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#### BEFORE THE

### ENVIRONMENTAL QUALITY COUNCIL

### STATE OF WYOMING

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IN THE MATTER OF THE NOTICE OF )	LAED
VIOLATION AND ORDER ISSUED TO: )	OCTO
	Environm Execution 5 2010
Fort Bridger Sewer District	Mental Outive S
PO Box 2	dally Cretan
Ft. Bridger, WY 82933-0002	ouncil
· )	
)	DOCKET NUMBER 4735-10

### NOTICE OF VIOLATION AND ORDER

## NOTICE IS HEREBY GIVEN THAT:

- 1. Fort Bridger Sewer District (Ft. Bridger) operates a wastewater treatment facility in Uinta County, Wyoming which is permitted to discharge through the Wyoming Pollution Discharge Elimination System permit WY0022071.
- 2. Part I of the above referenced permit, under the Effluent Limitation Requirements requires that effluent discharged by the permittee shall, at a minimum, meet the limitations set forth in the permit. Ft. Bridger has exceeded the Fecal Coliform, BOD, and Total Dissolved Solids (TDS) effluent limits numerous times as reported in the required quarterly Discharge Monitoring Reports (DMRs) since December 2009.
- 3. DEQ has issued 2 previous Letters of Violation (LOV) to Ft. Bridger for violations of permit conditions, which both required a written response. To date DEQ has received no response for the LOVs issued June 1, 2010 and July 12, 2010.
- 4.. 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 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. Ft. Bridger shall immediately submit the required delinquent report to the WQD indicating the corrective action to be implemented at the treatment facility to eliminate the effluent exceedances. This information shall be received by the WQD no later than 20 days from the date of this NOV and Order.

This ORDER is final unless, no later than ten (10) days after the date this notice is received; it is appealed by filing two written requests for a hearing before the Environmental Quality Council. If a hearing is requested, the first hearing petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714 Herschler Building, 1<sup>st</sup> Floor West, 122 West 25<sup>th</sup> St., Cheyenne, Wyoming 82002. The second petition shall be mailed to the Director, Wyoming Department of the Environmental Quality, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> St., Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

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**NOTHING IN THIS NOTICE OF VIOLATION (NOV) AND ORDER** shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV AND ORDER be interpreted as being a condition precedent to any other enforcement action.

John V. Corra Director

Department of Environmental Quality

7 John F. Wagner Administrator

Water Quality Division

**PLEASE DIRECT ALL INQUIRIES TO**: Kevin M. Wells, WYPDES Natural Resource Program Manager, Wyoming Department of Environmental Quality, Water Quality Division, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. Telephone 307-777-8669.

### JVC/JFW/KMW/bb/10-0827

cc: David Gwisdalla, 8ENF-W-NP, EPA Region 8 (PDF)

Jim Eisenhauer, WYPDES Inspection Program Coordinator (PDF)

Bill DiRienzo ► Kevin M. Wells ► Lou Harmon (PDF)

NOV Docket 44735-10

Environmental Quality Council

Director, DEQ

Keith Guille, DEQ Public Information Office (PDF)