



Oregon

Tina Kotek, Governor

Department of Environmental Quality

Northwest Region

700 NE Multnomah Street, Suite 600

Portland, OR 97232

(503) 229-5696

FAX (503) 229-6124

TTY 711

January 16, 2025

Fakhry Service Station LLC
Attn: Nader Fakhry
1850 SW Skyline Blvd Ste 1
Portland, OR 97221-2535

RE: UST Compliance Inspection
DEQ UST# 782 – 1850 NW Skyline Blvd

Dear Fakhry Service Station LLC:

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 facilities, among others, has been selected for inspection. A thorough inspection of your facilities will be conducted to determine compliance with state and federal UST requirements. **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 inspection for these facilities is scheduled for February 27, 2025, starting at approximately 9 am at the DEQ UST #s listed below.

February 27th at 9 am:

- DEQ UST# 782 – 1850 NW Skyline Blvd, Portland, OR

Please note that the inspection will require uninterrupted participation and attendance by you or a knowledgeable assistant. For 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 or enter the facility, if you are unable to assist with equipment access, please have your UST Service Provider there.** This inspection may also include review of Stage I Vapor Recovery.

DEQ staff will not assist with operating tank gauges or open sump lids. Please be prepare to open and operate these system parts.

The DEQ requests the following documentation be submitted electronically via email prior to the inspection:

- Line and leak detector testing results for the past three years,
- Monthly tank leak detection records, one year
- Class A, B, and C training documentation,
- Financial responsibility mechanism,
- Annual tank gauge certification for the past three years
- Spill prevention testing records, was due by October 2020
- Monthly walkthroughs, one year
- Overfill Prevention Equipment testing, was due by October 2020
- Cathodic protection testing (if applicable).

Please submit these records to ingrid.gaffney@deq.oregon.gov for review. If these records cannot be submitted prior to the inspection, please have them available for review at the facility.

Owners must also be able to operate the tank gauge and print out applicable reports such as the tank setup and in-tank alarm reports. Owners also must be able to sound high fill over alarm from the tank gauge, if applicable.

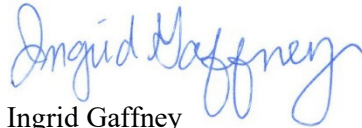
DEQ will not touch any equipment, if you are unable to assist with equipment access, please have your UST Service Provider there. DEQ will need to observe what equipment is in the tank top sumps and under the dispensers. If ball floats are the primary overflow protection device, these will need to be verified during the inspection, please be able to locate and remove the ball floats.

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 is much like paying a traffic ticket and making corrections.

Some enforcement situations including repeat violations will go through a longer and more formal process including civil penalties.

Thank you for your cooperation. I can be reached at 503-875-1246 ingrid.gaffney@deq.oregon.gov to answer any questions you may have and assist you in the preparation for your inspection.

