



Oregon

Tina Kotek, Governor

Department of Environmental Quality

Northwest Region

700 NE Multnomah Street, Suite 600

Portland, OR 97232

(503) 229-5263

FAX (503) 229-6945

TTY 711

September 21, 2023

Willis Gill
Bob Brown Tire Center
16080 W Desert Winds Dr
Surprise, AZ 85374-4983

RE: UST Compliance Inspection
DEQ UST FACILITY # 10613
Bob Brown Tire Center

Attention Willis Gill,

The Oregon Department of Environmental Quality (DEQ) is conducting underground storage tank (UST) inspections throughout Oregon. The purpose of this letter is to inform you that your facility, among others, has been selected for inspection. A thorough inspection of your facility will be conducted to determine compliance with state and federal UST requirements. The inspection will include a file review, compliance testing documentation, and a site visit. **The date you receive this letter is the date that the inspection starts.** If you have work done after that date, you will need to have the previous set of records available for evaluation in addition to the most recent records.

If I do not hear from you, the site visit for this inspection for this facility is scheduled for October 18, 2023, starting at approximately 0900 AM. Please note that the inspection will require uninterrupted participation and attendance by you or a knowledgeable assistant. For the site visit part of the inspection, you may need to provide access to tank sumps, under dispenser areas, cathodic protection rectifiers, and/or leak monitoring equipment. DEQ will not touch the equipment or enter the facility, if you are unable to assist with equipment access, please have your UST Service Provider there.

To complete this inspection, you will need to have compliance testing records available on-site on the day of the inspection or sent to me prior to the inspection at dave.pardue@deq.oregon.gov. If the records are not available during the day of the inspection, you will have five (5) business days to provide the records to me electronically after which time this facility may be subject to enforcement actions.

Our records indicate that the USTs at your facility are in Temporary Closure. During the site visit, the DEQ will verify that the tanks are empty as defined by OAR 340-150-0010(32) and the equipment is secure as indicated in OAR-340-0167.

At a minimum the following records are required to complete this inspection:

- Financial Responsibility mechanism,
- Cathodic Protection testing,
- Tank lining records (if applicable).

As stated previously, DEQ will not touch any equipment and if you are unable to assist with equipment access, please have your UST Service Provider there to remove manway or sump lids.

If violations are found at the time of the inspection without prior notification, DEQ is required to initiate enforcement action. For UST violations, enforcement usually begins with a field citation option, which includes paying a monetary fine and conducting corrective actions.

Some enforcement may be referred to the Office of Compliance and Enforcement for further review which may result in civil penalties.

Thank you for your cooperation. I can be reached at 503-360-4287 and dave.pardue@deq.oregon.gov to answer any questions you may have and assist you in the preparation for your inspection.

Sincerely,

Dave Pardue

Dave Pardue
UST Program Coordinator
UST Program

CC: File

Mark Drouin
UST Program
Mark.drouin@deq.oregon.gov
541-213-1204

To be completed by OCE:
OCE Case Name:
OCE Case No.:
Date Assigned:
ELS Assigned to:

ENFORCEMENT REFERRAL – UST COMPLIANCE

Inspector: Dave Pardue	Manager: Mark Drouin
What Q-Time number do you want the ELS to use? Cost Center: 5726441370-Workday	
Referring Region & Office: Headquarters	
UST Facility ID#: 10613	

1. Who is the permittee, tank owner and property owner? Provide printout from UST database

Permittee= Willis Gill (See **Attachment 1**)

Tank Owner= Willis Gill

Property Owner= Willis Gill

2. Where did the violation(s) occur?
Address: 12110 NE Sandy Blvd, Portland, 97220
County: Multnomah
3. How did the Department discover the violation(s)? (e.g. complaint, inspection, etc.) Attach this documentation. **Inspection, see Attachment 2.**

4. Did you have conversations or correspondence with anyone other than the respondent about the violations (i.e. service provider, EPA)?

☐ Yes or ☒ **No**

If so, provide name/contact information and attach any correspondence.

5. If the violations fit within the UST field citation program, why are the violations being referred? Since there are 5 **Class I Violations** the number of Class I Violations allowed for field citations is exceeded.

For every violation, please provide the following information with as much detail as possible. Copy and paste the table for Violation 2, 3, etc. You will need to click on Tools, then on Unprotect, in order to copy and paste. If the information is already provided somewhere else in the referral, you don't need to rewrite it on this form, but please reference in what attachment it can be found (e.g. page 3 of inspection report, photograph). Please note that referencing the PEN cannot suffice as evidence but can suffice for citations.

