

DEQ Announces Penalties Totaling \$137,374 in November 2011

The Oregon Department of Environmental Quality announces 15 penalties totaling \$137,374 for November 2011. Through November 2011, DEQ has issued 141 penalties for the year totaling \$1,130,680. In 2010, through November of that year DEQ had issued 192 penalties totaling about \$2.26 million in penalties.

[A complete list of penalties issued throughout Oregon in November 2011 is attached in a table on the following pages of this news release.](#)

(Note to editors and reporters: *These civil penalty actions reflect alleged violations of state and/or federal laws designed to protect human health and the environment. The parties listed have the option to appeal the assessed penalty. Penalties are for violations of permits or prohibited activities affecting air or water quality, or the safe handling and disposal of hazardous or solid wastes. Penalty amounts vary depending on a variety of factors. These include magnitude of the violation, response of the penalized party to correct the violation, and whether there had been other violations in the past. Oregon law requires that, with minor exceptions, DEQ penalties are deposited directly into the state's General Fund. DEQ enforces both state laws and some federal laws delegated to the state by the U.S. Environmental Protection Agency.*)



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Penalties Announced By DEQ During November 2011

(All data is current as of the date of this news release)

Date Penalty Delivered	Responsible Party and Approximate Location of Violation	Violation(s)	Assessed Penalty Amount	Case Status
Nov. 4	Washington Demilitarization Company LLC Hermiston (Umatilla County)	Violating hazardous waste treatment permit for Umatilla Chemical Agent Disposal Facility in April 2011 by treating liquid hazardous waste (rinsate or rinse wastewater containing mustard agent) in an incinerator without properly setting the incinerator's operating parameters (\$20,800 penalty); failing to inspect spare mist eliminator before bringing it back online to process mustard agent rinsate hazardous waste, more than a year after the mist eliminator had been out of service (\$8,800 penalty); failing to timely conduct air quality monitoring of a container that stored about 3,550 pounds of mustard agent hazardous waste (\$8,800 penalty)	\$38,400 (total)	Appealed 11/23/11
Nov. 5	Vancouver Iron & Steel Inc. Portland (Multnomah County)	Violating stormwater discharge permit for foundry at 866 N. Columbia Boulevard by failing to collect all required discharge monitoring data during 2010-11 monitoring period	\$5,063	Appealed 11/18/11
Nov. 8	Russell William Leinbach West Linn (Clackamas County)	Failing to submit application for a change-in-service or permanent closure, a written request to return underground storage tank system to operational status, or a written request to temporarily close the system at a gas station property at 1590 Willamette Falls Drive (\$2,086 penalty); violating requirements of a final DEQ order issued for the site in August 2008 (\$1,353 penalty); failing to properly operate a release detection method for the system and to maintain current release detection records (\$1,100 penalty); failing to operate, test and maintain corrosion protection equipment associated with system as required (\$858 penalty)	\$5,397 (total)	Did not respond by 11/28/11 deadline; penalty amount due

Nov. 8	PCC Structurals Inc. Milwaukie (Clackamas County)	Storing used oil in containers without properly labeling the containers at cast metal parts foundry at 13350 SE Johnson Road	\$390	Appealed 11/28/11
Nov. 10	Kanto Corporation Portland (Multnomah County)	Violating stormwater discharge permit for industrial chemical facility at 13424 N. Woodrush Way by failing to visually monitor stormwater discharges in March, April and May 2011 as required	\$5,455	Appealed 11/29/11
Nov. 10	City of Veneta Veneta (Lane County)	Violating wastewater discharge permit for city's wastewater collection, treatment and disposal system by failing to monitor effluent for nutrients while land applying that effluent in April-to-June 2011 quarter (\$1,881 penalty); exceeding permit's seven-day median total coliform bacteria concentration for land-applied effluent during week of Aug. 23-30, 2011 (\$750 penalty)	\$2,631 (total)	Appealed 11/23/11
Nov. 14	Basalite Concrete Products Portland (Multnomah County)	Violating stormwater discharge permit for concrete products manufacturing facility at 1740 NE Lombard Place by failing to collect all required discharge monitoring data during 2010-11 monitoring period.	\$4,877	Appealed 11/23/11
Nov. 14	Savage Services Corporation Portland (Multnomah County)	Violating stormwater discharge permit for kaolin clay transfer station at 2500 N. Going St. by failing to conduct all required visual discharge monitoring for 2009-10 and 2010-11 monitoring periods	\$5,700	Did not appeal by 12/5/11 deadline; penalty amount due
Nov. 17	Oak Lodge Sanitary District Milwaukie (Clackamas County)	Causing pollution to state waters on July 13-14, 2011 by discharging about 1 million gallons of non-disinfected sewage effluent into Willamette River from wastewater treatment facility at 13750 SE Renton Ave. (\$16,200 penalty); failing to properly operate and maintain the above-listed wastewater treatment facility (\$4,050 penalty)	\$20,250 (total)	Appealed 12/7/11

Nov. 17	Ness & Campbell Crane Inc. Portland (Multnomah County)	Violating stormwater discharge permit for industrial facility at 8001 and 8101 NE 14th Place by failing to take all required stormwater discharge samples for 2009-10 monitoring year (\$4,200 penalty); violating above-listed permit by failing to submit plans to DEQ to address discharge exceedances within 30 days of each exceedance (\$3,925 penalty); failing to submit to DEQ a plan describing necessary revisions to the facility's stormwater pollution control plan (\$3,536 penalty)	\$11,661 (total)	Appealed 12/6/11
Nov. 17	Dave Whitmore Excavating Inc. Newberg (Yamhill County)	Performing an asbestos abatement project (removal of asbestos-containing roofing material during demolition of Buckley's Locker building) at 112 S. Blaine St. in August 2011 without a license	\$8,400	Appealed 11/29/11
Nov. 21	Orchard Hill Investments LLC Klamath Falls (Klamath County)	Allowing unlicensed individuals to perform an asbestos abatement project (removing about 900 square feet of cement asbestos board siding) from building at 850 E. Dorado Ave. on April 18, 2011	\$10,219	Appealed 12/8/11
Nov. 21	Jack Roy Woodworth North Bend (Coos County)	Causing pollution to state waters (Saunders Lake) in January 2011 by allowing muddy, turbid water and sediment to discharge from property at 69483 Sharp Road into the lake during land clearing and earthmoving activities on the site	\$6,000	Appealed 11/28/11
Nov. 28	Head Painting & Concrete Inc. Klamath Falls (Klamath County)	Performing an unlicensed asbestos abatement project (removal of about 900 square feet of cement asbestos board from building at 850 El Dorado Ave.) in April 2011	\$6,000	Response due 12/19/11
Nov. 30	Beall Corporation dba/Beall Transport Equipment Co. Portland (Multnomah County)	Violating stormwater discharge permit for truck and trailer repair and retail facility at 8801 N. Vancouver Ave. by failing to collect all required discharge monitoring data as required for 2010-11 monitoring period	\$6,931	Response due 12/20/11