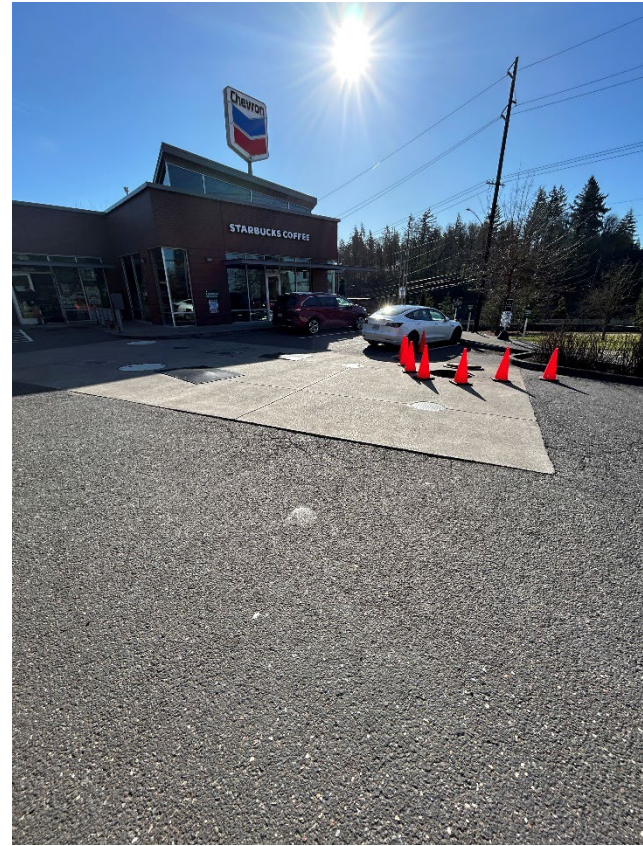
Sincerely,



Ingrid Gaffney
UST Compliance Specialist



1: 1850 SW Skyline Blvd, Portland, OR 97221



2: Tank nest looking southeast



3: Dispenser #2



4 Dispenser #2



5: UDC #3/4



6: Product in UDC #3/4



7: Product from UDC #3/4



8: Dispenser #5



9: UDC #5



10: UDC #5 product and water



11: UDC #5



12: Dispenser #7



13: UDC #7



14: Supreme sump



15: Supreme fill



16: Supreme vapor return



17: Diesel fill



18: Diesel pump



19: Regular fill



20: Regular vapor return



21: Regular sump



22: Regular sump and turbine



This section for DEQ use only

State of Oregon
Department of
Environmental
Quality

Department of Environmental Quality
Underground Storage Tank Program

Field Citation
For UST Violations

DEQ Information		UST Facility Information	
Inspection Date:	02/27/2025	Facility ID#:	782
Inspector:	Ingrid GAFFNEY	Facility Name:	Sylvan Automotive Service Inc
DEQ Office:	700 NE Multnomah St Ste 600	Facility Address:	1850 SW SKYLINE BLVD, PORTLAND, Oregon 97221
Phone #:	503-229-5048	County:	Multnomah

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="checkbox"/> In Person	<input checked="" type="checkbox"/> By Email	<input type="checkbox"/> Both	Date Issued: 03/07/2025
Facility Representative Present During Inspection:				<input type="checkbox"/> Permittee <input type="checkbox"/> Owner <input type="checkbox"/> Other
Name of Permittee or Owner:	Fakhry Service Station LLC			
Mailing Address:	1850 SW Skyline Blvd Ste 1 , Portland Oregon 97221			

Field Citation Penalty – See Page 3 for detailed listing of each violation. \$ 450

Check payable to: DEQ Financial Services LBX3615; P.O. Box 3615; Portland OR 97208-3615

Or pay online through your YDO account

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 for to DEQ by the following date:

04/07/2025

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.

DATE ISSUED: 03/07/2025

PROGRAM ENFORCEMENT No.: 2025-FC-9790

FACILITY ID: 782

Page 3 of 3

Violation #1: **Failure to investigate or confirm a suspected release.**
***TCR:**

Corrective Action: Initiate investigation to confirm suspected release in UDCs #3/4 and #5/6. Work completed 2/27/25. No additional response required

Rule Citation: OAR 340-150-0163(1)(f)	Penalty Amount: \$ 300	Correct Violation by: n/a	Date Violation Corrected:
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Violation #2: **Failure to have a trained UST System Operator for an UST facility or to provide emergency response information.**
***TCR:**

Corrective Action: Complete operator C Class training and submit certificate to the DEQ

Rule Citation: OAR 340-150-0200 (1)	Penalty Amount: \$ 150	Correct Violation by: 04/07/2025	Date Violation Corrected:
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Violation #3: **Failure to complete initial overfill, spill prevention or sump testing requirements by October 1, 2020**
***TCR:**

Corrective Action: Passing overfill test completed 11/19/24. No additional response required.

Rule Citation: OAR 340-150-0310(10)	Penalty Amount: \$ 0.00	Correct Violation by: n/a	Date Violation Corrected:
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Violation #4:
***TCR:**

Corrective Action:

Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
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Violation #5:
***TCR:**

Corrective Action:

Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
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Violation #6:
***TCR:**

Corrective Action:

Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
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Total Penalty Amount	450		
(This Page): \$			

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: _____ 04/07/2025 _____

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

Certificate of Completion

Oregon UST Operator Training

AWARDED TO: **Nader Fakhry**

COMPANY: **Fakhry Service Station LLC**

SITE ID:

DATE: **11-13-2015**

LEVEL: **A,B**

Trainer: Alex Hajihashemi
Patriot Environmental Inc.