Violation 1	
Narrative description of violation For example – failure to maintain 6 of the last 12 months of RD records	Failure to maintain FR
Citations (specific rule in OAR Chapter 150 or 151)	OAR 340-151-0010
Evidence in support of the violation Attach photographs, inspection report, samples, release detection records, etc.	FR expired in 2015- no documentation of FR has been received since that time
What communication have you had with Respondent regarding this violation? Attach phone notes, WL/PEN, FC	PEN, Attachment 3
Are there uncorrected violations? If Yes: Provide what is required for compliance and when. If No: Attach documentation of correction i.e. PEN response, invoices, reports.	Yes- FR needs to be established and documentation submitted by December 31, 2023 or decommission tanks by January 31, 2024
How many days did the violation occur/exist? (from when to when)	From 09/17/2015 to present day- 2,959 days
Is this a repeat violation? If so, reference any communications with Respondent regarding prior occurrence	No

Cost of achieving compliance See attached standardized values and state whether those fit for this specific case or not. If not, please provide specific amounts.	FR: \$10,000 minimum per year per conversation with insurance broker. Actual quotes cannot be obtained. Decommission: Mobilize equipment: \$1500. Concrete cutting: \$750. Excavator and operator, per day \$1750 x 3 days = \$5250. Flatbed trailer, 1 day \$500. Pump and clean tanks \$1200. Contents testing \$400. Gravel backfill material: 70 cubic yards x \$23 per yard = \$1610. Dump trucking for gravel \$135 per hour x 5 hours = \$675. Compactor for backfill: \$450. Compactor delivery and pickup \$225. Soil testing: 4 x \$85 = \$340. Surface restoration: \$1800. Labor: UST Supervisor 40 hrs x \$120 = \$4800. TOTAL = \$19,500 (Note-these costs are based on 20 years of experience as a UST contractor and environmental consultant)
Where there any impacts of the violation on human health and the environment? a spill/release has been reported; the facility is located adjacent to surface waters, residences, etc.; samples were collected and a release was/wasn't found	unknown
What other evidence do you have regarding whether the respondent knew or should have known that this would be a violation (e.g. interactions with others including EPA, service providers; training on requirements; multiple UST facilities)?	The requirements for temporary closure are referred to in the Temporary Closure Certificate that was issued.

Violation 2	
Narrative description of violation For example – failure to maintain 6 of the last 12 months of RD records	Failure to maintain corrosion protection. Kelly Brown stated to DEQ inspectors that the rectifier had been in a building that is no longer present.
Citations (specific rule in OAR Chapter 150 or 151)	OAR 340-150-0325(1)

Evidence in support of the violation Attach photographs, inspection report, samples, release detection records, etc.	Photo of former location of building, See Attachment 4 Photo Log #1
What communication have you had with Respondent regarding this violation? Attach phone notes, WL/PEN, FC	PEN
Are there uncorrected violations? If Yes: Provide what is required for compliance and when. If No: Attach documentation of correction i.e. PEN response, invoices, reports.	Yes-Submit documentation of corrosion protection in operation (impressed current) by December 31, 2023 or decommission tanks by January 31, 2024
How many days did the violation occur/exist? (from when to when)	From at least May 2017 to present day- see Attachment 4 Photolog #2 and #3
Is this a repeat violation? If so, reference any communications with Respondent regarding prior occurrence	No
Cost of achieving compliance See attached standardized values and state whether those fit for this specific case or not. If not, please provide specific amounts.	Standardized cost of \$10,000.00 for impressed current installation; this appears to be appropriate. See above for decommission cost.
Where there any impacts of the violation on human health and the environment? a spill/release has been reported; the facility is located adjacent to surface waters, residences, etc.; samples were collected and a release was/wasn't found	unknown
What other evidence do you have regarding whether the respondent knew or should have known that this would be a violation (e.g. interactions with others including EPA, service providers; training on requirements; multiple UST facilities)?	Buildings that housed the corrosion protection rectifier were torn down prior to May 2017 (see Photolog #2 and #3).
Violation 3	
Narrative description of violation For example – failure to maintain 6 of the last 12 months of RD records	Failing to conduct the last two 3-year CP tests.

