

10-3202A

**HORIZON PARK LLC**

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**FILED**

**FEB 16 2010**

**Jim Ruby, Executive Secretary  
Environmental Quality Council**

February 11, 2010

Chairman Wyoming Environmental Quality Council  
122 West 25<sup>th</sup> Street; Herschler Building , 1<sup>st</sup> Floor West, Room 1714  
Cheyenne, Wyoming 82002

Dear Chairman,

As per notice of Violation and Order Docket Number 4601-09 issued to Horizon Park, LLC, I am requesting a hearing with the Environmental Quality Council.

After receiving the notice of Violation on February 5, 2010, I contacted Kim Parker to discuss the violation. She said that a notice was sent to Horizon Park in April 2009, to notify us of the class change to our water system and that our operator license would need to be a Level 1 instead of the current Small Consecutive Distribution System Horizon Operators currently hold.

Horizon Park LLC has never received notification of any class change to our water system or operator license requirement.

Horizon Park LLC has no objection to comply with the Level 1 operator license but the time frame of thirty days is nearly impossible. Operators for Horizon Park have scheduled a testing date for February 18, 2010 but only have 13 days to prepare for the test.

I contacted Mark Baron, the DEQ Southwest District Engineer to schedule a Facility Configuration Inspection February 5, 2010 and then spoke with him on February 8, 2010 regarding the violation and inspection. He contacted Kim Parker and discussed doing the inspection during the next 60 to 90 days. I spoke with Kim Parker on February 8, 2010 after she had spoke with Mark Baron and she agreed to the time frame extension on the inspection. Mark Baron said he would contact me prior to him coming in the Rock Springs area to perform the inspection.

I also, question as to why Horizon Park had a change in the system and/or operator classification before an inspection, instead of having the inspection prior to any changes being made.

Horizon Park LLC is willing to forego a right to a hearing with the Environmental Quality Council upon receiving a letter from the DEQ Operator Certification Administration, Granting an extension of six months to secure a Level 1 License for the Chief and Backup operator.

Sincerely,

Sheri Nolan  
Horizon Park LLC Manager