honorable Debby Allen, Mayor
Town of Granger
Box 42
Granger, Wyoming 82934

Re: Administrative Order issued to the Town of Granger Public Water System,
PWS ID # 5600020, Docket No. **SDWA-08-2018-00128**

Dear Mayor Allen:

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 the Town of Granger (Town), as owner and/or operator of the Town of Granger Public Water System (System), has violated the National Primary Drinking Water Regulations (Drinking Water Regulations) at 40 C.F.R. part 141.

The Order is effective upon the date received. Please review the Order and within 10 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, etc.). If the EPA does not hear from you, the EPA will assume this information is correct.

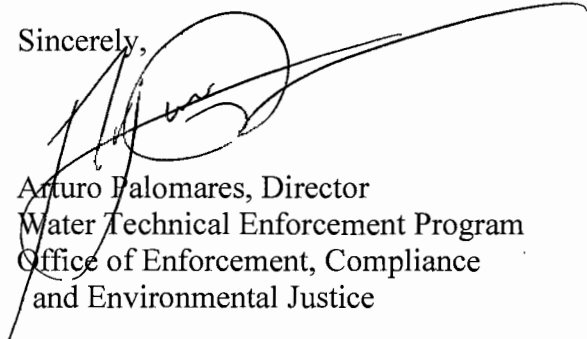
If the Town complies with the Order, the EPA may close the Order without further action. Failure to comply with the Order may lead to substantial civil administrative penalties and/or a federal court injunction ordering compliance.

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 governments, in case these are relevant. SBREFA does not eliminate the responsibility to comply with the Order or the Drinking Water Regulations.

If you have any questions or to request an informal conference with the EPA, please contact Olive Hofstader at the above address (with the mailcode 8ENF-W-SDW), via email at hofstader.olive@epa.gov, or by phone at (800) 227-8917, extension 6467, or (303) 312-6467. Any questions from the Town's attorney should be directed to Mia Bearley, Enforcement Attorney, who may be reached at the above address (with the mailcode 8ENF-L), via email at bearley.mia@epa.gov or by phone at (800) 227-8917, extension 6554, or (303) 312-6554.

We urge your prompt attention to this matter.

Sincerely,



Arturo Palomares, Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: WY DEQ/DOH (via email)
Sweetwater County Commissioners (via email)
Melissa Haniewicz, EPA Regional Hearing Clerk
Harry Mansir, Sr. (via email)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF: _____)
Town of Granger, Wyoming _____)
Respondent. _____)

2018 JUL 27 AM 9:08
Docket No. **SDWA-08-2018-0028**
FILED
EPA REGION VIII
ADMINISTRATIVE ORDER
HEARING CLERK

1. This Order is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) by section 1414(g) of the Safe Drinking Water Act (Act), 42 U.S.C. § 300g-3(g), as properly delegated to the undersigned officials.
2. The Town of Granger, Wyoming (Respondent) is a municipality that owns and/or operates the Town of Granger Public Water System (System), which provides piped water to the public in Sweetwater County, Wyoming, for human consumption.
3. The System is supplied by a surface water source which is treated with conventional filtration and disinfection. Respondent is required to monitor for disinfection byproducts in compliance with the Stage 2 Monitoring Plan (Monitoring Plan) dated January 28, 2014, pursuant to 40 C.F.R. § 141.622.
4. The System has approximately 70 service connections and regularly serves an average of approximately 139 year-round residents. Therefore, the System is a “public water system” and a “community water system” as defined in 40 C.F.R. § 141.2 and section 1401 of the Act, 42 U.S.C. § 300f.
5. Respondent is subject to the Act and the National Primary Drinking Water Regulations (Drinking Water Regulations) at 40 C.F.R. part 141. The Drinking Water Regulations are “applicable requirements” as defined in section 1414(i) of the Act, 42 U.S.C. § 300g-3(i).
6. The Drinking Water Regulations include monitoring requirements. The EPA has sent Respondent annual notifications of the specific monitoring requirements that apply to the System.

VIOLATIONS

7. The System’s water may not exceed 0.3 Nephelometric Turbidity Units (NTU) in more than 5% of the System’s turbidity measurements each month. 40 C.F.R. § 141.551(a). The System’s water exceeded 0.3 NTU during June 2017, and Respondent, therefore, violated this requirement.
8. Respondent is required to collect one set of total trihalomethanes (TTHM) and haloacetic acid (HAA5) samples in the System’s distribution system every 90 days at the location and on the date identified in the System’s monitoring plan. 40 CFR §§ 141.621 & 141.622(a)(1). Respondent failed to monitor the Systems water for TTHM and HAA5 during February 2017, and therefore violated this requirement.
9. Respondent is required to monitor the System’s water for disinfection byproduct precursors, taking monthly paired samples of total organic carbon (TOC) in source water and treated water, with an alkalinity sample of the source water to be taken at the same time. 40 C.F.R. § 141.132(d). Respondent

failed to monitor the System's water for disinfection byproduct precursors during February and April 2017, and therefore violated this requirement.

