Attachment XXX

Enforcement File Review Detail
KDHE Public Water Supply Section
Enforcement Program Review
May 7 - 11, 2007

NOTE: The history of Public Water Systems is only available through December 2006 and is based on what has been entered into the SDWIS database by the KDHE or EPA and actions found in the state files. Violations which occurred prior to 1995 are not included in this report.

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Pretty Prairie, KS2015501

The Pretty Prairie public water system serves a community of 600 people. The water system has historical nitrate violations from 1995 through 2006. Historically, the water system installed new wells in response to a 1994 Administrative Order issued by EPA. Once in operation, the new wells exceeded the nitrate MCL. The KDHE then issued a Nitrate Consent Order to the water system in October 1996. That Order expired in 2003. No other formal enforcement action has been taken to date. According to SDWIS data, the system was in violation of the nitrate MCL for three quarters in 2003, three quarters in 2004, two quarters in 2005, and two quarters in 2006. The last two quarters of 2006 the system incurred nitrate monitoring violations. Although the Order expired in 2003, KDHE continued to enter the 1996 Order in SDWIS as an enforcement action taken to address those violations occurring after the 2003 expiration.

Additionally, the water system took a quarterly nitrate sample in January 2006, but did not submit that sample result to KDHE until March 29, 2006. The result indicated an MCL exceedance. The KDHE notified the system of non-compliance in a letter dated March 30, 2006, and notified the system to issue public notification within 24 hours, and return the certificate of delivery by April 12, 2006. The public notice certificate of delivery dated April 14, 2006 and received at KDHE April 17, 2006, indicated notice was distributed by mail on April 5, 2006. The system incurred a public notice violation for the time period April 1 through April 5, 2006.

[redacted]