



Oregon

Tina Kotek, Governor

Department of Environmental Quality

Headquarters

700 NE Multnomah Street, Suite 600

Portland, OR 97232

(503) 229-5263

FAX (503) 229-6945

TTY 711

October 20, 2023

Rodney McLean
Ridder Road LLC
4126 78th Street Ct E
Tacoma, WA 98443

RE: UST Compliance Inspection
DEQ UST # 7506
Interstate Distributor

Attention Rodney McLean,

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 November 15, 2023, starting at approximately 10:30 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 need to provide access to tank sumps, under dispenser areas, cathodic protection rectifiers, and leak monitoring equipment. DEQ will not touch the equipment. 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 any required proof of financial responsibility and proof of A/B operator training available on-site on the day of the inspection or sent to me prior to the inspection at diana.foss@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, 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.
- A/B Operator Training documentation
- Cathodic protection testing (if applicable).
- 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 and be prepared to stick the tanks to show the presence of any liquid.

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.

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 503-869-0770 or diana.foss@deq.oregon.gov to answer any questions you may have and assist you in the preparation for your inspection.

Sincerely,

Diana Foss

Senior Policy Analyst
UST Program

CC: File

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



1:



2:



3:

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

Inspector: Diana Foss

Date: 11/15/2023

Time: 10:00 am

Facility: 7506

I. Site Information					
Facility Name: Interstate Distributor			Permittee: Rodney McLean		
Site Address: 10110 SW Ridder Rd			Organization: Ridder Road LLC		
City: Wilsonville			Phone: 253-535-4694		
II. Tank Information					
DEQ Permit #	EECA	EECB	EECC	EECD	
Estimated Gallons	20000	20000	6000	4000	
Substance	Diesel	Diesel	Gasoline	new oil	
Tank Material	FRP	FRP	FRP	FRP	
Tank Install Date	5/6/1984	5/6/1984	5/6/1984	5/6/1984	
Pipe Material					
Pipe Type	pressure	pressure	pressure	pressure	
Pipe Install Date					
Overfill Device	alarm	alarm	alarm		
Objective of field visit: FCI					
Notes and Comments from the UST database: ☐ Check file before conducting inspection No action to USTs					
III. Financial Responsibility					
Type of coverage: _____			Begin Date: _____		End Date: _____
Coverage amount correct: _____			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					
☐ Cathodic ☐ Galvanic ☐ Impressed Current			Compliance ☐ Yes ☐ No		
Steel tank with cathodic?			☐ Yes	☒ fiberglass/composite tanks	
Steel pipes with cathodic?			☐ Yes	☐ No	
Steel flex-lines with cathodic?			☐ Yes	☐ No	
Date of cathodic test: _____			☐ Yes	☐ No	
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 test test? _____					
Pressure test conducted after tank lining inspection?			☐ Yes	☐ No	



State of Oregon
Department of
Environmental
Quality

Program Enforcement No. 2023-FC-8821

Department of Environmental Quality Underground Storage Tank Program

Field Citation For UST Violations

This section for
DEQ use only

Page 1 of 3

DEQ Information		UST Facility Information	
Inspection Date:	11/15/2023	Facility ID#:	7605
Inspector:	Diana Foss	Facility Name:	Interstate Distributor
DEQ Office:	700 NE Multnomah St. Portland, OR 97232	Facility Address:	10110 SW Ridder Rd Wilsonville, OR 97070
Phone #:	503-869-0770	County:	Clackamas

Oregon DEQ inspected the facility listed above and identified the UST violations listed on page 3 of this Field Citation.

Field Citation Issued: ☐ In Person ☒ By Mail ☐ Both Date Issued: 11/15/2023

Facility Representative Present During Inspection: none ☐ Permittee ☒ Owner ☐ Other

Name of Permittee or Owner: Ridder Road, LLC, Rodney McLean

Mailing Address: 4126 78th Street Ct E, Tacoma WA 98443

Field Citation Penalty – See Page 3 for detailed listing of each violation. \$ 950.00

This Field Citation is issued in accordance with the requirements for the expedited enforcement of underground storage tank (UST) violations, OAR 340-150-0250.

Owner or Permittee should select Option 1 or Option 2 below and return a signed copy of this form to DEQ by the following date: 12/15/2023

DEQ Revenue Section
700 NE Multnomah St. #600
Portland, Oregon 97232

Check one option

- ☐ Option 1 - I acknowledge that the listed violation(s) have occurred and I am remitting the listed field citation penalty.
- ☐ Option 2 - I do not want to participate in the expedited enforcement process and understand that my file will be referred to the Department's Office of Compliance and Enforcement for formal enforcement action.

Name:	Owner / Permittee
Signature:	Date:

Important

Read pages 2 and 3 for more information about your options and a detailed listing of violations and compliance requirements.

