



Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Matthew H. Mead, Governor

Todd Parfitt, Director

October 30, 2014

CERTIFIED

Mr. Keith Troll
Arvada Mobile Home Park
PO Box 6
Arvada, WY 82831

RE: Notice of Violation and Order, Docket Number 5397-14

Dear Mr. Troll:

Attached is a Notice of Violation and Order, Docket Number **5397-14**, for failure to monitor and report in violation of the Underground Injection Control permit for the facility identified below in Sheridan County, Wyoming:

Permit	Facility Number	Injection Well
12-156	WYS-033-087	Septic System

ANY APPEALS TO THE ENVIRONMENTAL QUALITY COUNCIL FROM THE ATTACHED ORDER MUST BE MADE IN WRITING WITHIN THE TEN (10) DAY TIME LIMIT PRESCRIBED BY W.S. 35-11-701(c). Chapter I, Section 3 of the Department of Environmental Quality Rules of Practice and Procedure (<http://soswy.state.wy.us/Rules/RULES/5675.pdf>) sets forth the requirements for the initiation of appeal proceedings.

To appeal this Order and request a hearing, you must file two (2) copies of your written petition. The first petition shall be mailed to the Chairman of the Environmental Quality Council at Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002.

The second petition shall be mailed to Todd Parfitt, Director, Wyoming Department of Environmental Quality, Herschler Building, 4th West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.



PLEASE DIRECT ALL INQUIRIES TO: Ms. Kathy Shreve, Environmental Program Principal, Department of Environmental Quality, Water Quality Division, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone (307) 777-6682, e-mail kathy.shreve@wyo.gov.



Todd Parfitt
Director
Department of Environmental Quality



Kevin Frederick
Administrator
Water Quality Division

Attachment: Notice of Violation and Order

TP/KF/KS/rm/14-1000

cc: Douglas Minter, EPA Region 8
John Passehl, WDEQ
Kathy Shreve, WDEQ
NOV Docket **5397-14**
Keith Guille, DEQ Public Information Officer (PDF File Only)

BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF VIOLATION AND ORDER ISSUED TO:

**Keith Troll
 Arvada Mobile Home Park
 PO Box 6
 Arvada, WY 82831**

)
)
)
)
)
)
)

DOCKET NUMBER 5397-14

NOTICE OF VIOLATION AND ORDER

NOTICE IS HEREBY GIVEN THAT:

1. **Arvada Mobile Home Park**, hereafter referred to as **AMHP**, is a Class V 5E3 domestic waste disposal facility (large septic system) located in the NE¼ of the SE¼ of Section 16, Township 54 North, Range 77 West, of the 6th Principal Meridian, Sheridan County. **AMHP** obtained permit coverage for the injection of 4,900 gallons per day (maximum) of domestic wastes into an alluvial aquifer consisting of Powder River terrace deposits on August 6, 2012 for the following facility:

Permit	Facility Number	Injection Well
12-156	WYS-033-087	Septic System

2. **AMHP** has been issued two prior Letters of Violation (LOVs) for failure to submit monitor reports as required by UIC permit 12-156, on February 9, 2012 and March 29, 2013. In both instances, the LOVs prompted the partial submittal of analytical results required under UIC permit 12-156.
3. Pursuant to UIC permit 12-156, Section P (NONCOMPLIANCE), failure to comply with all conditions of the permit is a violation of Wyoming Water Quality Rules and Regulations, Chapter 16 and is grounds for enforcement action, permit termination, revocation, or modification.
4. **AMHP** is in violation of UIC permit 12-156, Section I (REQUIREMENTS FOR MONITORING GROUNDWATERS OF THE STATE) for failure to report monitoring results.
5. This Notice is being sent to you 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 DEQ shall cause a written notice to be issued and served on the person alleged to be responsible.

ORDER

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL – STATE OF WYOMING

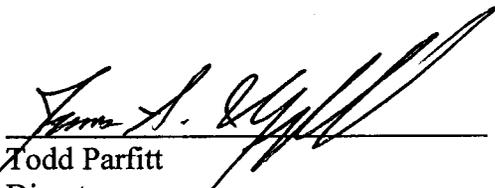
WHEREFORE IT IS HEREBY ORDERED THAT:

1. **Within thirty (30) days of receipt of this Order, AMHP shall:**
 - a. **Provide a sampling and analysis plan for future collection of measurements and groundwater quality samples and provide a plan for submission of monitor reports in accordance with the requirements of permit 12-156.**
 - b. **Collect measurements and samples as specified in permit 12-156 and provide results of the analyses within sixty (60) days of receipt of this Order.**

This ORDER is final unless, not later than ten (10) days after the date of 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: 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: Director, Wyoming Department of Environmental Quality, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent via 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.

Signed this 31st day of October, 2014.



Todd Parfitt
Director
Department of Environmental Quality



Kevin Frederick
Administrator
Water Quality Division

PLEASE DIRECT ALL INQUIRIES TO: Kathy Shreve, UIC Program Principal, Wyoming DEQ/WQD, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone 307-777-6682, E-mail kathy.shreve@wyo.gov.

TP/KF/KS/rm/14-1000

cc: Douglas Minter, EPA Region 8
John Passehl, WDEQ
Kathy Shreve, WDEQ
NOV Docket 5397-14
Keith Guille, DEQ Public Information Office (PDF)