Oregon
Tina Kotek, 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

August 8, 2025

Donald J Nealon Jr.
Brownsville Body Shop
105 Bishop Way
Brownsville, OR 97327

RE: UST Compliance Inspection
DEQ UST #6887
Brownsville Body Shop

Attention Donald J Nealon Jr,

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 inspection for this facility is scheduled for September 10, 2025, starting at approximately 10 AM. 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 monitor, 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.

Please read this entire notice and contact me with any questions about the upcoming inspection.

DEQ requests the following documentation be submitted electronically prior to the inspection. If this is not possible you will need to have compliance testing records available on-site on the day of the inspection. If the records are not available during the day of the inspection, you will have one (1) business day to provide the records to me electronically. After which time this facility will be subject to enforcement actions.

At a minimum the following records are required to complete this inspection:

- 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 (last 12 months)

As stated previously, DEQ will not touch any equipment. 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 will go through a longer and more formal process including civil penalties.

Thank you for your cooperation. I can be reached at 503-360-4287 or dave.pardue@deq.oregon.gov to answer any questions you may have and assist you in the preparation for your inspection.

Sincerely,

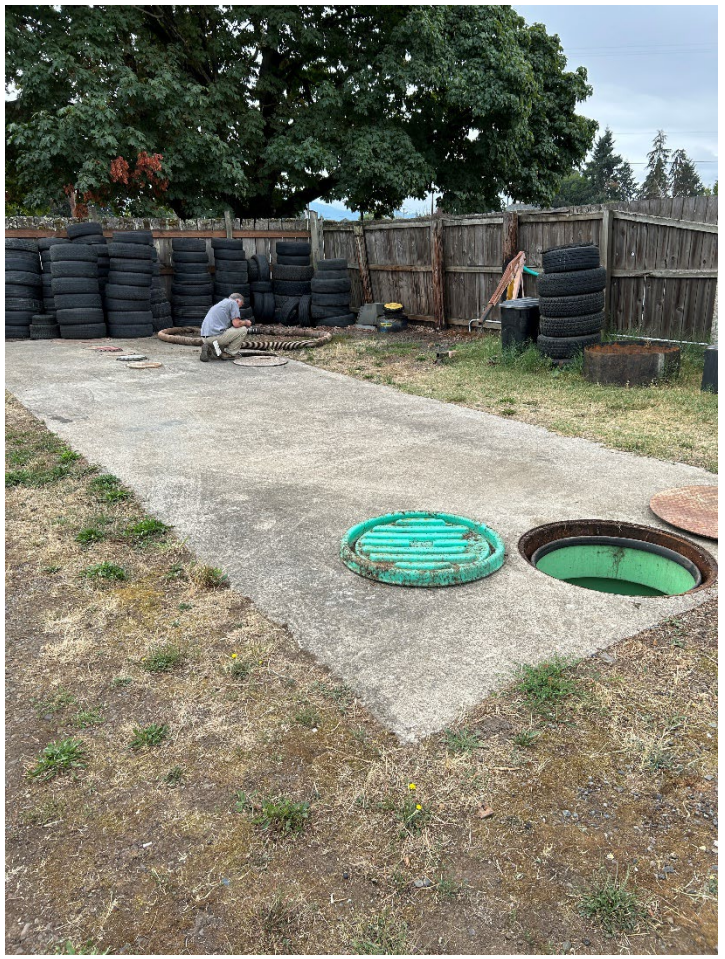
Dave Pardue

Dave Pardue
UST Program Coordinator
503-360-4287

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
INSPECTION PHOTOLOG Page 1 of

FACILITY NAME: Brownsville Body Shop Fac 6887
DATE: 09/10/2025

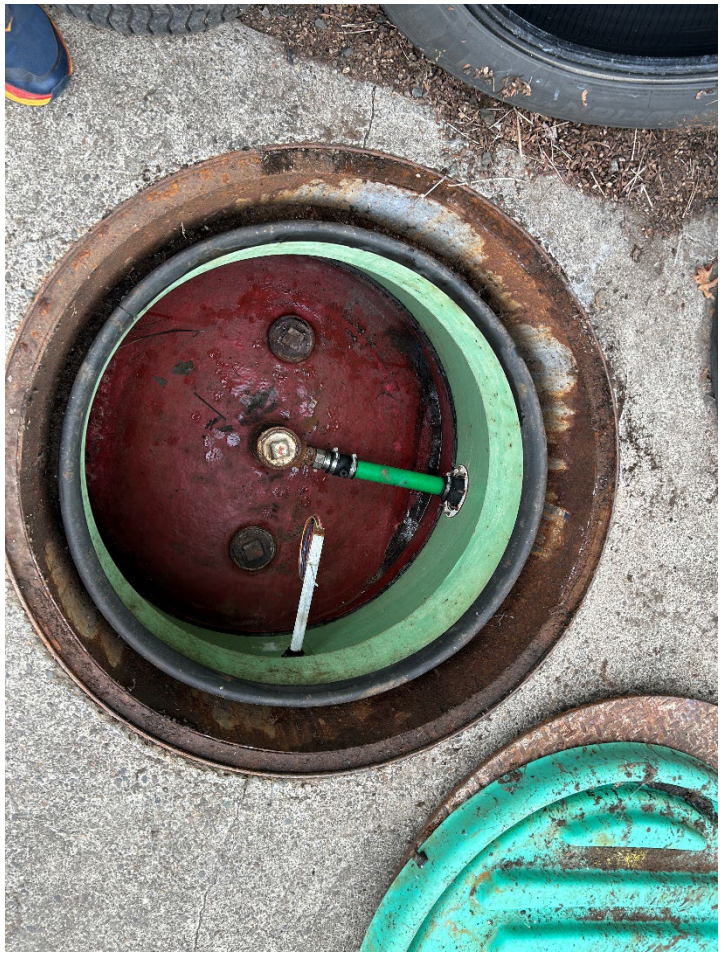
1: Service Island



2: Tank nest 1A and 1B

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
INSPECTION PHOTOLOG Page 1 of