Field Citation Requirements

The permittee or owner should select Option 1 or Option 2 and return a signed copy of Page 1 of the Field Citation form within thirty (30) days of issuance of the Field Citation. If the permittee or owner fails to sign and send Page 1 of the Field Citation form back or pay the penalty within thirty days, Option 1 expires, the Field Citation will serve as a Pre-Enforcement Notice (PEN) and the permittee and owner will be subject to formal enforcement including the imposition of civil penalties in accordance with OAR Chapter 340, Division 12.

The permittee or owner must complete the actions required to correct the violations listed on the Field Citation by the date specified to prevent further enforcement action by DEQ.

Option 1:

By checking Option 1 the permittee or owner acknowledges that the violations listed on Page 3 of this Field Citation have occurred and agrees to pay the established penalty.

By submitting payment of the penalty amount, the responding permittee or owner agrees to accept the field citation as a final order of the Environmental Quality Commission (commission) and waives any and all rights and objections to the form, content, manner of service and timeliness of the Field Citation; to a contested case hearing and judicial review of the Field Citation [OAR 340-150-0250(6)]; and to service of a copy of this Final Order (*i.e.*, no other copy will be provided).

Upon the Department's receipt of payment of the penalty amount set forth in the Field Citation, the Field Citation becomes a Final Order of the Commission that:

1. Imposes upon the permittee or owner a civil penalty in the amount listed on Page 1 of this Field Citation; and
2. Requires the permittee or owner to satisfactorily complete the requirements and actions necessary to correct the violations documented by the dates set forth on Page 3 of this Field Citation.

Failure by the permittee or owner to complete the actions set forth on Page 3 of the Field Citation by the specified date violates the Commission Order and subjects the permittee and owner to a formal enforcement action including the imposition of additional civil penalties.

Option 2:

The permittee or owner may deny that the violations as listed on Page 3 of this Field Citation have occurred or contest the Field Citation process by checking Option 2 and submitting to the Department a signed copy of Page 1 of the Field Citation. In that event, the Field Citation will serve as a Pre-Enforcement Notice (PEN) and the permittee and owner will be subject to formal enforcement for those violations set forth in the Field Citation, including the imposition of civil penalties in accordance with OAR Chapter 340, Division 12. Civil penalties that will be imposed by the formal enforcement process will exceed the Field Citation penalties for the same violation(s).

The Department appreciates your cooperation and efforts to comply with the regulations for underground storage tank systems.

UST FIELD CITATION**DATE ISSUED:** 11/15/2023**PROGRAM ENFORCEMENT No.:** 2023-FC-8821**FACILITY ID:** 7506**Page 3 of 3****Violation #1:**
***TCR:** ☒ Y ☐ N

Failure to establish or maintain a required financial responsibility mechanism.

Corrective Action: Provide proof of financial responsibility by 12/15/2023

Rule Citation: **OAR 340-151-** 0010 Penalty Amount: \$ 500 .00 Correct Violation by: 12/15/2023 Date Violation Corrected:**Violation #2:**
***TCR:** ☒ Y ☐ N

Failure to have a trained UST System Operator for an UST facility.

Corrective Action: Provide proof of A/B operator training by 12/15/2023

Rule Citation: **OAR 340-150-** 0210(2) Penalty Amount: \$ 150 .00 Correct Violation by: 12/15/23 Date Violation Corrected:**Violation #3:**
***TCR:** ☐ Y ☒ N

Failure to submit a request for chance-in-service, a request to return to operational status or an application to extend temporary closure at least 30 days before a temporary closure certificate expires

Corrective Action: Submit 30 day decom notice, return to service or change in service form by 12/15/2023

Rule Citation: **OAR 340-150-** 0167(2) Penalty Amount: \$150 .00 Correct Violation by: 12/15/23 Date Violation Corrected:**Violation #4:**
***TCR:** ☐ Y ☒ N

Failure to allow access at reasonable time to interview persons, inspect equipment and site conditions, collect samples, take still or video pictures, conduct an investigation or review and copy records.

Corrective Action:

Rule Citation: **OAR 340-150-** 135(1) Penalty Amount: \$ 150 .00 Correct Violation by: Date Violation Corrected:**Violation #5:**
***TCR:** ☐ Y ☐ N

Corrective Action:

Rule Citation: **OAR 340-150-** Penalty Amount: \$.00 Correct Violation by: Date Violation Corrected:**Violation #6:**
***TCR:** ☐ Y ☐ N

Corrective Action:

Rule Citation: **OAR 340-150-** Penalty Amount: \$.00 Correct Violation by: Date Violation Corrected:

Total Penalty Amount (This Page): \$ 950 .00 Total Penalty Amount (All Pages): \$ 950 .00

YOU MUST CORRECT THE VIOLATIONS AS REQUIRED, ENTER THE DATES CORRECTED, SIGN THE STATEMENT BELOW AND RETURN THIS FORM TO THE DEQ INSPECTOR LISTED ON PAGE 1 ON OR BEFORE: 12/15/2023

Retain a copy of this form and all documentation of corrective actions for your records.

I hereby certify that the UST violations noted above have been corrected: _____ / _____

Permittee/Owner Signature

Date