



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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10/3/2023

10:49 PM

U.S. EPA REGION 8
HEARING CLERK

October 3, 2023

Ref: 8ENF-W-SD

SENT VIA EMAIL
DIGITAL DELIVERY RECEIPT REQUESTED

Mr. Todd Robinson, Board President
Fairview Water and Sewer District Public Water System
tl excavation@gmail.com

Re: Administrative Order Addendum, Fairview Water and Sewer District regarding
Fairview Water and Sewer District Public Water System, PWS ID # WY5600166
Docket # **SDWA-08-2023-0003**

Dear Mr. Robinson:

This is an Addendum to the Administrative Order (Order) issued to Fairview Water and Sewer District (District) on January 4, 2023. The purpose of this letter is to approve the District's September 29, 2023, schedule (Schedule) for coming into consistent compliance with the significant deficiency violations. The Schedule is hereby incorporated into the Order pursuant to paragraph 14. Each milestone and deadline specified below is an enforceable provision of the Order.

| ITEM | ESTIMATED COMPLETION DATE |
|---|----------------------------|
| Plans and Contract Documents | March 15, 2023 (completed) |
| DEQ Permit to Construct | October 19, 2023 |
| Site Investigations | October 26, 2023 |
| Notify the EPA of the chosen correction action alternative to address the open significant deficiency violation. The EPA has approved two potential alternatives to choose from: 1) The first alternative includes adjusting the overflow line to terminate at least 3 pipe diameters above the existing manhole (in which it currently terminates), installing a #4 mesh screen and a flap valve, and installing a grate cover over the manhole replacing the existing solid cover. | October 27, 2023 |

| ITEM | ESTIMATED COMPLETION DATE |
|---|---------------------------|
| 2) The second alternative includes rerouting the existing overflow line towards the runoff collection area to the south of the existing earth berm. This alternative will have the overflow line terminate at least 12 to 24 inches above the ground surface, the installation of #4 mesh screen and flap valve, and placement of rip-rap or concrete splash pad below the outfall to prevent erosion. Any deviations from the initially approved improvements will require approval from EPA prior to construction. | October 27, 2023 |
| Construction (District Completed) | November 2, 2023 |
| Notify EPA of the project's completion | November 12, 2023 |
| Correction Notice to EPA & WDEQ | November 30, 2023 |

Within 10 calendar days of completing all steps included in the above Schedule, please notify the EPA of the project's completion as required by the Order. The Order also requires the District to achieve and maintain compliance with the significant deficiencies by the final date specified in the approved Schedule. The EPA is authorized to seek penalties if these deadlines are not met. If the District has a reasonable basis to believe it may be unable to meet any deadline in the Schedule, it must notify the EPA well in advance of the Scheduled deadline to request an extension. The EPA may, in its discretion, consider granting an extension.

As a reminder, you are required to provide the EPA with quarterly progress reports by the 10th calendar day of the month following the relevant quarter.

If you have any questions or to request an informal conference with the EPA, please contact Rachel Brookins via email at brookins.rachel@epa.gov, or by phone at (800) 227-8917, extension 6509, or (303) 312-6117. Any questions from the Company'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.

Sincerely,

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

cc: WY DEQ/DOH (via email)
 Lincoln County Commissioners (rking@lcwy.org)
 EPA Regional Hearing Clerk (r8_hearing_clerk@epa.gov)
 Jason Mavy (jason@starvalleywater.com)
 Mark Baron, WY DEQ District Engineer (mark.baron@wyo.gov)