



Oregon

Tina Kotek, Governor

Department of Environmental Quality

Western Region

165 East 7th Avenue, Ste 100

Eugene, Oregon, 97401-3049

(541) 686-7838

March 20, 2025

Jim Smalley
Smalley Diesel Center
P.O. Box 486
Sutherlin, Oregon, 97479
Email: jim@smalleytrucking.com

RE: No Further Action Determination
for Smalley Diesel Center II, Sutherlin
LUST # 10-23-0602

Dear Jim Smalley:

The Oregon Department of Environmental Quality (DEQ) has completed a review of the available information for the Smalley Diesel Center II site (Site), including the closure report entitled Request for No Further Action Determination dated September 27, 2023, which was submitted to DEQ by RYS Environmental LLC on your behalf. The Smalley Diesel Center II address is 1625 W. Duke Road, Sutherlin, Douglas County, Oregon, 97479, Map and Tax Lot 250519BD 03000 (Figure 1).

DEQ has determined that remedial action to address environmental contamination at Smalley Diesel Center II is complete, and no further action is required. This determination is a result of our evaluation and judgment based on the DEQ regulations and the facts as we now understand them including the following,

- There have been two incidents associated with this property. One leaking underground storage tank release (LUST 10-01-0003) which received a no further action (NFA) determination on September 2, 2001; and a site assessment program referral in the environmental cleanup site information database (ECSI 3898) that received an NFA on April 15, 2005.
- Smalley Diesel Center, Inc. has operated as a diesel repair shop and fuel station since 1980. Prior uses included a vehicle detail shop, infrequent vehicle washing occurred within the main building. Three (3) underground storage tanks (USTs) were located at the southern end of the shop building (Figure 1). Historic use of the USTs is unknown, but it is assumed the tanks contained motor fuel. There was a fuel dispenser island located south of the USTs.
- During the decommissioning of the three (3) USTs by removal a soil sample had a heavy oil detection at a concentration of 66.4 milligrams per kilogram (mg/Kg) in one soil sample collected from a depth of 9 feet at the north end of the center UST. Based on this detection of oil a release was reported which resulted in LUST # 10-23-0602.
- No groundwater was encountered during the excavation. A Soil Matrix Score of 24 was determined for this site, which is a Level 3 Matrix Score. The heavy oil detection in soil was well below the Level 3 soil matrix concentration for diesel, which is 1,000 mg/Kg. The remaining contamination is also well below the Level 2 soil matrix level for diesel (500 mg/Kg); thus, vapor intrusion should not be a concern.
- It is likely that the Site will continue to be used for commercial/industrial uses.

- Shallow groundwater is not utilized as potable at this time in area of the Site. The Site and surrounding area are on city water, and it does not appear that there have been significant releases or impacts to groundwater. Site related contamination should not be a concern for groundwater.
- There is no ecological habitat at the Site or shallow soil contamination. Groundwater does not appear to have been impacted. Therefore, terrestrial and aquatic ecological receptors are not affected.
- The low levels of soil contamination remain in one area, at depth, well below DEQ's Level 3 soil matrix cleanup level, which is protective of human health.

Based on the available information, soil conditions at Smalley Diesel Center II are currently protective of public health and the environment in accordance with Oregon Administrative Rules 340-122-0205 through 340-122-0360. The site requires no further action unless new or previously undisclosed information becomes available, or there are changes in site development or land and water uses, or more contamination is discovered. DEQ will update the Your DEQ Online database to reflect this decision.

This letter only applies to the release discussed above. If any contaminated media is encountered in the future, it must be handled and disposed of in accordance with local, state and federal regulations.

A copy of the RYS Environmental LLC closure report supporting this No Further Action decision can be viewed at <https://ordeq.org/LUST10-23-0602> .

DEQ recommends keeping a copy of all the documentation associated with this remedial action with the permanent facility records. If you have any questions, please contact Tina Elayer at 503-688-3334, or via email at tina.elayer@deq.oregon.gov .

Sincerely,

Brad Shultz

Brad Shultz, Manager
Western Region Cleanup Section

Attachment: Site Map

cc: ORMS LUST#10-23-0602
Brad Shultz, Manager, DEQ bradshultz@deq.oregon.gov
Rick Young Seidemann, RG, Consultant rysenvllc@gmail.com



Site map. Red circle indicates where UST tank nest was located (retrieved from RYS Environmental LLC Closure Report, dated September 27, 2023).