Alex Hajihashemi

From: [UST Duty Officer * DEQ](#)
To: [UST Duty Officer * DEQ](#); [Nader Fakhry](#)
Cc: [GAFFNEY Ingrid * DEQ](#)
Subject: RE: DEQ UST Inspection Follow-up: Sylvan Chevron #782
Date: Tuesday, March 11, 2025 10:52:00 AM
Attachments: [image001.png](#)

Good morning,

Payment for the penalty was processed yesterday, 3/10/25.

The UST inspection for **UST facility 782 Sylvan Chevron located at 1850 SW SKYLINE BLVD, PORTLAND** is **officially CLOSED and COMPLETE.**

Thank you for your swift communication throughout this process and keeping your facility in compliance with Oregon rules and regulations.



Emily Litke (she/her)
Duty Officer, Underground Storage Tanks
DEQ Headquarters, Land Quality Division
700 NE Multnomah Street, Suite 600
Portland OR 97232-4100
503-806-9516
Emily.LITKE@deq.oregon.gov

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Monday, March 10, 2025 10:20 AM
To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; [Nader Fakhry <nader_fakhry@icloud.com>](mailto:nader_fakhry@icloud.com)
Subject: RE: DEQ UST Inspection Follow-up: Sylvan Chevron #782

Enforcement number is 2025-FC-9790



Emily Litke (she/her)
Duty Officer, Underground Storage Tanks
DEQ Headquarters, Land Quality Division
700 NE Multnomah Street, Suite 600
Portland OR 97232-4100
503-806-9516
Emily.LITKE@deq.oregon.gov

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Monday, March 10, 2025 10:18 AM
To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; [Nader Fakhry <nader_fakhry@icloud.com>](mailto:nader_fakhry@icloud.com)
Subject: RE: DEQ UST Inspection Follow-up: Sylvan Chevron #782

[PaymentsforEEOs.pdf](#) – step by step instructions on submitting payments online



Emily Litke (she/her)
Duty Officer, Underground Storage Tanks
DEQ Headquarters, Land Quality Division
700 NE Multnomah Street, Suite 600
Portland OR 97232-4100
503-806-9516
Emily.LITKE@deq.oregon.gov

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Monday, March 10, 2025 9:44 AM
To: [Nader Fakhry <nader_fakhry@icloud.com>](mailto:nader_fakhry@icloud.com); UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Cc: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: RE: DEQ UST Inspection Follow-up: Sylvan Chevron #782

Perfect. I will mark all the corrective actions as complete. As soon as the payment of the \$450 penalty is received, then the DEQ will close this UST inspection.

Please refer to the prior email for payment instructions.



Emily Litke (she/her)
Duty Officer, Underground Storage Tanks
DEQ Headquarters, Land Quality Division
700 NE Multnomah Street, Suite 600
Portland OR 97232-4100
503-806-9516
Emily.LITKE@deq.oregon.gov

From: [Nader Fakhry <nader_fakhry@icloud.com>](mailto:nader_fakhry@icloud.com)
Sent: Friday, March 7, 2025 9:30 PM
To: UST Duty Officer * DEQ <UST.DutyOfficer@deq.oregon.gov>
Cc: UST Duty Officer * DEQ <UST.DutyOfficer@deq.oregon.gov>
Subject: Re: DEQ UST Inspection Follow-up: Sylvan Chevron #782

You don't often get email from nader_fakhry@icloud.com. [Learn why this is important](#)

Attached is the class c operator training

**PATRIOT ENVIRONMENTAL INC.
(EMERGENCY RESPONSE PROCEDURES)**

***Must be posted where visible to all class C employees ***

In case of accidental fuel leak, must do the following steps:

1) Stop the Release:

- A) Hang up the nozzle or use the emergency shut-off switch and STP power breakers to stop flow of the product immediately.
- B) Call 911 if when life of fire threatening conditions exist.
- C) Secure area against fire and explosions due to presence of vapors, use barricades and caution tapes to keep vehicles and people away.
- D) Call the site manager or service provider for help.

