



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
Denver, CO 80202-1129
Phone 800-227-8917
www.epa.gov/region08

3/4/2022

3:48 PM

March 4, 2022

Ref: 8ENF-W-SD

Received by
EPA Region VIII
Hearing Clerk

SENT VIA EMAIL
DIGITAL READ RECEIPT REQUESTED

Ms. Hailey Morton Levinson, Mayor
Town of Jackson
hmortonlevinson@jacksonwy.gov

Re: Administrative Order issued to Town of Jackson regarding the Town of Jackson Public Water System, PWS ID #WY5600213, Docket No. SDWA-08-2022-0010

Dear Mayor Levinson:

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 Jackson (Town), as owner and operator of the Town of Jackson Public Water System (System), has violated the EPA's drinking water regulations at 40 C.F.R. part 141 (Part 141). The EPA is issuing this Order because our previous compliance assurance efforts have not been effective in returning the System to compliance with Part 141.

The Order is effective upon the date received. Please review the Order and within 10 business 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, any updates to the number of service connections and/or individuals served). 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 trigger immediate action by the EPA, including a complaint seeking administrative penalties. The complaint may lead to assessment of civil penalties of up to \$62,689 (as adjusted for inflation) per day of violation, a federal court injunction ordering compliance, or both.

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 entities, in case these are relevant. SBREFA does not eliminate the responsibility to comply with the Order or Part 141. Also enclosed are several templates and fact sheets to assist you in addressing the outstanding violations.

EPA acknowledges that the COVID-19 pandemic may be impacting your operations. If the Town has specific COVID-19 issues that would affect the timeframes listed herein, please contact Steven Latino via email at latino.steven@epa.gov or by phone at (800) 227-8917, extension 6440, or (303) 312-6440 within 7 business days of receiving this Order. The EPA may, in its discretion, consider granting an extension.

If you have any questions or to discuss this Order with the EPA, please contact Steven Latino at the email and phone number provided above. Any questions from the Town's attorney should be directed to Mia Bearley, Senior Assistant Regional Counsel, 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,

Colleen Rathbone, Chief
Water Enforcement Branch
Enforcement and Compliance Assurance Division

Enclosures

cc: WY DEQ/DOH (via email)
Teton County Commissioners
EPA Regional Hearing Clerk
John Ryan, Operator
Tom Mason, Operator
Town of Jackson