



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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Denver, CO 80202-1129
Phone 800-227-8917
www.epa.gov/region8

January 20, 2021

Ref: 8ENF-W-SD

SENT VIA EMAIL
DIGITAL READ RECEIPT REQUESTED

Mr. Clifford Serawop, Superintendent
Bureau of Indian Affairs
clifford.serawop@bia.gov

January 20, 2021
9:39 AM

Received by

EPA Region VIII

Hearing Clerk

Re: Administrative Order issued to Bureau of Indian Affairs regarding Crow Agency Public Water System, PWS ID #083090011, Docket No. SDWA-08-2021-0008

Dear Mr. Serawop:

Enclosed is an Administrative Order (Order) issued by the U.S. 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 Bureau of Indian Affairs (Bureau), as owner and/or operator of relevant portions of the Crow Agency Public Water System (System), 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. If the Bureau 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.

Please be aware that the Bureau is required to submit to the EPA a plan and schedule for bringing the System into compliance with Part 141. The EPA's approval of the Bureau's schedule does not substitute for any other approval that may be required by any other governmental entity for modifying the System. The EPA encourages the Bureau to contact any such governmental agency or agencies regarding any applicable approval requirements.

The EPA acknowledges that the COVID-19 pandemic may be impacting the Bureau's operations. If the System has specific COVID-19 issues that would affect the timeframe for responding to the Order, 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 10 business days of receiving the Order. The EPA may, in its discretion, consider granting an extension.

If you have any questions, or if you would like to advise the EPA of any further information the EPA should consider with respect to the violations alleged in the Order, please contact Mr. Latino at the email and phone number provided above. Any questions or communications from counsel for the Bureau should be directed to Peggy Livingston, Senior Assistant Regional Counsel, via email at livingston.peggy@epa.gov or by phone at (800) 227-8917, extension 6858, or (303) 312-6858.

We urge your prompt attention to this matter.

Sincerely,

COLLEEN
RATHBONE

Digitally signed by
COLLEEN RATHBONE
Date: 2021.01.20
09:35:19 -07'00'

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

Enclosures

cc: Crow Tribal Chairman: Frank White Clay
Crow Tribal Vice-Chairman: Lawrence Decrane
Crow Tribal Secretary: Levi Black Eagle
Judith Morrison, BIA
Raymond Standing Bear, BIA
Ronnie Fisher, BIA
Brewster Pretty on Top, Crow Tribal Water Resources
Emery Three Irons, AWWWA
Quentin Allen, IHS
Jason Schneider, IHS
Melissa Haniewicz, EPA Regional Hearing Clerk