



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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

2008 DEC -2 11:12:53

**DEC - 2 2008**

Ref: 8ENF-W

CERTIFIED MAIL #  
RETURN RECEIPT REQUESTED

Roy L. Stricklin, Owner  
Alcova Dam Trailer Park  
POB 74  
Watkins, CO 80137

Re: 2<sup>nd</sup> Violation of Administrative Order Notice  
Docket No. SDWA-08-2007-0080  
PWS ID #WY5601592

Dear Mr. Stricklin:

On August 30, 2007, the US Environmental Protection Agency (EPA) issued an Administrative Order (Order), Docket No. SDWA-08-2007-0080, ordering you to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. sections 300f et seq. at the Alcova Dam Trailer Park Water System (the System).

Our records indicate you (Respondent) are in violation of the Order. Among other things, the Order included the following requirements (quoted from items 11, 12, 13, 14, 15 and 16 on pages 2 and 3 of the Order):

1. Upon receipt of this Order, Respondent shall monitor monthly for total coliform bacteria. 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 the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of total coliform monitoring requirements shall be reported to EPA within ten days after the Respondent learns of it. 40 C.F.R. § 141.21(g)(2).

EPA has not received total coliform bacteria results for the System for January, February, May, August, and September 2008. You have violated the order by failing to report these results to EPA within the first 10 days after receiving sample results. If coliform monitoring was completed for these months, please submit the results to EPA immediately. If monitoring was not completed, you have additionally violated the Order by failing to report to EPA that you did not monitor for coliform. You must provide public notice of these violations and those cited in the Order.

2. Upon receipt of this Order, Respondent shall begin monitoring for four, consecutive quarters for radionuclides. 40 C.F.R. § 141.26(a). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of radionuclide monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received radionuclide monitoring results for the System for the 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> quarters of 2008. You were previously notified by letter dated February 19, 2008, that EPA had not received results for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2007; to date, EPA has not received monitoring results for these quarters. If monitoring was completed, please submit the results to EPA immediately. If monitoring was not completed, you have additionally violated the Order by failing to report to EPA that you did not monitor for radionuclides. You must immediately begin monitoring quarterly for radionuclides, submit the results to EPA, and provide public notice of these violations and those cited in the Order.

3. Upon receipt of this Order, Respondent shall begin monitoring for four, consecutive quarters for volatile organic contaminants, and in compliance with the regulations thereafter. 40 C.F.R. § 141.24(f). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of volatile organic contaminant monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received volatile organic contaminant monitoring results for the 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> quarters of 2008. You were previously notified by letter dated February 19, 2008, that EPA had not received results for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2007; to date, EPA has not received these results. If monitoring was completed, please submit the results to EPA immediately. If monitoring was not completed, you have additionally violated the Order by failing to report to EPA that you did not monitor for volatile organic contaminants. You must immediately begin monitoring quarterly for volatile organic contaminants, submit the results to EPA, and provide public notice of these violations and those cited in the Order.

4. Upon receipt of this Order, Respondent shall begin monitoring for four, consecutive quarters for pesticide/herbicide contamination, and in compliance with the regulations thereafter. 40 C.F.R. § 141.24(h). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by the drinking water regulations. 40 C.F.R. § 141.31(a). Any violation of radionuclide monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received pesticide/herbicide monitoring results for the 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> quarters of 2008. You were previously notified by letter dated February 19, 2008, that EPA had not received results of pesticide/herbicide monitoring for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2007; to date EPA has not received these. If monitoring was completed, please submit the results to EPA immediately. If monitoring was not completed, you have additionally violated the Order by failing to notify EPA that you did not monitor for these contaminants. You must immediately begin monitoring quarterly for pesticide/herbicide contaminants, submit the results to EPA, and provide public notice of these violations and those in the Order.

5. Within 30 days of receipt of this Order, Respondent shall complete a materials evaluation, select appropriate lead/copper sampling sites, and submit this information to EPA. 40 C.F.R. § 141.42(d).

EPA has not received a lead/copper materials evaluation/sampling plan. This must be completed and submitted to EPA immediately. You were previously notified by letter dated February 19, 2008, that EPA had not received the evaluation/plan; to date EPA has not received it. You must immediately complete a materials evaluation of the distribution system, select appropriate lead/copper sampling sites, and provide a copy to EPA.

6. Prior to December 31, 2007, and again between January-June 2008, and in compliance with the regulations thereafter, Respondent shall monitor for lead and copper. 40 C.F.R. § 141.86 (b), (c) and (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. Any violation of lead and copper monitoring requirements shall be reported to EPA within 48 hours. 40 C.F.R. § 141.31(b).

EPA has not received monitoring results for January-June 2008, nor was EPA notified of this violation. As you were previously notified by letter dated February 19, 2008, EPA received only one of the five lead and copper results required for the monitoring period of July-December 2007. EPA subsequently provided technical assistance to you via telephone. Additional samples were taken and submitted but were labeled as samples from your other trailer park, Eagle Creek, and could not be used for compliance at the Alcova Dam Trailer Park Water System. EPA received two of the five lead and copper samples required for the monitoring period of July-December 2008, one in July and one in October 2008. You must take at least three additional samples before December 2008 and five samples during January-June 2009 at the Alcova Dam Trailer Park. You must take the samples in accordance with the Alcova Dam lead/copper sampling plan, submit the results to EPA, and provide public notice of these violations and those in the Order.

You must immediately provide public notice of all violations cited in this letter and in the Order, as required by 40 C.F.R. part 141, subpart Q, and submit the completed public notice to EPA with the date and method of distribution and your signature. If you have any questions concerning the manner of providing public notice, please contact Kathelene Brainich at the telephone number provided below.

EPA is considering additional enforcement action as a result of non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$32,500 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 Kathelene Brainich at 1-800-227-8917, extension 6481 or (303) 312-6481. If you are represented by an attorney who has questions, please ask your attorney to contact Peggy Livingston, Enforcement Attorney, at 1-800-227-8917, extension 312-6858, or (303) 312-6858 or at the following address:

Peggy Livingston  
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,

A handwritten signature in black ink, appearing to read "Lisa Kahn". The signature is fluid and cursive, with the first name "Lisa" being more prominent than the last name "Kahn".

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

cc: WY DEQ/DOH  
Tina Artemis, EPA Regional Hearing Clerk