Citations (specific rule in OAR Chapter 150 or 151)	OAR 340-150-0325(2b)
Evidence in support of the violation Attach photographs, inspection report, samples, release detection records, etc.	See Inspection Report (Attachment 2)- last recorded CP test done on 5/24/2011.
What communication have you had with Respondent regarding this violation? Attach phone notes, WL/PEN, FC	PEN
Are there uncorrected violations? If Yes: Provide what is required for compliance and when. If No: Attach documentation of correction i.e. PEN response, invoices, reports.	Yes-Complete corrosion protection system test by December 31, 2023 or decommission tanks by January 31, 2024
How many days did the violation occur/exist? (from when to when)	From May 24, 2011 to present day- 4,546 days
Is this a repeat violation? If so, reference any communications with Respondent regarding prior occurrence	No
Cost of achieving compliance See attached standardized values and state whether those fit for this specific case or not. If not, please provide specific amounts.	Standardized cost is \$390.00 multiplied by 4 test cycles = \$1,660.00- this appears appropriate. See above for decommission cost.
Where there any impacts of the violation on human health and the environment? a spill/release has been reported; the facility is located adjacent to surface waters, residences, etc.; samples were collected and a release was/wasn't found	unknown
What other evidence do you have regarding whether the respondent knew or should have known that this would be a violation (e.g. interactions with others including EPA, service providers; training on requirements; multiple UST facilities)?	Buildings that housed the corrosion protection rectifier were torn down prior to May 2017 (see Photolog #2 and #3).
Violation 4	

Narrative description of violation For example – failure to maintain 6 of the last 12 months of RD records	Failure to inspect corrosion protection system every 60 days
Citations (specific rule in OAR Chapter 150 or 151)	OAR 340-150-0325(3)
Evidence in support of the violation Attach photographs, inspection report, samples, release detection records, etc.	Records of inspections every 60 days were not provided- see attached inspection report
What communication have you had with Respondent regarding this violation? Attach phone notes, WL/PEN, FC	PEN
Are there uncorrected violations? If Yes: Provide what is required for compliance and when. If No: Attach documentation of correction i.e. PEN response, invoices, reports.	Yes-Inspect impressed current corrosion protection system and provide documentation by December 31, 2023 or decommission tanks by January 31, 2024
How many days did the violation occur/exist? (from when to when)	From May 2017 to present day
Is this a repeat violation? If so, reference any communications with Respondent regarding prior occurrence	No
Cost of achieving compliance See attached standardized values and state whether those fit for this specific case or not. If not, please provide specific amounts.	Standardized cost of \$118.00 for one hour NACE Tech- this appears appropriate if a system is installed. Assume 3) 60 cycles in 2017, plus 6 per year from 2018 through 2022, plus 5 cycles in 2023 = 38 cycles x \$118 = \$4,484.00 See above for decommission cost
Where there any impacts of the violation on human health and the environment? a spill/release has been reported; the facility is located adjacent to surface waters, residences, etc.; samples were collected and a release was/wasn't found	unknown
What other evidence do you have regarding whether the respondent knew or should have known that this would be a violation (e.g. interactions with others including EPA, service providers; training on requirements; multiple UST facilities)?	Buildings that housed the corrosion protection rectifier were torn down prior to May 2017 (see Photolog #2 and #3).

Violation 5	
Narrative description of violation For example – failure to maintain 6 of the last 12 months of RD records	Failure to maintain a method or combination of methods for release detection such that the method can detect a release from any portion of the UST system.
Citations (specific rule in OAR Chapter 150 or 151)	OAR 340-150-0400(1)(a)
Evidence in support of the violation Attach photographs, inspection report, samples, release detection records, etc.	Release detection records were not provided during inspection.
What communication have you had with Respondent regarding this violation? Attach phone notes, WL/PEN, FC	PEN
Are there uncorrected violations? If Yes: Provide what is required for compliance and when. If No: Attach documentation of correction i.e. PEN response, invoices, reports.	Yes- provide release detection records by December 31, 2023 or decommission tanks by January 31, 2024
How many days did the violation occur/exist? (from when to when)	From 2015 to present day
Is this a repeat violation? If so, reference any communications with Respondent regarding prior occurrence	No
Cost of achieving compliance See attached standardized values and state whether those fit for this specific case or not. If not, please provide specific amounts.	None- provide documentation of leak detection. See above for decommission cost
Where there any impacts of the violation on human health and the environment? a spill/release has been reported; the facility is located adjacent to surface waters, residences, etc.; samples were collected and a release was/wasn't found	unknown

What other evidence do you have regarding whether the respondent knew or should have known that this would be a violation (e.g. interactions with others including EPA, service providers; training on requirements; multiple UST facilities)?	The requirements for temporary closure are referred to in the Temporary Closure Certificate that was issued.
Violation 6	
Narrative description of violation For example – failure to maintain 6 of the last 12 months of RD records	Failure to submit a request an application to extend temporary closure at least 30 days before a temporary closure certificate expires.
Citations (specific rule in OAR Chapter 150 or 151)	OAR 340-150-0167(2)
Evidence in support of the violation Attach photographs, inspection report, samples, release detection records, etc.	An application to extend the temporary closure was not submitted.
What communication have you had with Respondent regarding this violation? Attach phone notes, WL/PEN, FC	PEN
Are there uncorrected violations? If Yes: Provide what is required for compliance and when. If No: Attach documentation of correction i.e. PEN response, invoices, reports.	Yes- provide an application to extend temporary closure status by December 31, 2023 or decommission tanks by January 31, 2024
How many days did the violation occur/exist? (from when to when)	From 2015 to present day
Is this a repeat violation? If so, reference any communications with Respondent regarding prior occurrence	No
Cost of achieving compliance See attached standardized values and state whether those fit for this specific case or not. If not, please provide specific amounts.	PCB test x 2 [\$180.00 lab charge + \$250.00 site visit]=\$430.00. Pumping and disposal of contents = [\$120 x 4 hrs = \$480.00 plus \$1.00 per gallon (390gal x2 USTs =780 gals)] = \$1260.00 Site assessment – [HCID x 6 samples x \$85 = \$510.00 plus \$2500.00 drill rig = \$3010.00 plus 8 x \$80 for labor = \$640.00] = \$3650.00. TOTAL= \$5340.00. (Note-these costs are based on 20 years of experience as a UST contractor and environmental consultant) See above for decommission cost

Where there any impacts of the violation on human health and the environment? a spill/release has been reported; the facility is located adjacent to surface waters, residences, etc.; samples were collected and a release was/wasn't found	unknown
What other evidence do you have regarding whether the respondent knew or should have known that this would be a violation (e.g. interactions with others including EPA, service providers; training on requirements; multiple UST facilities)?	The requirements for extension of temporary closure are referred to in the Temporary Closure Certificate that was issued.

ADDITIONAL INFORMATION:

Use separate "Confidential Intra-Office Advisory" form (the last page of this document) for confidential information.

VIO 2-- Kelly Brown stated the rectifier was in the building that was torn down by 2017.

VIO 4- 8 inches of product remained in each tank as measured by DEQ inspectors- release detection methods were therefore required.

Financial Benefit Information				
Equipment/Service	Cost	Out-of-area cost	Service Provider	Category
Labor (usually 1-2 hours to repair or replace)	\$80.00 per hour		Mascott	General
8' Incon Probe	\$1,340.00		Mascott	General
8' Incon Probe with float	\$1,460.00		Mascott	General
8' Veeder Root Probe	\$1,288.00		Mascott	General
8' Veeder Root Probe with float	\$1,477.00		Mascott	General
Incon interstitial sensor	\$312.00		Mascott	General
Veeder Root Intestinal Sensor	\$276.00		Mascott	General
Incon overfill alarm	\$415.00		Mascott	General
Veeder Root overfill alarm	\$260.00		Mascott	General
Incon INTS750/35 Automatic Tank Guage w/3 probes and SCALD software	\$6,937.00		Mascott	General
OPW 6150-410 CEVR 10-12' Overfill/drop tube	\$614.25		Mascott	General
OPW 6150-400 CEVR 8' overfill/drop tube	\$521.85		Mascott	General
STiP3 Anode replacement, per tank	\$3,500.00		Universal Applicators	CP
Impressed Current System for 3 tank facility	\$10,000.00		Universal Applicators	CP

Internal Inspection for Lined tanks	\$3,500.00		Universal Applicators	
Testing				
Spill Bucket Testing/bucket	\$90.00		PCS	General
Spill Bucket Report	\$25.00		PCS	General
ATG Certification	\$250.00		PCS	General
Sump Testing/sump	\$175.00		PCS	General
Equipment/Prep Time	\$80.00		PCS	General
Line/Leak Detector	\$225.00		Mascott	General
Leak Detector Only	\$75.00		Mascott	General
Line Only	\$155.00		Mascott	General
TLM Certification	\$325.00		Mascott	General
Air to Liquid	\$15.00		Mascott	General
Pressure Decay	\$350.00		Mascott	General
Blockage	\$150.00		Mascott	General
Tank Tie	\$50.00		Mascott	General
Drop Tube	\$90.00		Mascott	General
CP Survey Galvanic + Report	\$355.00		PCS	CP
CP Survey Impressed Current + Report	\$390.00		PCS	CP
NACE CP 3 Tech Labor/hour	\$118.00		PCS	CP
Cathodic protection test per tank (3 tanks or more in a single visit)	\$165.00		Universal Applicators	CP
Cathodic protection test per tank, 1-2 tanks	\$150.00	Brookings \$175	Universal Applicators	CP

CONFIDENTIAL Intra-Agency Advisory Communication
Exempt from public disclosure

Please make sure this information is on a separate page.

Please provide any recommendations and observations about the violations, strengths and weaknesses of the case, case strategy, mental state, or other information that would be useful in drafting the case.

For example, is there any evidence that the Respondent was dishonest or deceitful in committing the violation? (e.g. they tried to cover up the violation, reported false information, lied to DEQ staff, discarded records they are required to keep, etc.)

Be aware that these statements may become public record after the case is closed.

ATTACHMENT 1

Printout from UST Database

Facility Search

Print New Facility

Search By

Search Type

Facility

Criteria

Facility ID

10613

Name

use '%' for wildcard

No local UST Mobile DB is installed.

Download

Upload

Search

Clear

Filter By

Facility Status

☐ Active☐ Closed☒ All

LUST Incident

☐ Only☐ Exclude☒ Both

Street

City

County

ZIP

Region

Cert

Facilities

Tanks - Current Contacts

Compliance Payments

10613 - BOB BROWN TIRE CENTER

12110 NE SANDY BLVD

PORTLAND

Tank ID	Tank Status	Permit Nbr	Permit Status	Gallons	Install Date	Decomm Date
1	Active	BAJHF	Active	10000	11/02/1975	
2	Active	BAJHG	Active	10000	11/02/1975	
3	Removed	BDDHB	Terminated	500	01/01/1965	12/22/1999

	Permittee	UST Owner	Legal Owner
Name	Willis Gill	Willis Gill	Willis Gill
Organization	Bob Brown Tire Center	Bob Brown Tire Center	Bob Brown Tire Center
Address	16080 W Desert Winds Dr	16080 W Desert Winds Dr	16080 W Desert Winds Dr
City, State	Surprise, AZ 85374-4983	Surprise, AZ 85374-4983	Surprise, AZ 85374-4983
Phone	(503) 849-1888	(503) 849-1888	(503) 849-1888

ATTACHMENT 2

Inspection Report

Oregon Department of Environmental Quality - Underground Storage Tank Program
Technical Compliance Inspection - UST Inspection Report (Temporary Closure)

Inspector: _____ Date: _____ Time: _____ Facility: _____

I. Site Information					
Facility Name:			Permittee:		
Site Address:			Organization:		
City:			Phone:		
II. Tank Information					
DEQ Permit #					
Estimated Gallons					
Substance					
Tank Material					
Tank Install Date					
Pipe Material					
Pipe Type					
Pipe Install Date					
Overfill Device					
Objective of field visit:					
Notes and Comments from the UST database: ☐ Check file before conducting inspection					
III. Financial Responsibility			Compliance ☐ Yes ☐ No		
Type of coverage:		Begin Date:		End Date:	
Coverage amount correct: Yes No		Number of tanks covered:			
Financial responsibility could also be in the form of self insurance, bonds, local government, trust fund, and or guarantee					
IV. Corrosion Protection			Compliance ☐ Yes ☐ No		
☐ Cathodic ☐ Galvanic ☐ Impressed Current			☐ Fiberglass/composite tanks		
Steel tank with cathodic?			☐ Yes	☐ No	
Steel pipes with cathodic?			☐ Yes	☐ No	
Steel flex-lines with cathodic?			☐ Yes	☐ No	
Date of cathodic test: _____					
Last two tests available?			☐ Yes	☐ No	
Did last test pass?			☐ Yes	☐ No	
If not:					
Was failed test reported to DEQ?			☐ Yes	☐ No	
Was system repaired?			☐ Yes	☐ No	
Date of repair? _____					
Cathodic retested within 6 mos. of repair?			☐ Yes	☐ No	
Date of retesting? _____					
If impressed current system:					
Rectifier Operational?			☐ Yes	☐ No	
Rectifier log maintained?			☐ Yes	☐ No	
Rectifier been operating continuously			☐ Yes	☐ No	
☐ Tank Lining					
Date of last test? _____ Pressure					
test conducted after tank lining inspection?			☐ Yes	☐ No	

V. General notes from inspection

Representative onsite: _____ email: _____

FR expired in 2015

No Corrosion Protection 3-year test results provided. No records of Corrosion Protection system inspections provided.

Last recorded corrosion protection test was 5/24/2011

No records of release detection testing provided.

Compliance Determination: ☐ No Violations Observed ☐ Observed violations resulting in enforcement

Inspector Signature: Dave Pardue Date: _____

ATTACHMENT 3

Pre-Enforcement Notice



Oregon

Kate Brown, Governor

Department of Environmental Quality

Northwest Region

700 NE Multnomah Street, Suite 600

Portland, OR 97232

(503) 229-5263

FAX (503) 229-6945

TTY 711

November 29, 2023

Willis Gill
Bob Brown Tire Center
16080 W Desert Winds Dr
Surprise, AZ 85374-4983

RE: **Pre-enforcement Notice**
Bob Brown Tire Center
DEQ UST Facility #10613
2023-PEN-8803

Dear Willis Gill:

The Oregon Department of Environmental Quality (DEQ) believes Bob Brown Tire Center has violated Oregon's environmental regulations at the underground storage tank (UST) facility #10613 located at 12110 NE Sandy Blvd in Portland, Oregon.

On October 18, 2023, the DEQ conducted a Temporary Closure compliance inspection at this facility. The equipment inspection and subsequent records review documented violations of the UST rules. DEQ has concluded that Bob Brown Tire Center is responsible for the following violations of Oregon Administrative Rules (OAR) 340-012 and 340-150:

Violations

- (1) OAR 340-151-0010 **Class I**. Failure to establish or maintain the required financial responsibility mechanism.
- (2) OAR 340-150-0325(1); **Class I**. Failure to continuously protect from corrosion any part of an UST system that routinely contains a regulated substance. Rectifier removed.
- (3) OAR 340-150-0325(2b); **Class I**. Failure to conduct the last two 3-year corrosion protection tests.
- (4) OAR 340-150-0325(3); **Class I**. Failure to inspect impressed current corrosion protection system every 60 days
- (5) OAR 340-150-0400(1)(a); **Class I**. Failure to maintain a method or combination of methods for release detection such that the method can detect a release from any portion of the UST system.
- (6) OAR 340-150-0167 (2); **Class II**. Failure to submit a request an application to extend temporary closure at least 30 days before a temporary closure certificate expires.

Corrective Action Requested

- (1) Submit valid financial responsibility verification by December 31, 2023, or decommission the USTs by January 31, 2024.
- (2) Submit documentation of continuous operation of corrosion protection that protects the entire UST system by December 31, 2023, or decommission the USTs by January 31, 2024.
- (3) Complete corrosion protection system test by December 31, 2023, or decommission the USTs by January 31, 2024.
- (4) Inspect impressed current cathodic protection system and submit documentation by December 31, 2023, or decommission the USTs by January 31, 2024.
- (5) Operate and maintain release detection equipment and submit documentation by December 31, 2023, or decommission the USTs by January 31, 2024.
- (6) Submit an application for extension of the temporary closure certificate by December 31, 2023, or decommission the USTs by January 31, 2024.

This matter is being referred to the Department's Office of Compliance and Enforcement for formal enforcement action, which may include assessment of civil penalties and/or issuance of a Department order. Your timely and responsive action on these items will be taken into consideration in any civil penalty assessment issued by the Department.

If you believe any of the facts in this Pre-Enforcement Notice are in error you may provide written information to me at the address shown at the top of this letter. The Department will consider new information you submit in determining the appropriate enforcement actions that will be taken for this violation.

Please feel free to contact the DEQ inspector Dave Pardue in our Portland office at 503-360-4287 or mark.drouin@deq.oregon.gov if you have any questions about compliance with DEQ's UST regulations.

Sincerely,

Dave Pardue

Dave Pardue
Program Coordinator
Underground Storage Tanks Program

cc: File

ATTACHMENT 4

Photolog



1:



2:



3: