



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

2014 APR 29 AM 8:10

APR 29 2014

EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert Jarvis, Registered Agent
Sand Creek Trading Post LLC
1132 E 12th
Gillette, WY 82716

Re: Administrative Order Violation letter #2, PWS ID #WY5600300,
Docket No. SDWA-08-2011-0054

Dear Mr. Jarvis:

This is the second letter notifying you of noncompliance with the Administrative Order (Order) issued July 25, 2011, by the U.S. Environmental Protection Agency (EPA) under the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300F et seq.

Our records indicate that you are again in violation of the Order. Among other things, the Order included the following requirement (summarized from item 11 on page 2 of the Order in which Sand Creek Trading Post LLC is named Respondent):

1. Respondent shall monitor the system's water annually for nitrate, 40 C.F.R. § 141.23(d). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results were received. 40 C.F.R. § 141.31(a). Respondent shall report any violation of the nitrate monitoring requirements to EPA within 48 hours of the violation occurring. 40 C.F.R. § 141.31(b).

Respondent monitored the system's water for nitrate on April 8, 2014. However, Respondent failed to monitor the system's water for nitrate during the 2013 monitoring period (January – December) and did not report the noncompliance to the EPA.

EPA is considering additional enforcement action as a result of your 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.

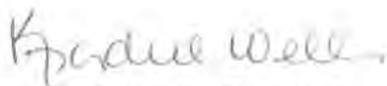
If you have any questions you may contact Jill Minter at 1-800-227-8917, extension 6084, or (303) 312-6084. If you are represented by an attorney who has questions, please ask the attorney

to direct any legal questions to Marc Weiner, Enforcement Attorney, at 1-800-227-8917, extension 6913 or (303) 312-6913, or at the following address:

Marc Weiner, 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:

Scott Jarvis, PWS Contact/Operator, Sand Creek Trading Post
WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk