



# Oregon

Tina Kotek, Governor

## Department of Environmental Quality

Western Region Salem Office

4026 Fairview Industrial Dr SE

Salem, OR 97302

(503) 378-8240

FAX (503) 373-7944

TTY 711

May 6, 2025

Don Cutler II, Public Works Supervisor  
City of Dayton  
PO Box 339  
Dayton, OR 97114

Re: Warning Letter  
Dayton Stabilization Lagoons  
2025-WL-2345805062025  
NPDES Permit #101742, EPA ID OR00223639  
File 23458  
WQ-Yamhill County

Dear Mr. Cutler,

DEQ has completed a records review for City of Dayton to determine compliance with the conditions of National Pollutant Discharge Elimination System permit number 101742, issued to City of Dayton on December 28, 2011. The findings are summarized below.

### Records Review

I reviewed records from September 2024 through February 2025. City of Dayton has submitted all monthly discharge monitoring reports (DMR) on time in NetDMR. Based upon this review, DEQ has concluded that City of Dayton is responsible for the following violations.

### Schedule B Minimum Monitoring and Reporting Requirements Violations

1. Schedule B, condition 1. b of the permit requires City of Dayton to monitor for total chlorine residual daily. On December 26, 2024, City of Dayton violated their permit by not monitoring chlorine residual. This is a Class I violation per OAR 340-012-0055(1)(o).

Please note that Class I violations are the most serious violations; Class III violations are the least serious. Compliance with your permit is required by Oregon Revised Statute 468B.025(2).

City of Dayton notified DEQ as soon as possible after they realized the utility power had been shut down to the wastewater treatment facility and a chlorine residual monitoring had been missed. They shut down the discharge to the Yamhill River to prevent further discharge of undisinfected water reaching waters of the United States. DEQ appreciates the prompt response to this issue.

This notice is a warning letter. DEQ does not intend to take formal enforcement action at this time. However, should you repeat any of these violations, the matter may be referred to DEQ's

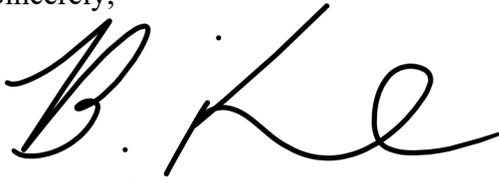
City of Dayton  
May 6, 2025  
Page 2 of 2

Office of Compliance and Enforcement for formal enforcement action, including assessment of civil penalties and/or a DEQ order. Civil penalties can be assessed for each day of violation.

If you believe any of the facts in this warning letter are in error, you may provide information to me at the office at the address shown at the top of this letter. DEQ will consider the new information you submit and take appropriate action.

If you have any questions, please contact me in writing at [brenda.kuiken@deq.oregon.gov](mailto:brenda.kuiken@deq.oregon.gov) or by phone at (503) 893-0924.

Sincerely,

A handwritten signature in black ink, appearing to read 'B. Kuiken', with a stylized flourish at the end.

Brenda Kuiken  
WQ Compliance Specialist

cc: DEQ Salem Office file  
ec: Ranei Nomura, Manager, Western Region DEQ  
Oregon Records Management Solution  
John Lindow, Public Works Lead