



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 155
Seattle, WA 98101-3188

**ENFORCEMENT &
COMPLIANCE
ASSURANCE DIVISION**

Reply to: 20 – C04

JUL 1 2019

CERTIFIED MAIL — RETURN RECEIPT REQUESTED

Mr. Bryan Mercier
Northwest Regional Director
Bureau of Indian Affairs
911 Northeast 11th Avenue
Portland, Oregon 97232

**RE: Administrative Order to Address Safe Drinking Water Act Violation at Bureau of Indian Affairs
Chemawa Indian School Public Water System, PWS ID #104101132**

Dear Mr. Mercier:

The U.S. Environmental Protection Agency has determined that a violation of the Safe Drinking Water Act (SDWA) has occurred at the public water system referenced above (“System”) and an Administrative Compliance Order is necessary to protect public health. Enclosed you will find the Unilateral Administrative Compliance Order, which sets forth the violations at the System and requires the Bureau of Indian Affairs, as owner and operator of the System, to comply with the SDWA.

Pursuant to the enclosed Order, BIA has the opportunity to confer with EPA. The purpose and scope of the conference is to discuss the issues that BIA would like EPA to consider in connection to the Order. BIA’s request must be received within three days of the receipt of the Order. Any such conference will be held no later than 10 days after receipt of the Order unless a different date is confirmed by EPA. Requests for an opportunity to confer shall be submitted to:

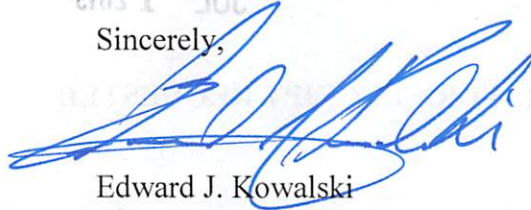
U.S. EPA – Region 10
Enforcement and Compliance Assurance Division
Attn: Adam Baron, Mail Stop: 20 - CO4
1200 Sixth Avenue, Suite 155
Seattle, Washington 98101-3140

telephone: (206) 553-6361
email: baron.adam@epa.gov

Failure to comply with the Order may subject BIA to a civil penalty of up to but not more than \$38,954 per day per violation, pursuant to Section 1447(b)(2) of the SDWA, 42 U.S.C. § 300j-6(b)(2) and 40 C.F.R. § 19.4. Keep in mind that the System must not only comply with the terms of the Order but also all other applicable SDWA requirements. The EPA may pursue additional enforcement actions for other SDWA violations not included in the Order.

If BIA has questions about the Order, please contact me at (206) 553-6695, or Adam Baron using contact information provided above or have your legal counsel contact Clarke Thurmon at (206) 553-2585 or thurmon.clarke@epa.gov. Thank you for your prompt attention to this important matter.

Sincerely,



Edward J. Kowalski
Director

Enclosure

cc: Capt. Mathew Martinson
U.S. Department of Health and Human Services