



Oregon

Tina Kotek, Governor

Department of Environmental Quality
Underground Storage Tanks Compliance
700 NE Multnomah Street, Suite 600
Portland, OR 97232-4100
(503) 229-6652
FAX (503) 229-6977
TTY 711

March 14, 2024

Dianne Jhana McCullum
McCullum's Texaco Service
129 W Hazel St
Roseburg, OR 97471-2211

RE: **Facility Name:** McCullum's Texaco Service, Inc
Facility ID #: 147
Temporary Closure Certificate: 10-147-2023-TCL
TCC Expiration Date: 2/7/2024

On February 7, 2023, DEQ issued a Temporary Closure Certificate for the facility identified above. It covers the following tanks:

Tank Code	Permit	Construction	Size (gal.)	Installed
173142	BBAFF	Coated and Cathodically Protected Steel (Stip3)	8000	1/9/1991
173143	BBAFC	Coated and Cathodically Protected Steel (Stip3)	4000	1/9/1991
176210	BBAFD	Coated and Cathodically Protected Steel (Stip3)	8000	1/9/1991
176213	BBAFE	Coated and Cathodically Protected Steel (Stip3)	4000	1/9/1991

Your temporary closure certificate expired on February 7, 2024. OAR 340-150-0167(2) specifies that, thirty days before the expiration of the certificate, you were required to have taken one of the following actions:

Option A. Submit an application for a change-in-service to non-regulated status or an application for permanent closure

Option B. Submit a written request to return the facility or tank to operational status

Enclosed, find the field citation 2024-FC-9098 citing this violation of Oregon Administrative Rules. The \$150 penalty is due by April 12, 2024, if you wish to participate in the expedited enforcement process. If you wish to contest the field citation and do not pay the penalty by that date, I will refer this matter to DEQ's Office of Compliance and Enforcement for formal enforcement.

In addition, there is a required corrective action to submit one of the two applications listed above by May 31, 2024. The forms are available on our website: (<https://www.oregon.gov/deq/tanks/Pages/UST-Forms.aspx>) Since your tanks no longer have a valid certificate, you must also apply for an extension of temporary closure status for the time it will take either to decommission the tanks or bring them back into service.

Until such time as the tanks are permanently decommissioned and DEQ receives the decommissioning checklist and closure report, you will continue to be responsible for the applicable tank permit fees. The fees for both 2023 and 2024 are currently still outstanding.

If you have any questions, please contact me.

Sincerely,

Diana Foss

Diana Foss
Senior Policy Analyst, Underground Storage Tank Compliance Program
503-869-0770

Cc: Ronald Sperry, III

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

Inspector: Dave Pardue

Date: ____ 5/13/2024

Time: ____ 130 pm

Facility: ____ 147

I. Site Information					
Facility Name:	McCullums Texaco	Permittee: deceased. New owner Jhana McCullum; in foreclosure			
Site Address:	912 SE Stephens St	Organization:			
City:	Roseburg	Phone: 541-946-2200			
II. Tank Information					
DEQ Permit #	BBAFF				
Estimated Gallons	8000				
Substance	gas				
Tank Material	composite				
Tank Install Date	1/9/1991				
Pipe Material	FRP				
Pipe Type	PRESS				
Pipe Install Date					
Overfill Device	ALARM				
Objective of field visit: Temp Closure					
Notes and Comments from the UST database:					

☐ Check file before conducting inspection

No FR since 2022
Compliance PAYMENTS unpaid 2023 and 2024

III. Financial Responsibility		Compliance		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
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		Compliance		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Cathodic	<input type="checkbox"/> Galvanic	<input type="checkbox"/> Impressed Current	<input type="checkbox"/> Fiberglass/composite tanks		
Steel tank with cathodic?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Steel pipes with cathodic?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Steel flex-lines with cathodic?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Date of cathodic test: _____					
Last two tests available?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Did last test pass?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
If not:					
Was failed test reported to DEQ?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Was system repaired?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Date of repair? _____					
Cathodic retested within 6 mos. of repair?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Date of retesting? _____					
If impressed current system:					
Rectifier Operational?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Rectifier log maintained?		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
Rectifier been operating continuously		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
<input type="checkbox"/> Tank Lining					

Date of last test? _____

Pressure test conducted after tank lining inspection?

☐ Yes

☐ No

V. General notes from inspection

Representative onsite: _____ John Kirk

email: _____

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

Inspector Signature: _ Dave Pardue

Date: ____ 5/13/2024

CHUCK
MCCULLUM
673-4044
912

FLUSH
CHECKS

Gasoline Tax Rates Effective
January 1, 2022
\$0.184 / gallon
\$0.380 / gallon
\$0.000 / gallon
\$0.5640 / gallon

