



Oregon

Tina Kotek, Governor

Department of Environmental Quality

Western Region Salem Office

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Salem, OR 97302

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TTY 711

March 27, 2024

Cynthai Mateas, President
Mapleton Commercial Area Owners Association, Inc.
PO Box 434
Mapleton, OR 97453

Re: Pre-Enforcement Notice
Mapleton STP
2024-PEN-9179
NPDES Permit #101392, EPA ID OR0032468
File 52830
WQ-Lane County

Dear Ms. Mateas:

DEQ has completed a records review for the Mapleton Commercial Area Owners Association, Inc (MCAOA) to determine compliance with the conditions of National Pollution Discharge Elimination System permit number 101392, issued to MCAOA on June 24, 2022. The findings are summarized below. We are aware that the dechlorination system is not currently working and that MCAOA is working on a solution to that problem. Additional permit violations that occur from this issue will be addressed in separate correspondence.

Records Review

I reviewed records from December 2022 through January 2024. MCAOA has submitted all monthly discharge monitoring reports (DMR) on time in NetDMR. Based upon this review, DEQ has concluded that MCAOA is responsible for the following violations.

Schedule A Effluent Limit Violations

1. Schedule A Condition 1 of the permit requires MCAOA to meet a minimum pH of 6.0 S.U. On October 5, 2023, MCAOA reported a minimum pH of 5.5. This is a Class III violation per OAR 340-012-0055(3)(b).
2. Schedule A Condition 1 of the permit requires MCAOA to meet an average monthly average of total chlorine residual of 0.06 mg/L. MCAOA failed to meet this monthly average in April 2023 when the average total chlorine residual was 0.07 mg/L. This is a Class I violation per OAR 340-012-0055(1)(1). This is the second violation of the chlorine limit since DEQ issued warning letter 2023-WLOTC-7954.

Schedule B Monitoring and Reporting Violations

1. Schedule B condition 3b of the permit requires MCAOA to monitor for alkalinity quarterly. MCAOA failed to monitor in the 3rd quarter of 2022 and the 4th quarter of 2023. Failure to monitor is a Class I violation per OAR 340-012-0055(1)(o).

2. Schedule B condition 1 of the permit requires MCAOA to submit an inflow and infiltration (I&I) report annually. MCAOA failed to submit reports for the calendar years 2017-2023. Failing to timely submit a report is a Class II violation per OAR 340-012-0055(2)(b).

Schedule D Special Conditions Violations

Schedule D condition D6 of the permit requires MCAOA to report all instances of noncompliance at the time monitoring reports are submitted. MCAOA failed to submit a noncompliance report for the pH violation in October 2023. Failing to timely submit a report is a Class II violation per OAR 340-012-0055(2)(b).

Please note that Class I violations are the most serious violations; Class III violations are the least serious. Compliance with your permit is required by Oregon Revised Statute 468B.025(2).

Required Corrective Actions

By May 31, 2024, please submit documentation that the following issues have been corrected:

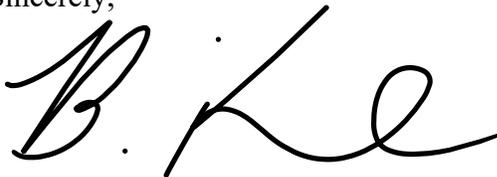
1. Submit I&I reports for 2017-2023.
2. Submit noncompliance report for October 2023.
3. Correct NetDMR entries as indicated in Table 1 of the attachment.

Some of the violations listed in this notice are Class I violations. Accordingly, all the violations are being referred to DEQ's Office of Compliance and Enforcement for formal enforcement action. Formal enforcement action may result in assessment of a civil penalty and/or DEQ order. Civil penalties can be assessed for each day of violation.

If you believe any of the facts in this pre-enforcement letter are in error, you may provide information to me at the office at the address shown at the top of this letter. DEQ will consider the new information you submit and take appropriate action.

If you have any questions, please contact me in writing at brenda.kuiken@deq.oregon.gov or by phone at (503) 893-0924.

Sincerely,



Brenda Kuiken
WQ Compliance Specialist

cc: DEQ Salem Office file
ec: Ranei Nomura, Manager, Western Region DEQ
Oregon Records Management Solution

Table 1 – Incorrect Calculations and Reporting in NetDMR

Monitoring Period	Parameter	Reported Value	Correct Value	Violation Y/N
Week of Oct 2-28, 2023	Effluent TSS concentration, weekly average, mg/L	16	20	N
January 2024	Chlorine Used, daily maximum, lb/day	0.99	2.52	N
January 2024	Influent BOD, monthly average, mg/L	200	26	N
January 2024	Influent TSS, monthly average, mg/L	6.0	15.2	N