



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8 ENF-W

SEP 22 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Justin Kremers, President
Lance Creek Water and Sewer District
P.O. Box 133
Lance Creek, Wyoming 82222

Re: Violation of Administrative Order
Docket No. SDWA-08-2008-0064
Lance Creek Water and Sewer District
PWS ID # WY5600109

Dear Mr. Kremers:

On June 9, 2008, the US Environmental Protection Agency (EPA) issued an Administrative Order (the Order), Docket No. SDWA-08-2008-0064, ordering the Lance Creek Water and Sewer District as owner and/or operator of the Lance Creek Public Water System (the System) to comply with various drinking water regulations issued by EPA under the Safe Drinking Water Act (the Act), 42 U.S.C. Section 300f *et seq.*

Our records indicate that the Lance Creek Water and Sewer District (Respondent) is in violation of the Administrative Order. Among other things, the Order included the following requirement (quoted from item 11, of the Order section on page 2 of the Order):

1. Prior to June 30, 2008 and during each subsequent calendar quarter until a different sampling frequency is determined by EPA, and per the regulations thereafter, Respondent shall monitor for arsenic. 40 C.F.R. § 141.23. 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). Respondent shall report any violation of the drinking water requirements to EPA within 48 hours. 40 C.F.R. § 141.31(b).


Respondent did not monitor for arsenic at the System during the 2nd quarter (April - June) of 2011 and failed to report this violation to EPA within 48 hours as required. EPA understands that this violation occurred during a time of operator transition at the System.

EPA is considering additional enforcement action as a result of the non-compliance with the Order. Violating an administrative order may lead to (1) a penalty of up to \$37,500 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 Shawn McCaffrey at 1-800-227-8917, extension 6515 or (303) 312-6515. Any questions from your attorneys should be directed to Jean Belille, Enforcement Attorney, at (303) 312-6556 or at the following address:

Jean Belille
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.



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

cc: Tina Artemis, EPA Regional Hearing Clerk
Donna Harvey, Operator
Wyoming DEQ (via email)
Wyoming DOH (via email)