2) Contain the Release:

- A) Use of release containment materials such as booms, spill pads, mats, kitty litter, sand, and saw dust to stop flow of product into the surrounding environment.
- B) Use non sparking tools and protective gear.
- C) Dispose the contaminated material properly.
- D) Call for help if needed.

3) Notification:

_ Refer to emergency phone list log, call the owner or manager, local fire department if needed, UST implementing agencies and pollution liability insurance company, log the event in maintenance log notebook.

(((Any spill entering the environment and storm drain or larger than 25 gallons must be reported to DEQ in 24 hours.)))

PATRIOT ENVIRONMENTAL INC.
(Employee Class C Training Log Sheet- keep in DEQ file)

Keep In Your DEQ File For Inspections

Site:

(All signed class C employees agree they have been trained on fuel components, safety, notification and emergency response procedures)

Attendant Name	Date Hired	Date Trained	Trainer Initials	Attendant Signature
Daisy Mansell	2/14/23	2/14/23	DM	2/14/23 NF
Peter Flis	2/18/23	2/18/23	DF	
Hailey Coe	3/15/23	3-15-23	HAC	Hailey Coe
Adam Nielsen	3/31/23	3/31/23	AN	Adam Ni
Sean Malcolm	4/18-23	4/18/23	SM	
Franklin Alex Berg	4/10/23	4/10/23	AF	
Charles Castle	5/12/23	8/2/23	CC	
Chance Dorsey	8/10/23	8/10/23	CD	Charles Castle Chance Dorsey

On Mar 7, 2025, at 4:43 PM, UST Duty Officer * DEQ <UST.DutyOfficer@deq.oregon.gov> wrote:

Good afternoon,

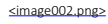
Please review the attached field citation. **The deadline for payment of the \$450 penalty and completion of the corrective action is 4/7/25.** The penalty reflects the conditions observed at the time of the inspection such as the confirmed release and the missing records or training.

The corrective actions for violations #1 and 3 are complete, but violation #2 requires class C operator training to be submitted.

Payment can be made either through **check** or **online** through Your DEQ Online – follow the link below to create an account.

[Department of Environmental Quality : Welcome to Your DEQ Online : Online Services : State of Oregon](#)

Questions about online payments and submittals can be directed to the Help Desk at itservicedesk@deq.oregon.gov or call 503-229-5202
[Your DEQ Online Helpdesk - Jira Service Management](#)

 **Emily Litke** (she/her)
Duty Officer, Underground Storage Tanks
DEQ Headquarters, Land Quality Division
700 NE Multnomah Street, Suite 600
Portland OR 97232-4100
503-806-9516
Emily.LITKE@deq.oregon.gov

From: Nader Fakhry <nader_fakhry@icloud.com>
Sent: Thursday, March 6, 2025 1:30 AM
To: GAFFNEY Ingrid * DEQ <Ingrid.GAFFNEY@deq.oregon.gov>
Cc: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: Re: DEQ UST Inspection Follow-up: Sylvan Chevron #782

You don't often get email from nader_fakhry@icloud.com. [Learn why this is important](#)
[Download full resolution images](#)
[Available until Apr 5, 2025](#)

Ingrid,

I have gathered all the information you requested and attached it to this email.

Note:

Most of the file have been compressed. Once you uncompress them they will subdivide into several directories

Regards,
Nader

[Click to Download](#)

Financial Insurance.zip
131 KB

[Click to Download](#)

Line and leak detector testing results.zip
6.5 MB

[Click to Download](#)

2024 - First Week Of the Month Leak Detection Report zip.zip
2.3 MB

[Click to Download](#)

2025 - First Week Of the Month Leak Detection Report zip.zip
756 KB

[Click to Download](#)

Certificate of Completion copy.pdf
11.9 MB

On Mar 4, 2025, at 7:19 AM, GAFFNEY Ingrid * DEQ <Ingrid.GAFFNEY@deq.oregon.gov> wrote:

Nader

You can return the pumps to service, however DEQ wants to see the final reports from Mascott too. Mascott, please send those once your transaction is completed.

