



REGION 8

1595 Wynkoop Street
Denver, CO 80202-1129

July 26, 2024

Ref: 8WD-SDR

SENT VIA EMAIL

Philip Wong, Civil Engineer
BTNF-Granite Creek CG
340 North Cache Street
Jackson, Wyoming 83001
philip.wong@usda.gov

**Re: Notice of Noncompliance
Surface Water Treatment Rule
Failure to Monitor
PWS ID# WY5680137 NC**

Dear Philip Wong:

The purpose of this letter is to inform you that Btnf-Granite Creek CG has failed to complete the required monitoring for distribution system chlorine residual because it has not submitted at least 1 sample(s) per month. Our office has not received any or all of your system's distribution system chlorine residual results for 2024 as required by 40 C.F.R. §141.74(c)(3)(i) of the National Primary Drinking Water Regulations (NPDWR). Monitoring results are due to EPA by the 10th of the month following each monthly monitoring period 40 C.F.R. §141.31(a). This constitutes a violation of the NPDWR.

If not already done, please complete the following actions:

- (1) Collect your currently due monthly sample(s) as soon as possible and report the results to EPA immediately. The distribution system chlorine residual must be measured at the same time and location as the Revised Total Coliform Rule (RTCR) samples. These measurements must be reported on the water sample form submitted to the laboratory with your required total coliform samples.
- (2) Notify your customers of this monitoring violation by hand delivery or posting of the public notice no later than one year after the violation. To reach other persons served by the system who may not see a posted notice you must publish the notice in a local newspaper or

newsletter distributed to customers, use E-mail to notify employees or students, or deliver multiple copies to central locations (e.g., community centers). You can use the PN template enclosed with this letter or create your own Tier 3 public notice using the EPA Microsoft Word templates available at: <https://www.epa.gov/region8-waterops/reporting-forms-drinking-water-systems-wyoming-and-tribal-lands-epa-region-8#pn>.

- (3) Please forward a copy of your public notice and certify that it was completed. The PN and certification must be delivered to our office within ten days of completion.

If you collected samples and they were analyzed, please send copies of the results to our office using one of the methods listed below. Collecting your samples and analyzing them but not reporting them to EPA within 10 days after the end of the month is a reporting violation that also requires public notification. Include your PWS name and PWS ID# on all correspondence.

Email: R8DWU@epa.gov

Fax: 1-877-876-9101

Mail: Refer to the address at the top of this letter. Use Mail Code 8WD-SDR on the envelope.

You should be aware that repeated violations of the National Primary Drinking Water Regulations may result in formal enforcement action taken against your water system. If formal enforcement action were to be necessary, the Safe Drinking Water Act provides for civil penalties of up to \$69,733 per day of violation. We prefer to address problems before such formal enforcement is necessary and ask your cooperation to resolve problems quickly and effectively.

If you have any questions, please contact Jake Crosby at 303-312-6389 or by e-mail at crosby.jake@epa.gov.

Sincerely,

**SETH
TOURNEY**

Seth Tourney, P.E.

Supervisor, Rule Implementation Section
Drinking Water Program

Digitally signed by SETH
TOURNEY
Date: 2024.07.26
13:36:10 -06'00'

Enclosure(s)

PUBLIC NOTICE

Date of Release: _____ PWS Number: _____

FAILURE TO MONITOR VIOLATION CHLORINE RESIDUAL

To All _____ Water Users
(Name of water system/business)

We are required to monitor your drinking water for chlorine residual on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During _____ we did not complete all monitoring for chlorine residual and (compliance period) therefore cannot be sure of the quality of our drinking water during that time.

What happened? What is being done?

If you have any questions, please contact _____ at _____.
(Water system contact person) (Phone)

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

Optional: If applicable, you may also include the statement that "Subsequent water samples have been analyzed as safe."

SAMPLE: Suggested public notice language for FAILURE TO MONITOR CHLORINE RESIDUAL.
You may use the above notice sample or write your own but the text in italics must be included in any notification.

PWS Operator/Responsible Party:

Since most monitoring violations require a Tier 3 public notice, you must provide public notice to persons served within one year after you learn of the violation. Multiple monitoring violations can be serious, and your primacy agency may have more stringent requirements. Check with your primacy agency to make sure you meet its requirements.

Community Systems must use one of the following methods:

- hand or direct delivery
- mail, as a separate notice or included with the bill

Non-Community Systems must use one of the following methods:

- posting in conspicuous locations
- hand delivery
- mail

In addition, both community and non-community systems must use another method reasonably calculated to reach others if they would not be reached by the first method. Such methods could include newspapers, e-mail, or delivery to community organizations. If you post the notice, it must remain posted until the violation is resolved but in no case less than seven (7) days, even if the violation is resolved. If the violation has been resolved, you must post the notice for at least one week. If you mail, post, or hand deliver, print your notice on letterhead, if available.

The notice on the reverse is appropriate for distribution after each violation or collectively at the end of the calendar year. If you choose to wait until the end of the year to give notice, the enclosed form can be issued alone, or it can be inserted into your CCR as long as public notification requirements are met.

After issuing the notice, make sure to send EPA Region 8 a copy of each type of notice and a certification that you have met all the public notice requirements within ten days after issuing the notice.

Send the copy of your notice and dates posted to Attn: SWTR Manager:

Email: R8DWU@epa.gov

Fax: 1(877) 876-9101

Mail: Refer to the address at the top of this letter. Use Mail Code 8WD-SDR on the envelope

If you have questions about your distribution system chlorine residual FTM violation, please contact Jake Crosby at 303-312-6389 or by email at crosby.jake@epa.gov.

Certification of Public Notification

I _____ **certify that the attached public notification was issued**
(PWS Operator/Responsible Party)

from _____ to _____
(Date) (Date)

The attached notice was issued by _____
(Method of delivery)

Signature _____ Date _____