

Department of Environmental Quality Western Region Eugene Office

165 East 7th Avenue, Suite 100 Eugene, OR 97401 (541) 686-7838 FAX (541) 686-7551 TTY 711

June 17, 2024

Gregg A. Jensen Jensen Brothers Investments, LLC 1501 SW Highland Ave Redmond, OR 97756-2527

RE: UST Compliance Inspection DEQ UST #5894

Westside One Stop Chevron 1535 SW Highland Ave. Redmond, OR 97756

To Mr. Jensen,

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.

The compliance inspection for this facility is scheduled for July 09, 2024 starting at approximately 3:30 pm.

Please read this entire notice and contact the DEQ inspector if you have questions about the upcoming inspection.

You must contact the inspector at least two (2) weeks prior to the date above to reschedule if you are unavailable at the stated time. Failure to reschedule within this timeframe may result in enforcement actions if equipment or records are not made available.

The inspection will require **uninterrupted participation** and attendance by you or a knowledgeable assistant. You should expect that you won't be able to attend to customers or vendors and should staff accordingly. 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 lift lids. 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.

The DEQ requests the following documentation be prepared and available on-site during the inspection or submitted electronically, prior to the inspection, in a <u>single</u>, <u>complete</u>, <u>email with attachments accurately</u> labeled.

dylan.eckert@deq.oregon.gov

- Line and leak detector testing results for the past three years,
- Monthly tank leak detection records (12 months),
- Class A, B, and C training documentation.
- Financial responsibility mechanism.
- Annual tank gauge / release detection equipment certification
- Spill prevention testing records
- Overfill Prevention Equipment testing
- Cathodic protection testing (if applicable)
- Tank lining records (if applicable)
- Monthly walkthroughs

Upon request, the DEQ inspector may allow up to five (5) days after the inspection to accept missing documents prior to making a final compliance determination. Any records submitted after an approved five (5) day extension will not be included for compliance determination and the inspection will be considered closed. Any submitted documents after that five day approved extension will instead be evaluated as a corrective action and may satisfy actions necessary to return to compliance but will not alter pursuit of enforcement action per guidance.

As stated previously, DEQ will not touch any equipment and if you are unable to assist with equipment access, please have your UST Service Provider there to remove manway or sump lids. 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 and significant compliance deficiencies, will go through a longer and more formal process through the Office of Compliance and Enforcement and can potentially lead to larger penalties.

Thank you for your cooperation. I can be reached at 541-686-7517 or dylan.eckert@deq.oregon.gov to answer any questions you may have and assist you in the preparation for your inspection.

Sincerely,

Dylan Eckert Natural Resource Specialist Underground Storage Tanks Program

Full Compliance Inspection - Test

Submitted by: dylan.eckert_deq

Submitted time: Jul 9, 2024, 4:55:38 PM

Facility Number

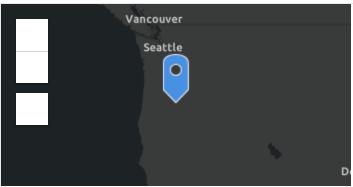
Address

5894

1535 Southwest Highland Avenue, Redmond, OR, 97756

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Lat: 44.269916 Lon: -121.185218



Esri, TomTom, Garmin, FAO, NOAA, USGS, EPA, USFWS

Powered by Esri

Date

Jul 9, 2024

Time

15:31

Compliance Determination

Corrosion Protection or Lining

Pass

Spill Prevention

Fail

Financial Responsibility	
Pass	
Walkthrough Requirements	
Fail	
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Fail	

Overfill Prevention

Release Detection

Operator Training

Fail

Fail

Pass





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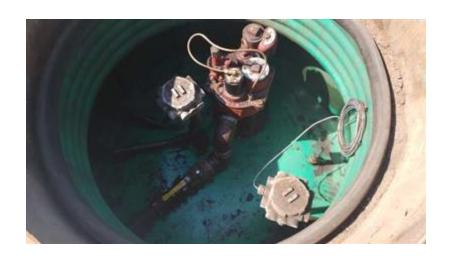




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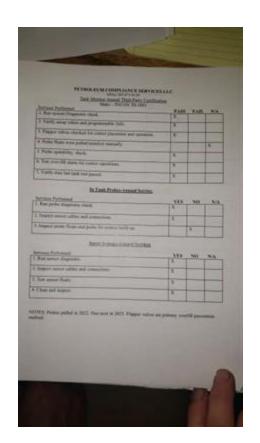
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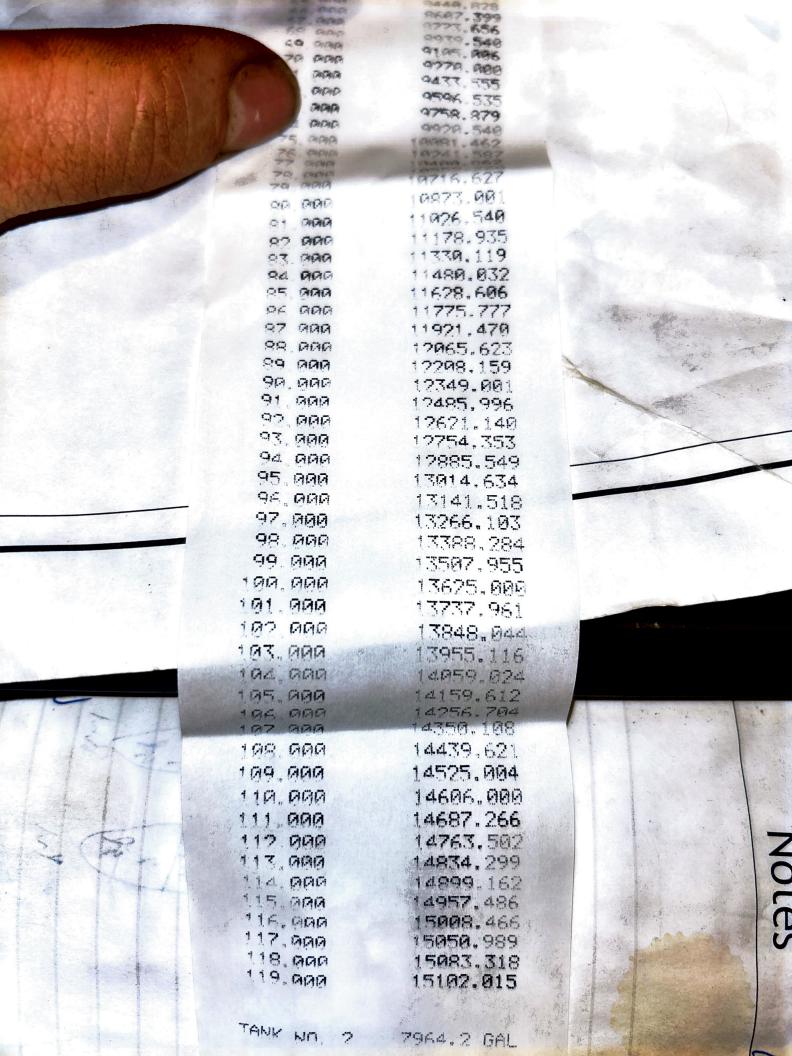
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AK, ARA 7611.868 107 000 7656.897 198,999 76.99 FIGA 7749. A99 'AG GAC 2278.913 1 4 0 0 000 7915, 165 CHAR 7848.543 MAR 7978,783 T DOD 114 000 7905, 565 115, 000 7928,465 116.000 197,000 7946,892 7959,930 119.000 7965, 768 110,000 TANK NO. 3 6842.0 GAL TANK NAME TANK 3 TANK SHAPE HORTZONTAL TANK TUPE SPECIAL 3 DIAMETER 119,50 LHETL 164.00 FWD TUPE CHLINDER CAPP PTS 1.3 DEL THRESHOLD 200.00 **PRUPILL** PRODUCT 3 DIESEL 2 PROD NAME PROD TUPE DIESEL DEECET P 0.00 DEECET W -2.29MANTENIN HONE **DDUDE** PROBE 3 PROPE TYPE STD 125 FIRATO 2 FLOATS FI DAT TUPE OIL GRADIENT 9,03000 RATTO 1:1 TIP TO HEAD HIGH I TMIT 108.00 HIGH LIMIT UNG HONE I NW I TMIT 1000.00 INH I THIT OVE MONE HIGH HIGH 113.00 HIGH HIGH DVG NONE LOW LOW 500.00 I DIN TON UNG HOME MOTER LIMIT 2.00 WATER LIMIT DUG MONE TEMP COMP APT 68/54B 32.80



Program Enforcement No. 2025-FC-9772



This section for DEQ use only

Department of Environmental Quality Underground Storage Tank Program

Field Citation

Environmental Quality	For UST Violations Page 1 of 3					
	DEQ Information			UST Facility Information		
Inspection Date:	07/15/20			Facility ID#:	5894	
Inspector:	Dylan EC	KERT		Facility Name:	WESTSIDE ONE STOP CHEVRON	
DEQ Office:		700 NE Multnomah St. #600 Portland, Oregon 97232		Facility Address:	1535 W HIGHLAND, REDMOND, Oregon 97756	
Phone #:	541-686-	541-686-7517		County:	Deschutes	
Oregon DEQ inspecte	d the facility	y listed above	and identified the	UST violations listed	on page 3 of this Field Citation.	
Field Citation Issued:	☐ Ir	n Person	☑ By Email	☐ Both	Date Issued: 02/10/2025	
Facility Representative F	resent During	Inspection:		☐ Permittee ☐ Owner ☐ Other		
Name of Permittee or O	wner:		Jensen Brothers Investments, LLC			
Mailing Address:			1501 SW Highland	Ave , Redmond Oregor	97756	
Field Citation Penalty	– See Page 3	3 for detailed lis	ting of each violation	n.	\$ 1000	
Cl	<mark>eck payable</mark>	<u>e to</u> : DEQ Fina	ncial Services LB)	3615; P.O. Box 3615	; Portland OR 97208-3615	
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: 03/10/2025 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:	
			Importa	nt	I	
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.

Page 2 of 3

Department of Environmental Quality (DEQ) Underground Storage Tank Program Facility Representative initials: **UST FIELD CITATION DATE ISSUED: 02/10/2025** PROGRAM ENFORCEMENT No.: 2025-FC-9772 FACILITY ID: 5894 Page 3 of 3 Violation #1: Failure to conduct monthly periodic operation and maintenance walkthrough inspection by 10/01/20 and each month thereafter. *TCR: Corrective Perform and document walkthrough inspections - submit first months record to the DEO Action: Rule Citation: OAR 340-150-Penalty 150 Correct Violation by: 03/10/2025 Date Violation Corrected: Amount: \$ 0315(1)(a)(A) Violation #2: Failure to conduct annual periodic operation and maintenance walkthrough inspection. *TCR: Corrective Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test. Action: Rule Citation: OAR 340-150-Penalty 150 Correct Violation by: n/a Date Violation Corrected: 0315(a)(B) Amount: \$ Violation #3: Failure to perform annual line tightness test on pressurized piping or test cannot detect a 0.1 gph leak rate at 1.5 times operating pressure *TCR: Corrective Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test. Action: Rule Citation: OAR 340-150-Penalty 300 Correct Violation by: n/a Date Violation Corrected: 0410(3)Amount: \$ Violation #4: Failure to perform an annual test of operation of line leak detector or annual test has not been conducted in accordance with manufacturer standards. *TCR: Corrective Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test. Action: Rule Citation: OAR 340-150-Penalty 300 Date Violation Corrected: Correct Violation by: n/a 0410(2)(c) Amount: \$ Violation #5: Failure to install, operate, maintain or calibrate RD equipment per manufacturer's instructions, including service checks for operability or running condition (i.e. device has been incorrectly installed, is defective, damaged, or may have been tamper *TCR: Corrective Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test. Action: Rule Citation: OAR 340-150-Penalty 100 Correct Violation by: n/a Date Violation Corrected: 0400(1)(c) Amount: \$ Violation #6: Failure to complete initial overfill, spill prevention or sump testing requirements by October 1, 2020 *TCR: Corrective Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test. Action: Rule Citation: OAR 340-150-Penalty 0.00 Correct Violation by: n/a Date Violation Corrected: 0310(10) Amount: \$ **Total Penalty Amount** 1000 (This Page): \$ YOU MUST CORRECT THE VIOLATIONS AS REQUIRED, ENTER THE DATES CORRECTED, SIGN THE STATEMENT BELOW AND RETURN THIS FORM TO THE DEO INSPECTOR LISTED ON PAGE 1 ON OR BEFORE: 03/10/2025

Date

From: <u>LITKE Emily * DEQ</u>

To: UST Duty Officer * DEQ; wsideonestop@earthlink.net

Subject: RE: 5894 - Westside One Stop | Facility Inspection Follow-up

Date: Thursday, March 27, 2025 11:17:00 AM

Attachments: <u>image001.png</u>

The UST inspection for **facility 5894 Westside One Stop located at 1535 W Highland Redmond, OR** is officially CLOSED and COMPLETE. Payment was processed on 3/20/25.

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: LITKE Emily * DEQ

Sent: Tuesday, March 18, 2025 1:07 PM

To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; 'wsideonestop@earthlink.net'

<wsideonestop@earthlink.net>

Subject: RE: 5894 - Westside One Stop | Facility Inspection Follow-up

Good afternoon,

Please provide an update on payment of the \$1000 penalty - the deadline was 3/10/25.

Please also email the first months' walkthrough inspection report to this email thread.

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

<u>Department of Environmental Quality: Welcome to Your DEQ Online: Online Services: State of Oregon</u>

PaymentsforEEOs.pdf - step by step instructions on submitting payments online

Questions about online payments and submittals can be directed to the Help Desk at itservicedesk@deq.oregon.gov or call 503-229-5202

Your DEO 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: LITKE Emily * DEQ

Sent: Monday, March 10, 2025 10:49 AM

To: UST Duty Officer * DEQ < UST.DutyOfficer@DEQ.oregon.gov>; wsideonestop@earthlink.net

Subject: RE: 5894 - Westside One Stop | Facility Inspection Follow-up

Good morning,

This is a reminder that the deadline for payment of the \$1000 penalty is due today (3/10/25).

Corrective Action – email the first months' walkthrough inspection report – all other violations complete.

- Perform and document walkthrough inspections. https://www.oregon.gov/deq/tanks/Documents/tanksWalkInsp.pdf
- 2. Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test.
- 3. Same as 2
- 4. Same as 2
- 5. Same as 2

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

<u>Department of Environmental Quality: Welcome to Your DEQ Online: Online Services: State of Oregon</u>

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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: UST Duty Officer * DEQ

Sent: Monday, February 10, 2025 5:36 PM

To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; wsideonestop@earthlink.net

Cc: ECKERT Dylan * DEQ < <u>Dylan.ECKERT@deq.oregon.gov</u>>; FOSS Diana * DEQ

<<u>Diana.FOSS@deq.oregon.gov</u>>

Subject: RE: 5894 - Westside One Stop | Facility Inspection Follow-up

Please review the attached field citation. The deadline for payment of the \$1000 penalty and completion of the corrective action is 3/10/25.

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

<u>Department of Environmental Quality: Welcome to Your DEQ Online: Online Services: State of Oregon</u>

Questions about online payments and submittals can be directed to the Help Desk at itservicedesk@deg.oregon.gov or call 503-229-5202



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 < <u>UST.DutyOfficer@DEQ.oregon.gov</u>>

Sent: Monday, February 10, 2025 2:57 PM

To: wsideonestop@earthlink.net

Cc: UST Duty Officer * DEQ <<u>UST.DutyOfficer@DEQ.oregon.gov</u>>; ECKERT Dylan * DEQ <<u>Dylan.ECKERT@deq.oregon.gov</u>>; FOSS Diana * DEQ <<u>Diana.FOSS@deq.oregon.gov</u>>

Subject: 5894 - Westside One Stop | Facility Inspection Follow-up

Hello All -

Thank you for allowing me to inspect your facility all the way back on 09July2024. Thank you for your patience... Other work kept piling up and I am finally catching up on a few "lost in the stack" inspections.

The facility had some compliance issues noted during the inspection primarily based in the failure to perform testing in the 2022 and 2023 years. DEQ documents testing on 15oct2021 and again no 10jul2024... with nothing in between. The recordkeeping was good except for the failure to complete a written log of the monthly walkthrough inspections.

This email has two intended recipients: you (permittee) and our enforcement/follow-up team. Because of this split audience, there might be some jargon used which is for DEQ internal purposes. I'll be asking for paperwork/documentation by a specific time and will state the violation/corrective action if the work is not submitted or was not performed. Please note the deadline for submissions.... After that deadline has passed, the inspection is closed for additional information and a determination will be assessed given the available information. By not submitting the requested documents, you might be assessed citations for items which were completed but DEQ simply does not have evidence for.

Please direct your responses to ust.dutyofficer@deq.oregon.gov

This team will work with me on documents you submit or corrective actions completed to ensure the work is sufficient to close the inspection.

Violation

- 1 Failure to perform and document monthly walkthrough inspections . (A15)
- 2 Failure to perform and document annual walkthrough inspections . (A16)
- 3- Failure to perform compliance testing for 2022. (h2.7, h2.9, G5)
- 4- Failure to perform compliance testing for 2023. (h2.7, h2.9, G5)
- 5 Failure to perform testing of spill and overfill prevention equipment prior to 01oct2020. (c1f)

Corrective Action.

- Perform and document walkthrough inspections. https://www.oregon.gov/deq/tanks/Documents/tanksWalkInsp.pdf
- 2. Testing performed on 10Jul2024. No additional testing requested. Ensure testing of equipment occurs within 1 year of previous test.
- 3. Same as 2
- 4. Same as 2

5. Same as 2

I appreciate your cooperation working with DEQ to maintain your system in compliance with the UST Compliance Rules.

Dylan Eckert
Inspector, Underground Storage Tanks
DEQ - Eugene, Land Quality Division
165 E. 7th Ave Suite 100
Eugene, OR 97401-3049
C 541-215-2368

Messages to and from this e-mail address may be available to the public under Oregon Public Records Law.

Sign-up for UST Program Updates:

https://service.govdelivery.com/accounts/ORDEQ/subscriber/new? topic_id=ORDEQ_546

The UST Program. 60-Minute story: https://www.youtube.com/watch?v=leYoLtsQ2WQ

