



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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HEADING CLERK

Ref: 8 ENF-W

SEP 07 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Diana Alexander, Registered Agent
Mountain Village Parks, Inc.
P.O. Box 1226
Big Piney, WY 83113

Re: 2nd Violation of Administrative Order
Docket No. SDWA-08-2009-0061
PWS ID # WY5600221

Dear Ms. Alexander:

On September 29, 2009 the US Environmental Protection Agency (EPA) issued an Amended Administrative Order (with the original Administrative Order being issued on July 13, 2009), Docket No. SDWA-08-2009-0061, ordering Mountain Village Parks, Inc., as owner of the Mountain Village Parks public water system, to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f et seq.

Our records indicate that Mountain Village Parks, Inc. (Respondent) is in violation of the Administrative Order (the Order), as amended. Among other things, the Order included the following requirements (quoted from items 14, 16, and 19 on page 3 of the "Order" section):

1. Between June 1 and September 30, 2009, Respondent shall monitor the system's water for lead and copper by collecting samples at a minimum of five sites in the distribution system, and shall continue to monitor for lead and copper annually per the regulations thereafter. 40 C.F.R. §§ 141.86(c) and 141.86(d). Respondent shall report analytical results to EPA within the first 10 days following the end of the monitoring period, as required by the drinking water regulations. 40 C.F.R. § 141.90.

Respondent collected the required sample on September 22, 2009. However, Respondent was then required to sample between January 1 and June 30, 2011. Respondent failed to conduct this sampling and therefore is in violation of the Order.

2. Within 30 days of this Order, Respondent shall prepare an annual CCR for the system for the calendar year 2007, distribute it to the system's customers, and send a copy to EPA. Respondent shall continue to prepare and distribute to the system's customers a CCR by July 1 annually thereafter. Respondent shall include all required information in the CCR, in accordance with 40 C.F.R. §§ 141.152-155.

Respondent has failed to prepare, distribute, or submit to EPA an annual CCR for the calendar year 2007, a violation also cited in EPA's letter of September 16, 2010. Further, Respondent failed to prepare and distribute to its customers, or send a copy to EPA, the calendar year 2010 CCR, due July 1, 2011.

3. Respondent shall report any other violation of the drinking water requirements to EPA within 48 hours. 40 C.F.R. § 141.31(b).

Respondent failed to report to EPA its failure to collect lead and copper samples as required during the January 1 to June 30, 2011, period, as well as its failure to prepare, distribute and submit its calendar year 2010 CCR report, as noted above.

Respondent is now required to collect lead and copper samples between July 1 and December 31, 2011. Please take these samples as soon as possible. Additional lead and copper samples will also be required for the January 1 to June 30, 2012, period. Please submit the laboratory results for these samples to EPA as soon as they are available.

EPA is considering additional enforcement action as a result of the non-compliance with the Order detailed above. 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 Mario Mérida at 1-800-227-8917, extension 6297 or (303) 312-6297. If Mountain Village Parks, Inc. is represented by an attorney who has questions, that attorney may contact Amy Swanson, Enforcement Attorney, at 1-800-227-8917, extension 6906 or (303) 312-6906 or at the following address:

Amy Swanson
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.

Sincerely,



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