10. Respondent is required to report analytical results for disinfection byproduct precursors, including its calculation of the TOC removal percentage and all other information required by 40 C.F.R. § 141.134(d), to the EPA within 10 days after the end of each quarter in which samples were collected. Respondent failed to submit the required disinfection byproduct precursors for the 1st and 2nd quarters of 2017, and therefore violated this requirement.

11. Respondent is required to report any failure to comply with any Drinking Water Regulation to the EPA within 48 hours (except where the Drinking Water Regulations specify a different time period). 40 C.F.R. § 141.31(b). Respondent failed to report the violations cited in paragraphs 7 through 10, above, to the EPA and therefore violated this requirement.

ORDER

Based on the above violations, Respondent is ordered to perform the following actions upon Respondent's receipt of this Order (unless a different deadline is specified below):

12. Respondent shall ensure that the System's water will not exceed 0.3 NTU in more than 5% of the System's turbidity measurements, as required by 40 C.F.R. § 141.551(a).

13. Respondent shall monitor the System's water annually for TTHM and HAA5 at the specific location during the month identified in the System's monitoring plan, as required by 40 C.F.R. §§ 141.620-141.622. Respondent shall submit the sampling results to the EPA within 10 days following the end of the monitoring period, as specified by 40 C.F.R. § 141.629.

14. Respondent shall monitor the System's water each month for disinfection byproduct precursors, as required by 40 C.F.R. § 141.132(d). Within the first 10 days after the end of each monitoring period, Respondent shall report analytical results, including its calculation of the TOC removal percentage and all other information required by 40 C.F.R. § 141.134(d), to the EPA, as required by 40 C.F.R. § 141.132(d).

15. For any future violation of the Drinking Water Regulations for which this Order does not specify a reporting period, Respondent shall report the violation to the EPA within 48 hours of the violation occurring, as required by 40 C.F.R. § 141.31(b). However, if the Drinking Water Regulations specify a different time period for reporting the particular violation, Respondent shall report the violation to the EPA within that different period.

16. If Respondent contracts with or hires any other person or entity to operate the System, Respondent shall, no later than the date of such contract, provide a copy of this Order to the contractor. No later than 10 days thereafter, Respondent shall notify the EPA in writing of the contract, with such notification to include the name and contact information of the person who has contracted to operate the System. Respondent shall remain obligated to comply with this Order even if Respondent hires another person or entity to operate the System.

17. Respondent shall send all reporting and notifications required by this Order to the EPA at:

Email: R8DWU@epa.gov, and
hofstader.olive@epa.gov

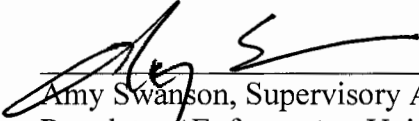
GENERAL PROVISIONS

18. This Order shall not constitute a waiver, suspension, or modification of any requirement of the Act or the Drinking Water Regulations. Issuance of this Order is not an election by the EPA to forgo any civil or criminal action.

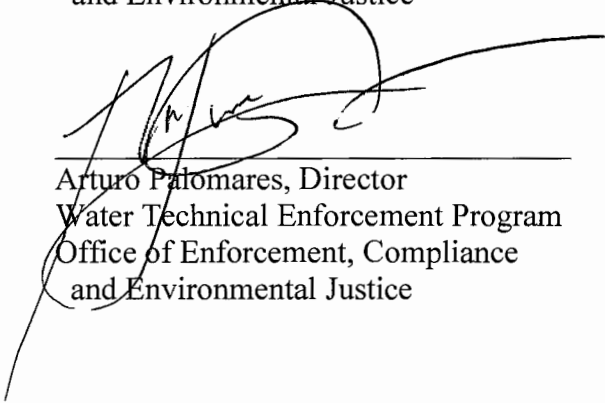
19. Violation of any part of this Order or the Drinking Water Regulations may subject Respondent to a civil penalty of up to \$55,907 (as adjusted for inflation) per day of violation and/or a court injunction ordering compliance. 42 U.S.C. § 300g-3; 40 C.F.R. part 19; 83 Fed. Reg. at 1193 (January 10, 2018).

20. Respondent may seek federal judicial review of this Order pursuant to section 1448(a) of the Safe Drinking Water Act, 42 U.S.C. § 300j-7(a).

Issued: July 27, 2018.



Amy Swanson, Supervisory Attorney
Regulatory Enforcement Unit
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice



Arturo Palomares, Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice