



Oregon

Kate Brown, Governor

Department of Environmental Quality

Northwest Region

700 NE Multnomah Street, Suite 600

Portland, OR 97232

(503) 229-5263

FAX (503) 229-6945

TTY 711

February 3, 2025

Andrew Marvin
Jackson Food Stores

RE: UST Compliance Inspection
DEQ UST #8491
DEQ UST #6443
DEQ UST #3607

Dear Mr. Marvin,

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 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 10, 2025, starting at approximately 11:00 am at the DEQ UST #8491 – Jackson Food Store #541. Facility DEQ UST #6443 will be next, followed by DEQ UST #3607.

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 prior to the inspection:

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

Please submit these records to diamond.oden@deq.state.or.us 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 overfill 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 (971) 295.8180 or diamond.oden@deq.state.or.us to answer any questions you may have and assist you in the preparation for your inspection.

Sincerely,

Diamond Oden

Diamond Oden
UST Compliance Specialist

Oregon Department of Environmental Quality – Underground Storage Tank Program
Technical Compliance Inspection – UST Inspection Report

Inspector:

Date:

Time:

Facility:

I. Site Information					
Facility Name:		Permittee:		Contact:	
Site Address:		Phone:		Phone:	
City:		Organization:			
II. Tank Information					
DEQ Permit #					
Estimated Gallons					
Tank Install Date					
Substance					
Tank Material					
Pipe Material					
Pipe Type					
Pipe Install Date					
Overfill Device					
Notes and Comments for UST database: ☐ Check file before conducting inspection ☐ Tanks manifolded? Which One?					
III. Operating Certificate			Compliance	☐ Yes	☐ No
☐ Current ☐ Accurate ☐ Posted					
IV. Operator Training			Compliance	☐ Yes	☐ No
Class A/B Operator: _____ Date: _____ Class C Operator: ☐ Yes ☐ No					
V. Financial Responsibility			Compliance	☐ Yes	☐ No
Type of Coverage: _____ Begin Date: _____ End Date: _____ Coverage Amount: _____ Number of tanks coverage: _____ Financial responsibility could also be in the form of self-insurance, bonds, local government, trust fund, and/or guarantee.					
VI. Walkthrough Requirements			Compliance	☐ Yes	☐ No
Spill prevention and release detection equipment checked annually?				☐ Yes	☐ No
Tank top sumps checked annually?				☐ Yes	☐ No

VII. Release Detection	Compliance	☐ Yes	☐ No
A) Annual Release Detection Operability Testing (Tank Gauge Certification)			
Date of last testing: _____	Last three tests available?	☐ Yes	☐ No
B) Piping Release Detection (Check all that apply)			
☐ <u>Pressurized Piping</u>			
☐ Mechanical Leak Detector (MLLD)	☐ Electronic Leak Detector (ELLD) - <i>check for swiftcheck requirement</i>		
Date of last testing: _____	Last three tests available?	☐ Yes	☐ No
Number of lines tested: <u>1</u> _____	Number of Leak Detectors tested: _____		
Leak Detector manufacturer make and model: _____			
Tank Gauge manufacturer make and model: _____			
MLLD on turbine manifold?	☐ Yes	☐ No	
MLLD product appropriate? (Example, diesel Red Jacket FX series on diesel system?)	☐ Yes	☐ No	
If ELLD and no line testing: Annual 0.1 gph results from tank gauge?	☐ Yes	☐ No	

☐ <u>Interstitial Monitoring</u> ☐ N/a			
[Monthly records must include, date system was checked, observations made, initials of person checking. Electronic records must include power status (on or off), alarm indication status (yes or no) and sensor malfunction notes (yes or no).]			
Date of last sump testing: _____	Last three tests available?	☐ Yes	☐ No
Date of last sensor testing: _____	Last three tests available?	☐ Yes	☐ No
Float sensor installed correctly?	☐ Yes	☐ No	
Interstitial space opened to sump?	☐ Yes	☐ No	
Presence of water in sumps?	☐ Yes	☐ No	
☐ Jan ☐ Feb ☐ Mar ☐ Apr ☐ May ☐ Jun ☐ Jul ☐ Aug ☐ Sep ☐ Oct ☐ Nov ☐ Dec			

☐ <u>Safe Suction</u> ☐ N/a			
Check valve directly below suction pump? ☐ Yes ☐ No			
C) Monthly Release Detection (Check all that apply)			
☐ Tank Gauge			
☐ CLSD ☐ SCLAD ☐ Static			
Correct tank size programmed at tank gauge? ☐ Yes ☐ No			
Tank diameter/length seem appropriate size? ☒ Yes ☐ No			
Tanks manifolded? Gauge set correctly ☐ Yes ☐ No			

☐ Interstitial Monitoring			
[Monthly records must include, date system was checked, observations made, initials of person checking. Electronic records must include power status (on or off), alarm indication status (yes or no) and sensor malfunction notes (yes or no).]			
☐ SIR			
Ensure pass or fail results within 30-day period. Inconclusive result means release detection requirement not met			

Tank release detection records available during inspection

Tank1: ☐ Jan ☐ Feb ☐ Mar ☐ Apr ☐ May ☐ Jun ☐ Jul ☐ Aug ☐ Sep ☐ Oct ☐ Nov ☐ Dec

Tank2: ☐ Jan ☐ Feb ☐ Mar ☐ Apr ☐ May ☐ Jun ☐ Jul ☐ Aug ☐ Sep ☐ Oct ☐ Nov ☐ Dec

Tank3: ☐ Jan ☐ Feb ☐ Mar ☐ Apr ☐ May ☐ Jun ☐ Jul ☐ Aug ☐ Sep ☐ Oct ☐ Nov ☐ Dec

Tank4: ☐ Jan ☐ Feb ☐ Mar ☐ Apr ☐ May ☐ Jun ☐ Jul ☐ Aug ☐ Sep ☐ Oct ☐ Nov ☐ Dec

Tank5: ☐ Jan ☐ Feb ☐ Mar ☐ Apr ☐ May ☐ Jun ☐ Jul ☐ Aug ☐ Sep ☐ Oct ☐ Nov ☐ Dec

VII. Spill Prevention

Compliance ☐ Yes ☐ No

Date(s) of last testing: _____ Number of spill buckets tested _____

Did the spill buckets pass most recent testing? ☐ Yes ☐ No If no, was it replaced/repared? ☐ Yes ☐ No

During inspection, visual damage to spill bucket? ☐ Yes ☐ No

☐ Hydrostatic testing (test takes one hour to complete)

☐ Vacuum test (test takes 1 minute, ending vacuum must be 26 inches water column or greater)

IX. Overfill Prevention

Compliance ☐ Yes ☐ No

Date(s) of last testing: _____

Overfill device pass most recent testing? ☐ Yes ☐ No If no, was it replaced/repared? ☐ Yes ☐ No

Overfill method tested: ☐ Alarm ☐ Flapper ☐ Ball Float

Overfill Alarm

Alarm sounds when tank is 90% full ☒ Yes ☐ No

Driver can see or hear alarm at point of transfer ☐ Yes ☐ No

Sounds alarm from tank gauge during inspection ☒ Yes ☐ No

Flapper Valve

Testing verified the valve automatically restricts flow at 95% ☐ Yes ☐ No

Visual observation of flapper on day of inspection? ☐ Yes ☐ No

Ball Float

Testing verified the ball float automatically restricts flow at 90% ☐ Yes ☐ No

Visual observation of ball float during inspection? ☐ Yes ☐ No

X. Corrosion Protection

Compliance ☐ N/a ☐ Yes ☐ No

☐ Cathodic ☐ Galvanic ☐ Impressed Current

Steel tank with cathodic? ☐ Yes ☐ No

Steel pipes with cathodic? ☐ Yes ☐ No

Steel flex-lines with cathodic? ☐ Yes ☐ No

Date of last cathodic testing: _____ Last two tests available? ☐ Yes ☐ No

Pass most recent testing? ☐ Yes ☐ No If no, was it replaced/repared? ☐ Yes ☐ No

Date of repair _____ Date of retesting _____

Impressed current system

Rectifier Operational ☐ Yes ☐ No

Rectifier log maintained ☐ Yes ☐ No

Rectifier been operating continuously ☐ Yes ☐ No

Tank Lining

Date of last testing ☐ Yes ☐ No

Pressure test conducted ☐ Yes ☐ No

XI. General notes from inspection

Representative onsite: _____ Email: _____

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

Inspector Signature: *Diamond Oden* Date: _____





5:



6:



7:



8:



9:



10:



11:

Oregon Department of Environmental Quality - Overfill Storage Tank Program
Form ODEQ-500 (Rev. 12/2014)

Inspection: Name of Owner: [Redacted] Date: 02/10/2025 Inspector: [Redacted]

Item	Description	Inspected	Compliance	Notes
1	Overfill Protection System (OPS)			
2	Emergency Shut-off Valve			
3	High Level Alarm			
4	Secondary Containment			
5	Spill Prevention and Control Measures			
6	Other			

Inspector: [Redacted] Date: 02/10/2025

12:



State of Oregon
Department of
Environmental
Quality

Program Enforcement No. 2025-FC-9778

This section for
DEQ use only

Department of Environmental Quality
Underground Storage Tank Program

Field Citation
For UST Violations

Page 1 of 3

DEQ Information		UST Facility Information	
Inspection Date:	02/10/2025	Facility ID#:	8491
Inspector:	Diamond Oden	Facility Name:	Jackson Energy #6776
DEQ Office:	700 NE Multnomah St. #600 Portland, Oregon 97232	Facility Address:	4292 LIBERTY RD SE, SALEM, Oregon 97302
Phone #:		County:	Marion

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 Email	☐ Both	Date Issued: 02/28/2025
Facility Representative Present During Inspection:	☐ Permittee ☐ Owner ☐ Other			
Name of Permittee or Owner:	PacWest Energy LLC			
Mailing Address:	3450 E Commercial Ct , Meridian Idaho 83642			
Field Citation Penalty – See Page 3 for detailed listing of each violation.				\$ 100

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:

03/28/2025

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: 02/28/2025

PROGRAM ENFORCEMENT No.: 2025-FC-9778

FACILITY ID: 8491

Page 3 of 3

Violation #1:	Failure to post annual operating certificate in a conspicuous location so it could be readily viewed by a fuel distributor.		
*TCR:			
Corrective Action:	Provide photographic proof of operating certificate posted in a place that it is visible to the delivery driver by March 5, 2025.		
Rule Citation: OAR 340-150-0150 (1)	Penalty Amount: \$ 100	Correct Violation by: 03/05/2025	Date Violation Corrected:
Violation #2:			
*TCR:			
Corrective Action:			
Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
Violation #3:			
*TCR:			
Corrective Action:			
Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
Violation #4:			
*TCR:			
Corrective Action:			
Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
Violation #5:			
*TCR:			
Corrective Action:			
Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
Violation #6:			
*TCR:			
Corrective Action:			
Rule Citation: OAR	Penalty Amount: \$	Correct Violation by:	Date Violation Corrected:
	Total Penalty Amount 100		
	(This Page): \$		

YOU MUST CORRECT THE VIOLATIONS AS REQUIRED, SIGN THE STATEMENT BELOW AND

RETURN THIS FORM TO THE DEQ INSPECTOR LISTED ON PAGE 1 ON OR BEFORE: 03/05/2025

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



State of Oregon
Department of
Environmental
Quality

CERTIFICATE TO OPERATE
UNDERGROUND STORAGE TANKS
REGISTRATION CERTIFICATE NUMBER
24-8491-OPER

FACILITY NAME AND LOCATION

JACKSONS FOOD STORES #541
4292 LIBERTY RD SE

SALEM, OR 97302

PERMITTEE

Andrew Marvin
Pac West Energy LLC
3450 E Commercial Ct
Meridian Idaho 83642

TANK
PERMIT

BCFB
BCFC

TANK ID NO:

1A

2A

TANK SIZE:

11200 GALLONS

20000 GALLONS

TANK CONTENTS:

Gasoline

Gasoline

CERTIFICATE EXPIRES: June 30, 2025

Mark Drouin
Mark Drouin
UST Program Manager

Post this certificate where it is visible to the person delivering fuel.

From: [LITKE Emily * DEQ](#)
To: [UST Duty Officer * DEQ](#); ["Andrew Marvin"](#)
Cc: ["Alvin Feliciano"](#)
Subject: RE: [** EXTERNAL **] Inspection Concluded Site 8491
Date: Thursday, March 27, 2025 10:53:00 AM
Attachments: [image006.png](#)
[image007.png](#)
[image008.png](#)

The UST inspection for **facility 8491 Jackson Energy #541 located at 4292 LIBERTY RD SE, Salem, OR** is **officially CLOSED and COMPLETE**. Payment was processed on 3/26/25.

Thank you for 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
Sent: Thursday, March 6, 2025 8:37 AM
To: 'Andrew Marvin' <Andrew.Marvin@jacksons.com>; UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Cc: Alvin Feliciano <alvin.feliciano@jacksons.com>
Subject: RE: [** EXTERNAL **] Inspection Concluded Site 8491

Perfect thank you for sending this photo. I will mark the corrective action as complete.

As soon as the DEQ receives payment of the \$100 penalty then the UST inspection can be closed.

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: Andrew Marvin <Andrew.Marvin@jacksons.com>
Sent: Thursday, March 6, 2025 6:45 AM
To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Cc: Alvin Feliciano <alvin.feliciano@jacksons.com>
Subject: RE: [** EXTERNAL **] Inspection Concluded Site 8491

Please see attached picture of the posted permit.

Andrew Marvin | **Environmental Manager**

Jacksons Food Stores, Inc.
3450 E. Commercial Ct. | Meridian, ID 83642
T 208.880.8971
jacksons.com



CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential or proprietary information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, immediately contact the sender by reply e-mail and destroy all copies of the original message.

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Wednesday, February 26, 2025 2:31 PM
To: Andrew Marvin <Andrew.Marvin@jacksons.com>; Alvin Feliciano <alvin.feliciano@jacksons.com>
Cc: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: [** EXTERNAL **] Inspection Concluded Site 8491

Some people who received this message don't often get email from ust.dutyofficer@deq.oregon.gov. [Learn why this is important](#)

Hello,

This email is to serve as the official closing of the inspection for facility 2485 Mission Street SE in Salem.

Based on your response and my observations during the inspection the following violation(s) were found:

- (A10) – Failure to post annual operating certificate in a conspicuous location so it could

be readily viewed by a fuel distributor.

Corrective Action(s): Provide photographic proof of operating certificate posted in a place that it is visible to the delivery driver by **March 5, 2025**.

Please reply to this email with proof of corrective actions.

Best,



Diamond Oden

Underground Storage Tank Inspector
Oregon Department of Environmental Quality
700 NE Multnomah St., Suite 600
Portland, OR 97232
Phone: (971) 295.8180

UST - Field Citation	EEOUSTFD	00563	ED20250326AH	7025	21395	JACKSONS FOOD STORES #541	196279	Check	175405-2	\$0.00	\$0.00	\$0.00	\$0.00	\$100.00	\$100.00	\$100.00	3/26/2025 12:00 AM	Candy Sutton
UST - Field Citation	EEOUSTFD	00563	ED20250326AH	7025	22032	JACKSONS FOOD STORES #544	196478	Check	175405-1	\$0.00	\$0.00	\$0.00	\$0.00	\$450.00	\$450.00	\$450.00	3/26/2025 12:00 AM	Candy Sutton
UST - Field Citation	EEOUSTFD	00563	ED20250326AH	7025	22056	JACKSONS FOOD STORE #113	196281	Check	201511	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00	\$300.00	3/26/2025 12:00 AM	Candy Sutton
UST - Field Citation	EEOUSTFD	00563	ED20250326AH	7025	703	JACKSONS FOOD STORES #547	196288	Check	175405-3	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00	\$300.00	3/26/2025 12:00 AM	Candy Sutton