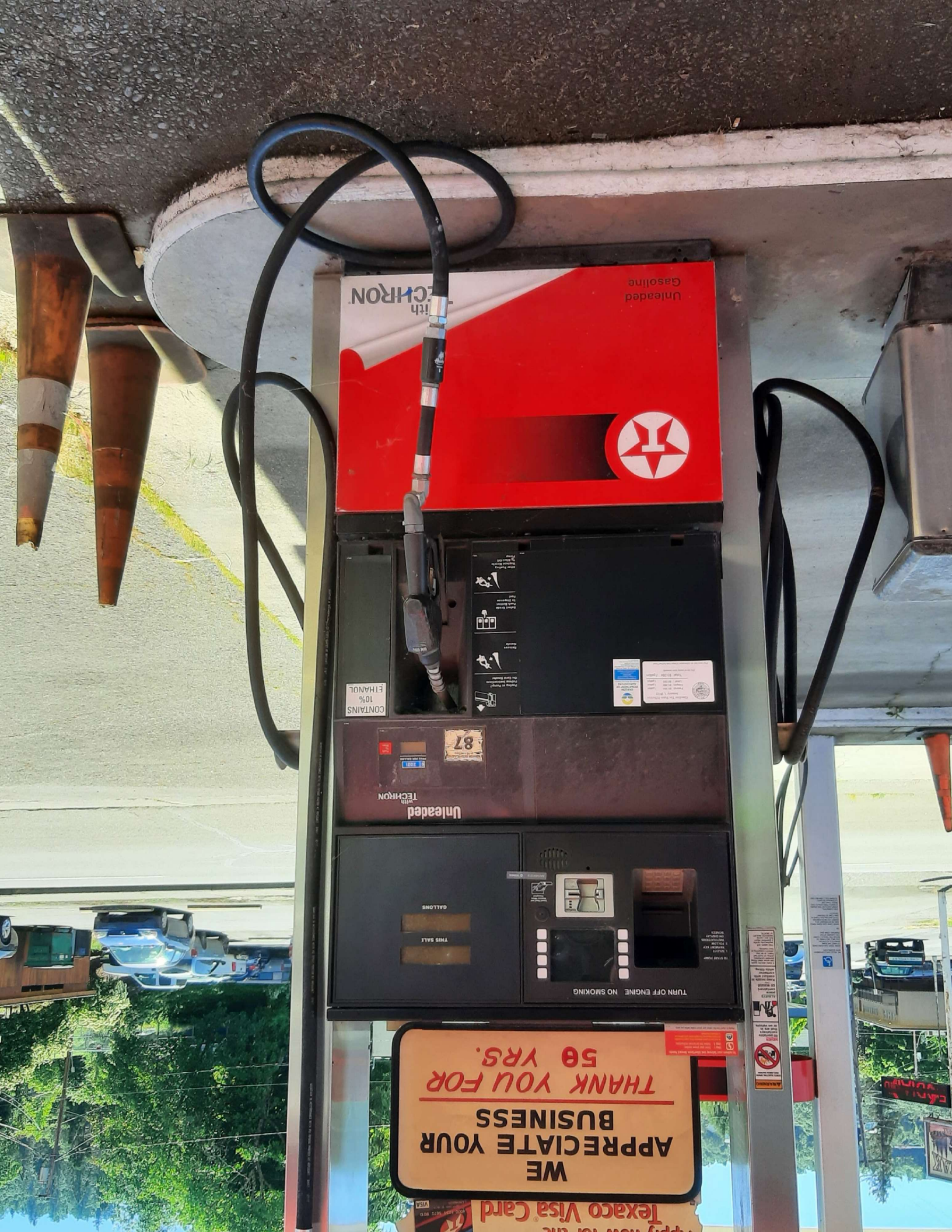


Gasoline Tax Rates Effective
January 1, 2022
Federal: \$0.184 / gallon
Oregon: \$0.380 / gallon
Local: \$0.000 / gallon
Total: \$0.5640 / gallon



In Memory of
Charles "Chuck"
McCullum
9-1-2020





Unleaded Gasoline



CONTAINS 10% ETHANOL

87

Unleaded

GALLONS

THIS SALE



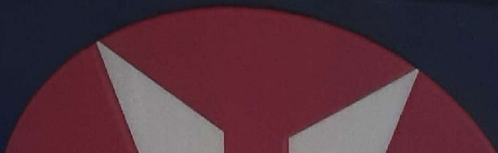
TURN OFF ENGINE NO SMOKING

WE APPRECIATE YOUR BUSINESS
THANK YOU FOR 50 YRS.

Texaco Visa Card







Diesel

Unleaded

9 10

Power Plus

9 10

Power Premium

9 10

Diesel

9 10

BAK
OREGON LOTTERY
The Coreboard





State of Oregon
Department of
Environmental
Quality

Program Enforcement No. 2024-FC-9098

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:	03/13/2024	Facility ID#:	147
Inspector:	Diana Foss	Facility Name:	McCullum's Texaco Service
DEQ Office:	700 NE Multnomah St. #600 Portland, OR 97272	Facility Address:	912 SE Stephens St Roseburg, OR 97470
Phone #:	503-869-0770	County:	Douglas

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

Field Citation Issued:	<input type="radio"/> In Person <input checked="" type="radio"/> By Mail <input type="radio"/> Both	Date Issued:	03/13/2024
Facility Representative Present During Inspection:		<input type="radio"/> Permittee <input type="radio"/> Owner <input type="radio"/> Other	
Name of Permittee or Owner: McCullum's Texaco Service, Inc Jhana McCullum			
Mailing Address: 129 W. Hazel St, Roseburg, OR 97471			

Field Citation Penalty – See Page 3 for detailed listing of each violation.	\$ 150	.00
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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: 04/12/2024

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: 03/13/2024 **PROGRAM ENFORCEMENT No.:** 2024-FC-9098 **FACILITY ID:** 147 **Page 3 of 3**

Violation #1:
*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 notice to decommission or request to return to operational status by 05/31/2024

Rule Citation: **OAR 340-150-0167(2)** Penalty Amount: \$ 150 .00 Correct Violation by: 05/31/2024 Date Violation Corrected:

Violation #2:
*TCR: ☐ Y ☒ N
Corrective Action:

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

Violation #3:
*TCR: ☐ Y ☒ N
Corrective Action:

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

Violation #4:
*TCR: ☐ Y ☒ N
Corrective Action:

Rule Citation: **OAR 340-150-** Penalty Amount: \$.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): \$ 150 .00 Total Penalty Amount (All Pages): \$ 150 .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: 04/12/2024

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

*TCR: Technical Compliance Rate