

**BEFORE THE**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF  
VIOLATION ISSUED TO:**

Mr. Doc Asay  
Painter Estates HOA  
PO Box 2967.  
Cody, WY 82414

**DOCKET NUMBER 4437-09**

**NOTICE OF COMPLIANCE**

The Wyoming Department of Environmental Quality (WDEQ), Water Quality Division (WQD) issued a Notice of Violation (NOV) and Order to Painter Estates HOA on April 6, 2009. The NOV and Order described:

1. Nitrate exceedences in the Monitor Well #1
2. Failure to submit monitor reports
3. Seasonal surface flooding of septic system components
4. Construction deviation from the WQD approved engineer design

Painter Estates HOA was therefore in violation of Wyoming Environmental Quality Act (Act), the Wyoming Water Quality Rules and Regulations (WWQRR), and respective permit conditions.

On August 11, 2009 WDEQ WQD and Painter Estates HOA entered a Joint Stipulation for Disposition and Dismissal of Appeal. The Joint Stipulation required Painter Estates HOA to:

1. Replace and sample their monitoring wells
2. Continue to submit monitoring reports
3. Prevent flooding and unauthorized access to all septic system and water supply components
4. Provide as-built drawings of the septic system
5. Pump out all septic tanks

Painter Estates HOA has met all the conditions of the required compliance remedy outlined in the Joint Stipulation. The Wyoming Department of Environmental Quality considers the Notice of Violation and Order to be satisfied.

Dated this 24<sup>th</sup> day of August, 2011.



Kevin Frederick, P.G.  
Groundwater Section Manager  
Water Quality Division

KDF/bb/11-0763

cc: John Passchl > Charis Tuers, UIC Program, Cheyenne  
Keith Guile, DEQ Public Information Officer (PDF Copy)  
Mike Barrash, AG's Office, Cheyenne (PDF Copy)