



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8
1595 WYNKOOP STREET
DENVER, COLORADO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

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EPA REGION 8
DENVER, CO

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Bryan Pownell
Bryan's Place
1416 Highway 51
Rozet, WY 82727

Re: Administrative Order Violation #5
Docket No. SDWA-08-2010-0044
SDWA-08-2011-0055
PWS ID #5601477

Dear Mr. Pownell:

This is the fifth letter notifying you of noncompliance with administrative orders issued by the U.S. Environmental Protection Agency (EPA) under the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f et seq. Specifically, you were served with an Administrative Order (Order) dated May 20, 2010, and a subsequent Order dated July 28, 2011. Both Orders require you, as owner and/or operator of Bryan's Place Public Water System (System), to comply with various drinking water regulations issued by EPA to protect the health of persons served by the System. Your noncompliance with the 2010 Order already resulted in a complaint for penalty and the issuance of a Default Order by the presiding officer, ordering you to pay a penalty of \$1,200 in addition to interest and late fees.

Our records indicate that you (Respondent) continue to be in violation of the Orders. Among other things, the first Order includes the following requirements (quoted from items 10 on page 2 of the May 20, 2010 Order):

Within 30 days of receipt of this Order, and per the regulations thereafter, Respondent shall monitor the system's water quarterly for total coliform bacteria, as required by 40 C.F.R. § 141.21. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by 40 C.F.R. § 141.31(a). Respondent shall report any violation of the total coliform monitoring requirements to EPA within 10 days of discovery, as required by 40 C.F.R. § 141.21(g)(2).

EPA has not received total coliform analytical results for the 1st (January-March) and 2nd (April-June) quarters of 2012. You also failed to report these violations to the EPA.

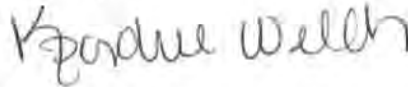
The EPA is considering additional enforcement action as a result of your non-compliance with both Orders. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with the 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 Amy Swanson, Enforcement Attorney, at 1-800-227-8917, extension 312-6906, or (303) 312-6906 or at the following address:

Amy Swanson, 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,



Kimberly Pardue-Welch, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk