

Department of Environmental Quality
Northwest Region

700 NE Multnomah Street, Suite 600 Portland, OR 97232 (503) 229-5263 FAX (503) 229-6945 TTY 711

October 11, 2023

Ruben & Adria Paschal 3533 North Ridge Dr. Klamath Falls, OR 97601

RE: Annual Inspection for Parcels Q, MBK-A, MBK-B, & MBK-C

North Ridge Estates Superfund Site ECSI Nos. 6003, 6026, 6027, & 6028

Dear Ruben & Adria Paschal:

The Oregon Department of Environmental Quality completed an annual inspection of the protective cap on your property located at 3533 North Ridge Drive during the week of July 3, 2023. Enclosed for your information is a summary of the inspection.

This letter provides notice of the following violation:

1. **Cap Damage.** Areas of damage to the soil protective cap and sparse vegetation have been noted on Parcel Q and were noted during the last inspection (see enclosed figure).

Corrective Action. Fill in the damaged areas and vegetate by November 12, 2023.

DEQ will perform an inspection the week of November 13, 2023 to confirm the repairs have been made.

The Easement and Equitable Servitude recorded with Klamath County requires you to maintain and keep the protective caps in good repair. If the repairs are not completed by November 12, 2023, DEQ may perform the corrective action at your expense in accordance with Paragraph 4.1 of the Easement and Equitable Servitude.

The next annual inspection will be performed in June 2024. Please continue to contact DEQ prior to any disturbing any of the protective caps on your property with the exception of soil disturbances less then 2 feet below the ground surface. A fact sheet with additional information is enclosed.

If you have any questions, please contact me at 503-860-3943, or via email at Katie.Daugherty@deq.oregon.gov.

Sincerely,

Katie Daugherty, R.G. Project Manager NWR Cleanup Section

Enclosures

Digging at the North Ridge Estates Superfund Site

What do I need to do or know?

- 1) Perform all other normal permitting and utility locates as you would for any other project.
- 2) Be familiar with the types of protectives caps at North Ridge Estates. The protective cap is intended to prevent people's exposure to any remaining asbestoscontaminated materials, including asbestos fibers in soil. Protective caps include:
 - A two-foot layer of clean soil with vegetation
 - Asphalt and concrete surfaces, such as garage concrete floor or basement concrete floor
 - Boulders
 - Black liners installed below covered porches and in home crawl spaces
 - Orange liners below the soil cap
- 3) Review the terms of the Easement and Equitable Servitude (EES) document recorded on the deed of your property. Determine if your planned activity is within the area covered by restrictions outlined in the EES. Some properties on the edge of the Superfund site only have a portion of the property restricted. *General rule of thumb: if the area was excavated during the Superfund Cleanup, the area is restricted.* Can't find your EES? Contact the Oregon Department of Environmental Quality (DEQ) project manager and they will email you a copy.
- 4) All activities or uses that could jeopardize the function of the protective cap, are prohibited without prior written approval from the DEQ.
- 5) Follow the steps below for your specific activity.

I want to dig less than two feet - what are the required steps?

- 1) Minor activities are allowed within the *soil protective cap*, such as installing fence posts, planting, or other activities that go no deeper than two feet below the ground surface without prior written approval from DEQ.
- 2) You must fully restore the cap to the surface after the activities are completed.
- 3) Stop immediately and call the DEQ project manager if you see an orange liner. *No matter the depth!* You are entering an asbestos contamination zone and risk exposure to asbestos if you continue.



Example of Orange Liner. 2018. Installing marker barrier consisting of rock base and orange liner on Parcel B prior to covering with clean soil.



Example of Black Liner. 2018. Black liner with rock to hold in place on Parcel A.

I want to dig deeper than two feet, dig below a black or orange liner, dig through asphalt or concrete, or move boulders on my property - what are the required steps?

1) Fill out the *North Ridge Estates Earthwork Notification and Reporting Form* and submit this form to the DEQ project manager. Can't find the form? Contact the project manager and they will email you a copy.

The project manager will review the information provided in the form and work with you to determine the conditions under which your work may be performed.

If your work will breach the cap, you must, at your own expense, use an Oregon-licensed asbestos abatement company during any action that may disturb a contaminated area. Any excavated material, including soil, will be required to be disposed at a landfill. If the liner is damaged during work, you must replace it at your expense.

2) Once work is complete, fill out the reporting section of the *North Ridge Estates Earthwork Notification and Reporting Form* and return to the DEQ project manager.



Cleanup Program

700 NE Multnomah St.,

Suite 600

Portland, OR 97232 Phone: 503-860-3943

800-452-4011 Fax: 503-229-6124 Katie.Daugherty@deq.orego

n.gov

Contact: Katie Daugherty

www.oregon.gov/DEQ

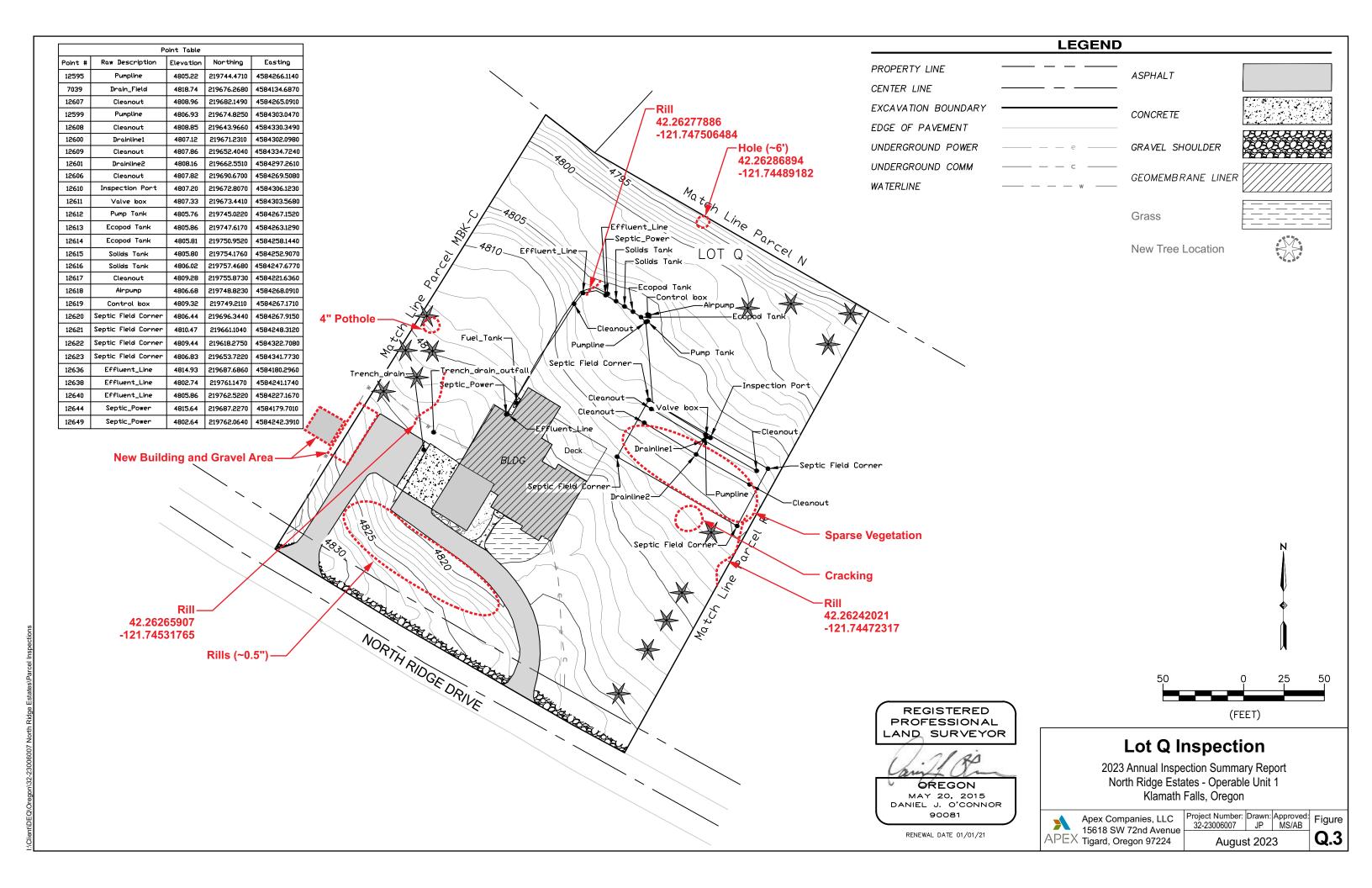
DEQ is a leader in restoring, maintaining and enhancing the quality of Oregon's air, land and water.

Alternative formats

DEQ can provide documents in an alternate format or in a language other than English upon request. Call DEQ at 800-452-4011 or email deqinfo@deq.oregon.gov

	eral Site Information								<u> </u>
Site Name:	North Ridge Estates			State/County:			Oregon (Klamath County)	Parcel/Tax ID:	Parcel Q
EPA Point of Contac	t Linda Meyer (206) 553-6636			ODEQ Point of Contact			Katie Daugherty (503) 860-3943		
Inspection Date:	7/5/2	023		P	Person(s) Pe	erforming Inspection:	Alex Evernden (Apex Companies, LLC)	Person(s) Performing Inspection:	
	nedy Performance Assessment		.,	ı					
Remedy Component	Potential Problem	Yes (Repair Needed)	Yes (Monitor/ No Repair)	No	N/A		If Yes, Desc	ribe Extent of Problem	Describe Potential Repair Solution
	Have rills developed deeper than 2 inches?			×			Developing rills were noted to the southwe	est side of the driveway and southeast side of parcel.	
	Are the rills within a 10-foot interval?			×					
	Have gullies developed deeper than 6 inches?			×					
Protective Cap	Have animals created burrows in the protective cap?			×					
	Have vehicles damaged the protective cap?			X			Tire tracks have removed vegetation	but caused no damage to cap. (Same as 2022)	
	Any evidence of ACM on Site including areas where the protective cap is less than 2 feet (see as-built drawings) or within the dripline of the legacy trees?			×					
	Are there areas that show evidence of unstable slopes, subsidence, or slope failure? Are there signs of active bank erosion and/or lateral cutting?			×					
	Any visible ACM along the perimeter of the Site (where applicable)?			×					
	Evidence of distressed or sparse vegetation? (sparse vegetation no greater than 10 percent of area and bare areas no greater than 100 square feet)		⊠				Sparse vegetation and cracking in soil were	enoted in the eastern portion of parcel (Same as 2021).	
Vegetation	Evidence of trees and shrubs in distress?			×					
	Are there any stressed or dying trees that may impact or damage the protective cap when felled?		×						

	Obstructions observed in ditches or culverts that may impede conveyance of stormwater?		×			
Ditches and Culverts	Damaged observed to riprap surface? Note if riprap is not intact or not effectively providing armor protection.		×			
	Are there any areas that show signs of excessive scour? (i.e., gullies forming along centerline of ditch)		×			
	Are culvert inlets and outlets damaged?		X			
s and ays	Are the driveways showing signs of failure? (i.e., alligator cracking)		X			
Driveways and Walkways	Are there any other signs of considerable damage to paved surfaces, other than normal wear and use?		X			
Crawlspaces and Decks	Are the liners inside crawlspaces and under covered decks damaged or punctured?			×		
Cra	Are the liners exposed to UV radiation?			×		
Access Controls	Are access controls damaged?			×		
Access	Are changes to the access controls needed?			X		
in Site	Are there any new site features installed that have damaged the protective cap?	×			A 6 inch hole was observed near the north central boundary of the parcel.	
/ Changes Misc.						
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Miscellaneous Features / Changes in Site Conditions / Misc.						
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Parcel Q – Southwest corner of Parcel, facing Northeast.



Parcel Q – Northwest corner of Parcel, facing Southeast.





Parcel Q – Northeast corner of Parcel, facing Southwest.



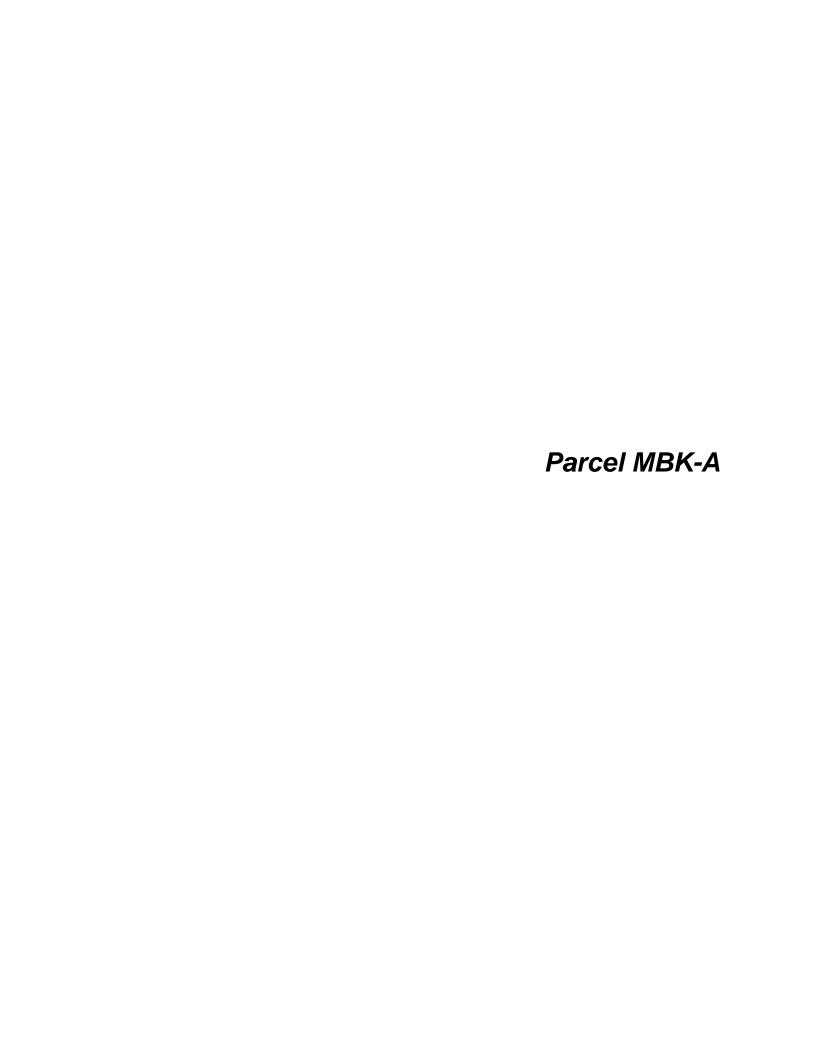
Parcel Q – Southeast corner, facing Northwest.





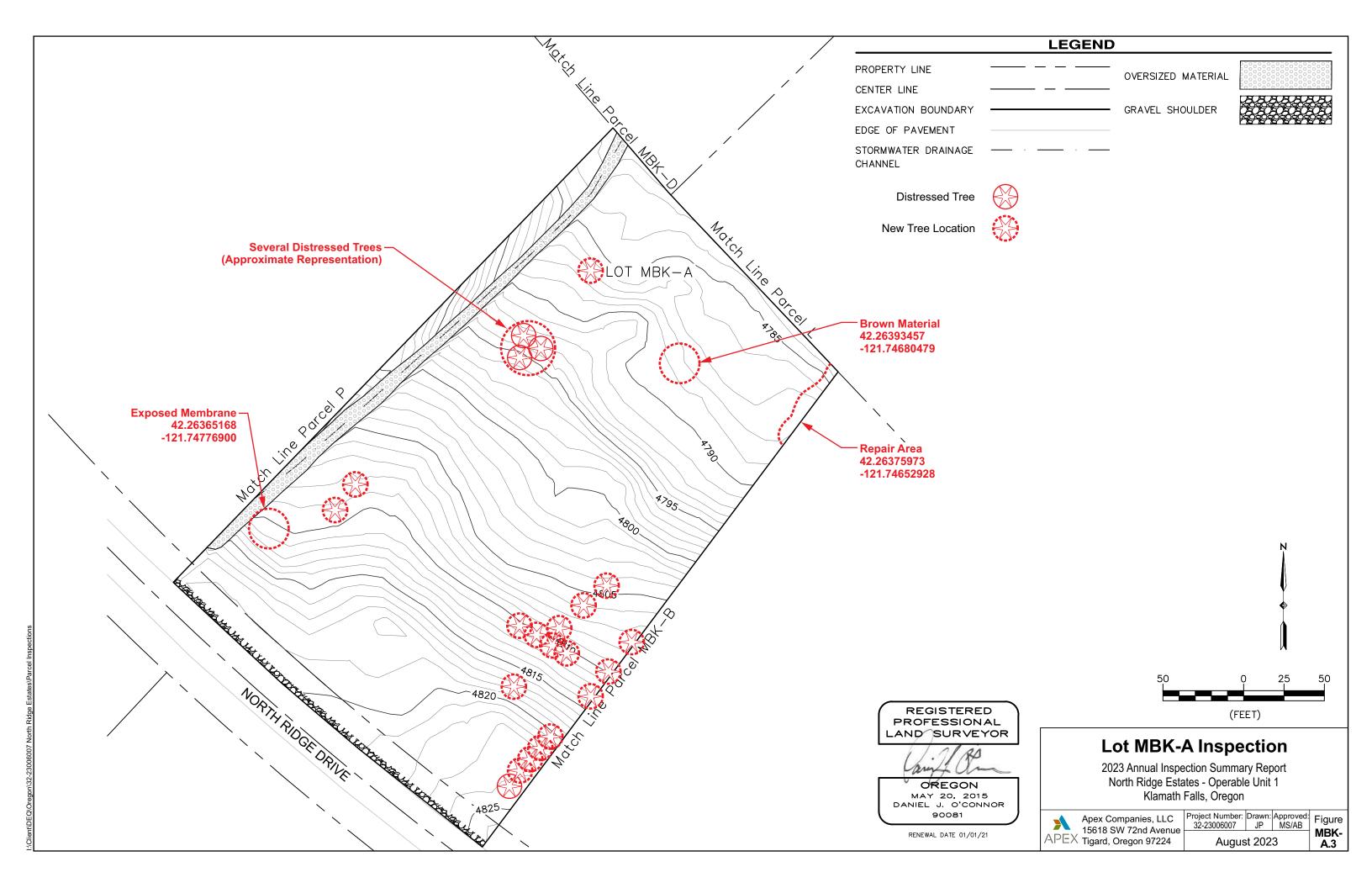
Parcel Q – New Rill in the West Central portion of the Parcel.





1										
	eral Site Information									
Site Name:	North Ridge Estates			State/County:			Oregon (Klamath County)		Parcel/Tax ID:	Parcel MBK-A
EPA Point of Contac					nt of Contac		Katie Daugherty (503) 860-3943			
Inspection Date:	7/4/20	023			Person(s) Pe	erforming Inspection:	Alex Evernden (Apex Companies, LLC))	Person(s) Performing Inspection:	
	nedy Performance Assessment	Yes	Yes	T T						
Remedy Component	Potential Problem	(Repair Needed)	(Monitor/ No Repair)	No	N/A		If Yes, D	Describe Extent of Problem		Describe Potential Repair Solution
	Have rills developed deeper than 2 inches?			×						
	Are the rills within a 10-foot interval?			×						
	Have gullies developed deeper than 6 inches?			×						
	Have animals created burrows in the protective cap?			×						
	Have vehicles damaged the protective cap?			×			No damage noted, but tire tracks are	e present along the north side of par	rcel. (Same as 2021)	
Protective Cap	Any evidence of ACM on Site including areas where the protective cap is less than 2 feet (see as-built drawings) or within the dripline of the legacy trees?			×						
	Are there areas that show evidence of unstable slopes, subsidence, or slope failure? Are there signs of active bank erosion and/or lateral cutting?									
	Any visible ACM along the perimeter of the Site (where applicable)?			×						
ion	Evidence of distressed or sparse vegetation? (sparse vegetation no greater than 10 percent of area and bare areas no greater than 100 square feet)									
Vegetation	Evidence of trees and shrubs in distress?		×			A tree near the	southern corner of the parcel was observed to	be in distress. A total of 19 new tre	es were observed to be in healthy condition.	
	Are there any stressed or dying trees that may impact or damage the protective cap when felled?			×						

Ditches and Culverts	Obstructions observed in ditches or culverts that may impede conveyance of stormwater?		×			
	Damaged observed to riprap surface? Note if riprap is not intact or not effectively providing armor protection.		×			
	Are there any areas that show signs of excessive scour? (i.e., gullies forming along centerline of ditch)		×			
	Are culvert inlets and outlets damaged?		×			
s and ays	Are the driveways showing signs of failure? (i.e., alligator cracking)			×		
Driveways and Walkways	Are there any other signs of considerable damage to paved surfaces, other than normal wear and use?			×		
Crawlspaces and Decks	Are the liners inside crawlspaces and under covered decks damaged or punctured?			X		
Cra an	Are the liners exposed to UV radiation?			×		
Access Controls	Are access controls damaged?			×		
Access (Are changes to the access controls needed?			×		
in Site	Are there any new site features installed that have damaged the protective cap?		×			
/ Changes Misc.					Recent repairs made to the northeast corner of the parcel were observed during the 2023 inspection. Washout erosion caused by a leaking water overflow meter was backfilled with topsoil material in April 2023. According to the City of Klamath Falls, no damage to the soil cap was greater than 2 feet.	
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Miscellaneous Features / Changes in Site Conditions / Misc.						
Misce						



Parcel MBK-A



Parcel MBK-A – View facing East from West corner.



Parcel MBK-A – View facing Northwest from East corner.



Parcel MBK-A



Parcel MBK-A – View of coconut fiber mat.



Parcel MBK-A – Bark mulch pile located on North Central area of Parcel.



Parcel MBK-A



Parcel MBK-A – View facing South from North corner.



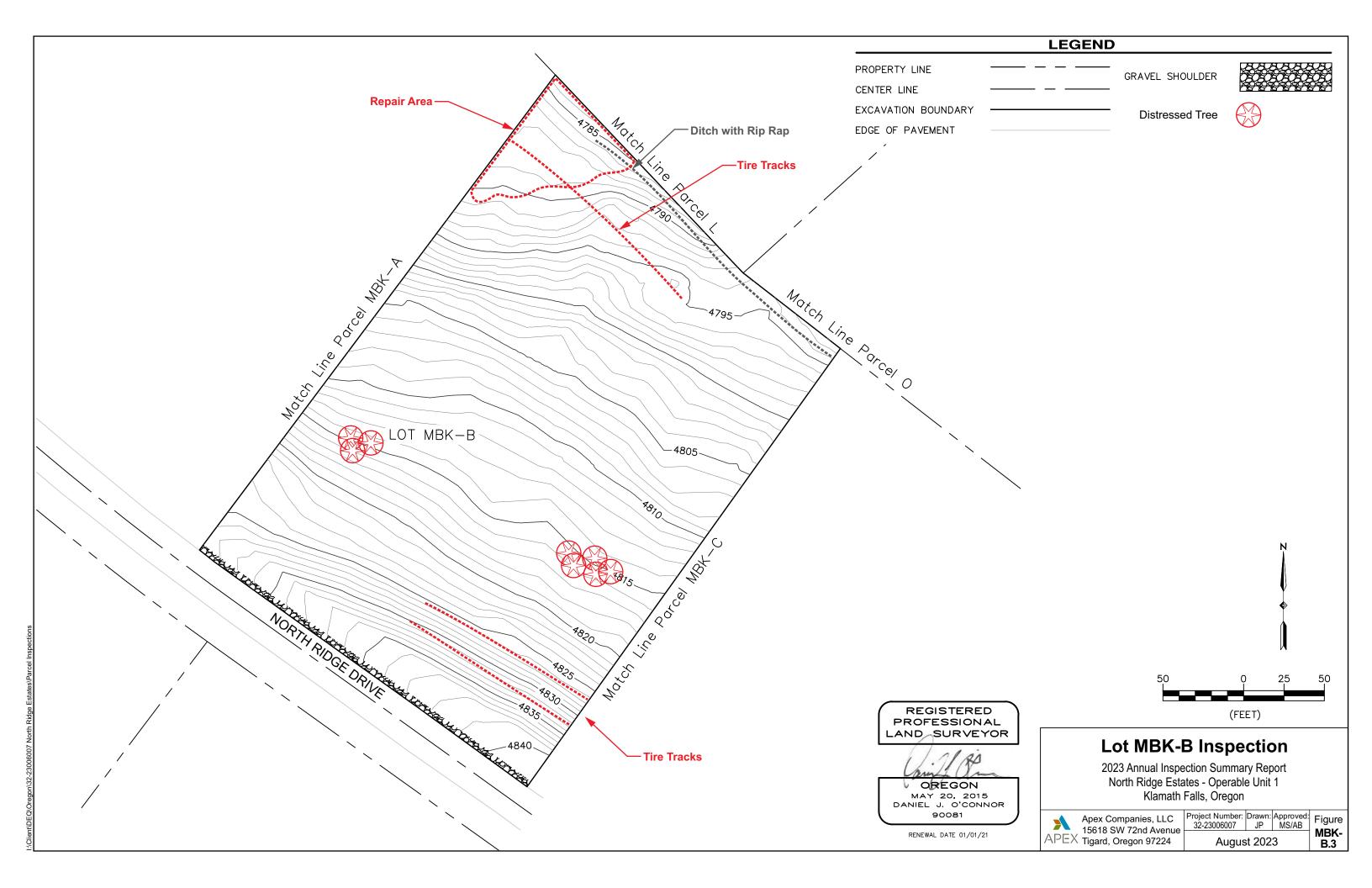
Parcel MBK-A – View facing North from South corner.





	eral Site Information									
Site Name:	North Ridge Estates			State/County:			Oregon (Klamath County)		Parcel/Tax ID:	Parcel MBK-B
EPA Point of Contac	* * *			ODEQ Poin			Katie Daugherty (503) 860-3943			
Inspection Date:	7/4/20	023		F	Person(s) Pe	erforming Inspection:	Alex Evernden (Apex Companies, LLC)		Person(s) Performing Inspection:	
	nedy Performance Assessment	V	V	T	l	l				<u> </u>
Remedy Component	Potential Problem	Yes (Repair Needed)	Yes (Monitor/ No Repair)	No	N/A		If Yes, D	Describe Extent of Problem		Describe Potential Repair Solution
	Have rills developed deeper than 2 inches?			×						
	Are the rills within a 10-foot interval?			×						
	Have gullies developed deeper than 6 inches?			×						
	Have animals created burrows in the protective cap?			×						
	Have vehicles damaged the protective cap?			×			No damage noted, but tire tra	acks are present along the north sid	de of parcel.	
Protective Cap	Any evidence of ACM on Site including areas where the protective cap is less than 2 feet (see as-built drawings) or within the dripline of the legacy trees?			×						
	Are there areas that show evidence of unstable slopes, subsidence, or slope failure? Are there signs of active bank erosion and/or lateral cutting?			×						
	Any visible ACM along the perimeter of the Site (where applicable)?			×						
	Evidence of distressed or sparse vegetation? (sparse vegetation no greater than 10 percent of area and bare areas no greater than 100 square feet)			×						
Vegetation	Evidence of trees and shrubs in distress?		×				A total of eight ne	ew trees observed to be in distress.		
	Are there any stressed or dying trees that may impact or damage the protective cap when felled?			×						

	Obstructions observed in ditches or culverts that may impede conveyance of stormwater?		×			
Ditches and Culverts	Damaged observed to riprap surface? Note if riprap is not intact or not effectively providing armor protection.		×			
Ditches	Are there any areas that show signs of excessive scour? (i.e., gullies forming along centerline of ditch)		×			
	Are culvert inlets and outlets damaged?		×			
s and iys	Are the driveways showing signs of failure? (i.e., alligator cracking)			X		
Driveways and Walkways	Are there any other signs of considerable damage to paved surfaces, other than normal wear and use?			×		
Crawlspaces and Decks	Are the liners inside crawlspaces and under covered decks damaged or punctured?			×		
Crav	Are the liners exposed to UV radiation?			×		
Access Controls	Are access controls damaged?			×		
Access (Are changes to the access controls needed?			×		
in Site	Are there any new site features installed that have damaged the protective cap?		×			
/ Changes Misc.					Recent repairs made to the northeast corner of the parcel were observed during the 2023 inspection. Washout erosion caused by a leaking water overflow meter was backfilled with topsoil material in April 2023. According to the City of Klamath Falls, no damage to the soil cap was greater than 2 feet.	
Features anditions /						
Miscellaneous Features / Changes in Site Conditions / Misc.						
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Parcel MBK-B



Parcel MBK-B – Washout erosion was backfilled in response to leaking water overflow meter in April 2023.



Parcel MBK-B – Washout erosion was backfilled in response to leaking water overflow meter in April 2023.





Parcel MBK-B – View of distressed Trees on Parcel; Trees likely not receiving adequate irrigation.



Parcel MBK-B – View facing East from West Corner.



Parcel MBK-B



Parcel MBK-B – View facing North from Southern Corner.



Parcel MBK-B – View facing Northwest from East Corner.

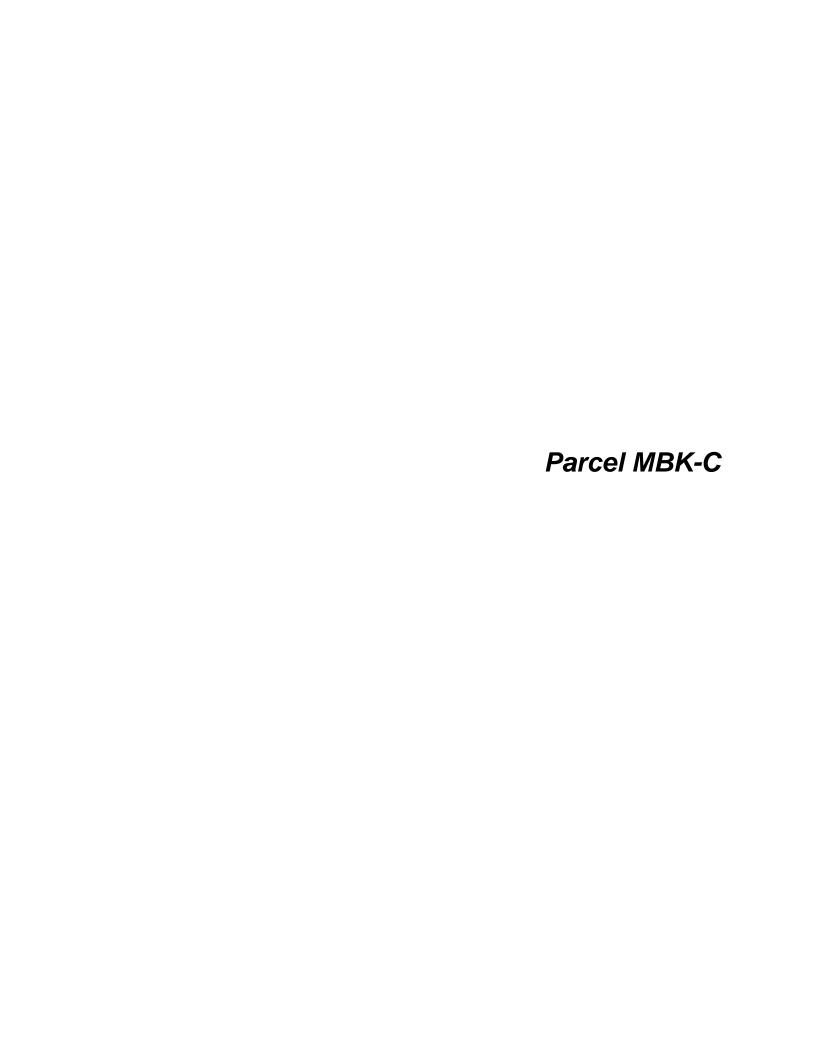


Parcel MBK-B



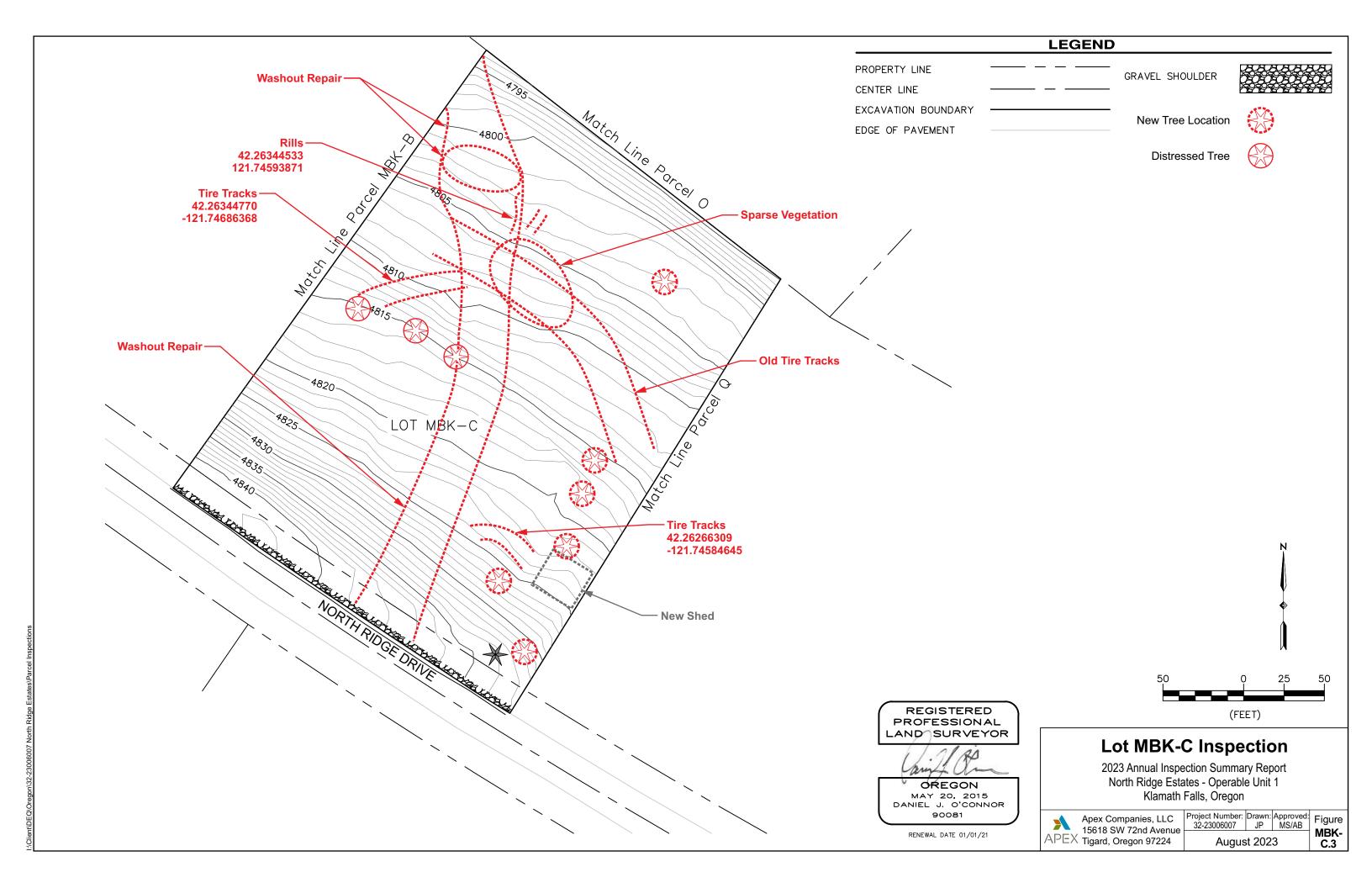
Parcel MBK-B – View facing Southeast from North Corner.





Port I Con	eral Site Information								
Site Name:	North Ridge Estates			State/Coun	ıtv.		Oregon (Klamath County)	Parcel/Tax ID:	Parcel MBK-C
EPA Point of Contac	· ·				nt of Contac	•	Katie Daugherty (503) 860-3943		1 also: mb/t c
Inspection Date:	7/5/20					erforming Inspection:	Ben Echt (Apex Companies, LLC)	Person(s) Performing Inspection:	
•	nedy Performance Assessment	720			CISON(S) I C	morning mapecuon.	Bon Lone (Apox Companies, LEG)	1 cross(s) i cristining inspection.	
Remedy Component	Potential Problem	Yes (Repair Needed)	Yes (Monitor/ No Repair)	No	N/A		If Yes, Describe	Extent of Problem	Describe Potential Repair Solution
	Have rills developed deeper than 2 inches?			×					
	Are the rills within a 10-foot interval?		×				A total of three rills we	ere identified within 10 feet.	
	Have gullies developed deeper than 6 inches?			×					
	Have animals created burrows in the protective cap?			×					
	Have vehicles damaged the protective cap?		×				Tire tracks of varying depth were obs	served on multiple locations of the parcel.	
Protective Cap	Any evidence of ACM on Site including areas where the protective cap is less than 2 feet (see as-built drawings) or within the dripline of the legacy trees?		_	×					
	Are there areas that show evidence of unstable slopes, subsidence, or slope failure? Are there signs of active bank erosion and/or lateral cutting?			×					
	Any visible ACM along the perimeter of the Site (where applicable)?			×					
ıtion	Evidence of distressed or sparse vegetation? (sparse vegetation no greater than 10 percent of area and bare areas no greater than 100 square feet)			×		Spars	se vegetation was noted in the central portion of th	e parcel where old tire tracks were identified (Same as 2021).	
Vegetation	Evidence of trees and shrubs in distress?		×			A total of three trees on t		ed to be distressed, and six additional new trees were observed to be in healthy indition.	
	Are there any stressed or dying trees that may impact or damage the protective cap when felled?			×					

	Obstructions observed in ditches or culverts that may impede conveyance of stormwater?		X			
Ditches and Culverts	Damaged observed to riprap surface? Note if riprap is not intact or not effectively providing armor protection.		×			
	Are there any areas that show signs of excessive scour? (i.e., gullies forming along centerline of ditch)		×			
	Are culvert inlets and outlets damaged?		×			
/s and ays	Are the driveways showing signs of failure? (i.e., alligator cracking)			X		
Driveways and Walkways	Are there any other signs of considerable damage to paved surfaces, other than normal wear and use?			×		
Crawlspaces and Decks	Are the liners inside crawlspaces and under covered decks damaged or punctured?			×		
Cray	Are the liners exposed to UV radiation?			×		
Access Controls	Are access controls damaged?			×		
Access (Are changes to the access controls needed?			X		
in Site	Are there any new site features installed that have damaged the protective cap?		×			
/ Changes Misc.					Recent repairs made to the northern central portion of parcel were observed during the 2023 inspection. Washout erosion that occurred in February 2023 by a leaking frozen air valve was backfilled with topsoil material. According to the City of Klamath Falls, no damage to the soil cap was greater than 2 feet.	
Features						
Miscellaneous Features / Changes in Site Conditions / Misc.						
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Parcel MBK-C



Parcel MBK-C – View from Western corner of Parcel.



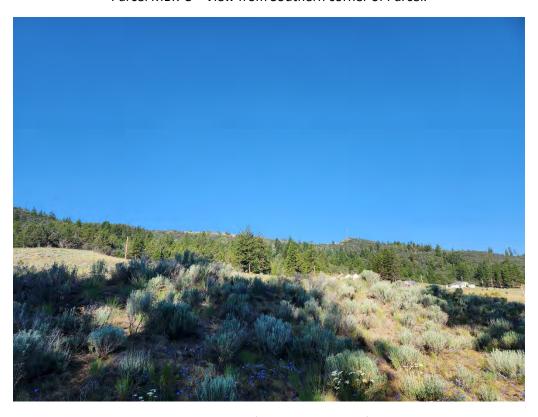
Parcel MBK-C – View from Northern corner of Parcel; repairs made in response to washout caused by frozen air valve.



Parcel MBK-C



Parcel MBK-C – View from Southern corner of Parcel.



Parcel MBK-C – View from East corner of Parcel.





Parcel MBK-C – View of North Central portion of Parcel; repairs made in response to washout caused by frozen air valve.



Parcel MBK-C – View of Rills near North Central portion of Parcel.



Parcel MBK-C



Parcel MBK-C – View of Tire Tracks near Southern portion of Parcel.

