BEFORE THE

ENVIRONMENTAL QUALITY COUNCIL

STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF VIOLATION AND ORDER ISSUED TO:	)	
Mr. Scott Anderson Great Western Lodging, Inc. Teton Gables Motel P.O. Box 100 Jackson, WY 83001	)	DOCKET NUMBER: 4830-11

NOTICE OF VIOLATION

AND

ORDER

NOTICE IS HEREBY GIVEN THAT:

1. Great Western Lodging, Inc., owns the Teton Gables Motel, storage tank facility number 0-003158, located at 1140 West U.S. Highway 22, Jackson, Wyoming, which is a contaminated site. This site had three (3) regulated storage tanks that have been removed or abandoned in accordance with regulations. This site is under design or active remediation at the state's expense.

2. Great Western Lodging, Inc., has not paid contaminated site fees for 2011 plus associated late fees totaling Three Hundred Dollars and Zero Cents ($300.00).

3. The DEQ has determined that Great Western Lodging, Inc., has violated W.S. § 35-11-1424(e) of the Wyoming Environmental Quality Act.

   (e) Sites where tanks have been removed or abandoned in accordance with any government regulations effective at the time of abandonment may become eligible for use of corrective action account monies if the person who owns the site pays a two hundred dollar ($200.00) annual fee per site…

4. Failure to meet these requirements may subject the person who owns the site to suit for corrective action or cost recovery.

5. This Notice is being sent to Great Western Lodging, Inc., pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

ORDER

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL-STATE OF WYOMING

WHEREFORE IT IS HEREBY ORDERED THAT:

1. Great Western Lodging, Inc., pay the outstanding contaminated site fees within thirty (30) days of receipt of this Notice of Violation.

THIS ORDER is final unless, not later than ten (10) days after the date this notice is received, it is appealed by filing a written petition for a hearing before the Environmental Quality Council. If a hearing is requested, the petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714 Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. The second petition shall be mailed to the Director, Wyoming Department of Environmental Quality, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

NOTHING IN THIS ORDER shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this Order be interpreted as being a condition precedent to any other enforcement action.

ORDERED this 26th day of April, 2011

John V. Corra
Director
Department of Environmental Quality

Carl Anderson, PhD
Administrator
Solid and Hazardous Waste Division

PLEASE DIRECT ALL INQUIRES TO: Oma Gilbreth, Storage Tank Program Compliance Supervisor at 122 West 25th Street, Fourth Floor, West Wing, Cheyenne, WY 82002, (307) 777-7097 or (307) 777-5973 FAX for technical matters.

JVC/CA/KH/OG