Please remember to send the documentation that was requested within the email too by Friday the 7th of March.

Regards,

Ingrid Gaffney
UST Compliance Inspector
DEQ UST Program
700 NE Multnomah St, Ste 600
Portland, OR 97232
<https://www.oregon.gov/deq/Pages/index.aspx>
she/ her

From: Nader Fakhry <nader_fakhry@icloud.com>
Sent: Friday, February 28, 2025 5:33 PM
To: GAFFNEY Ingrid * DEQ <Ingrid.GAFFNEY@deq.oregon.gov>
Cc: nader_fakhry@yahoo.com; UST Duty Officer * DEQ <UST.DutyOfficer@deq.oregon.gov>
Subject: Re: DEQ UST Inspection Follow-up: Sylvan Chevron #782

Ingrid,

Here is the result of the test. Mascott was hired to check the fuel that cumulated in the sump for dispenser 3 & 4 and 5 & 6. The technician did not find any leak after looking at the plumbing. They cleaned the sump and replaced all hanging hardware for the diesel for pump 3, 4, 5, and 6. The replacement included all 4 of those pump which include the wip hose, break away, 6 feet long regular hose and nozzle. After the replacement was done and non product liquid safely removed, a successful test was conducted and no leak was detected

Can we reopen to dispense fuel ?

<image001.jpg>

Thank you
Nader

On Feb 27, 2025, at 12:32 PM, GAFFNEY Ingrid * DEQ <Ingrid.GAFFNEY@deq.oregon.gov> wrote:

Hello Nader:

Thank you for meeting with DEQ today to perform the inspection at 1850 SW Skyline Blvd, Portland.

Since DEQ observed product in two UDCs Sylvan Chevron has 5 days to schedule or have a service provider come and investigate the leak in Dispenser UDC #3/4 and #5/6. Provide documentation to DEQ confirming the source of the leak. You'll have 30 days to make the necessary repairs to the UDC. **You cannot use the Dispenser until the repairs have been made and DEQ has been provided documentation proving those UDCs piping or the source are no longer an issue.**

Please send the following documentation to DEQ by **March 7th, 2025. If these items are not provided DEQ will add them to enforcement that will be emailed to you at nader_fkhry@icould.com.**

Violations

- 1. L2 -Initiate investigation to confirm suspected release in UDCs #3/4 and #5/6 (this one is a confirmed violation for a field citation)**
- 2. A5b and a -Operator training A/B and the C Class trained staff (DEQ provided a list for documentation) ask Patriot Environmental.**
- 3. A4b - Financial Insurance for liability coverage of the site. Send a copy to DEQ.**
- 4. J57b - Leak Detection reports/CSLD printouts for the last year 2024, please include February and January of this year 2025. Send the 1st of the month's printed reports.**
- 5. C1f - Ask Patriot Environmental if they have copies of the 2020 or 2021 Overfill testing and send DEQ a copy via email.**

Regards,

Ingrid Gaffney
UST Compliance Inspector
DEQ UST Program
700 NE Multnomah St, Ste 600
Portland, OR 97232
<https://www.oregon.gov/deq/Pages/index.aspx>
she/ her

<2025-FC-9790 issued to 782.pdf>

Fee - Paid = Due
\$ 450.00 - **\$ 450.00** = **\$ 0.00**

Penalty

▶ 2025-FC-9790 **\$ 450.00**
① UST - Field Citation

1 Results

Add Penalty **Send to FIMS**

Payment

▼ **ePayment (ACH)** **\$ 450.00**
① 3/10/2025
① 3/11/2025
① DEQEDM000049516

Type	Amount
ePayment (ACH) ▼	450
E-Payment Confirmation#	E-Payment Settle Date
DEQEDM000049516	03/11/2025
Ref#	Payment Date
	03/10/2025

Comments

(Remaining Length: 4000)

1 Results

Sylvan Automotive Service Inc



1850 SW SKYLINE BLVD, PORTLAND, OR 97221
① 6143 ✓
① 200608
① ORD987189297 UST (782)
Stationary

Contact Info

①
①
①

Inspection Info

7962 **Completed**
UST