FACILITY NAME: Brownsville Body Shop Fac 6887
DATE: 09/10/2025



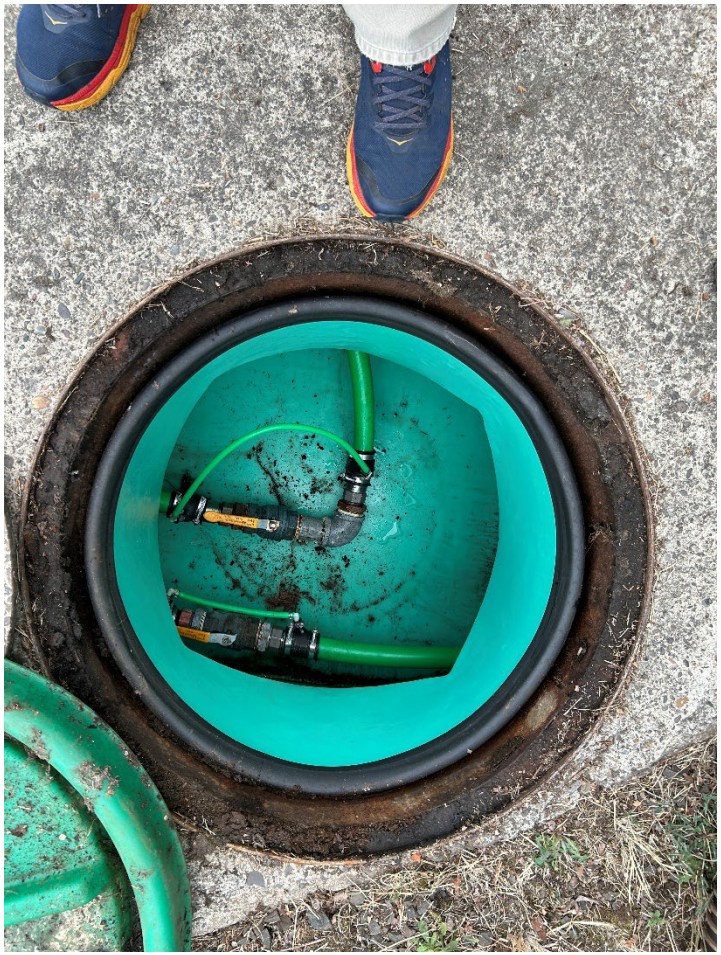
3: Premium tank-top sump

4: Diesel fill

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
INSPECTION PHOTOLOG Page 1 of

FACILITY NAME: Brownsville Body Shop Fac 6887
DATE: 09/10/2025

5: Tank gauge and Interstitial access

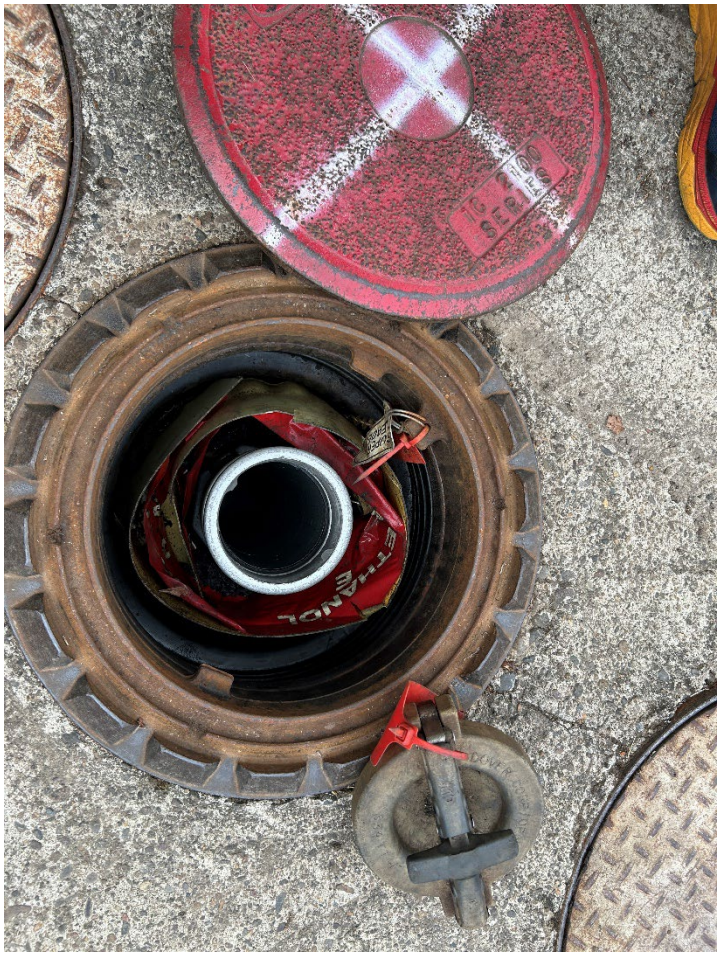


6: Regular sump

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
INSPECTION PHOTOLOG Page 1 of

FACILITY NAME: Brownsville Body Shop Fac 6887
DATE: 09/10/2025

7: Unleaded fill



8: Premium fill

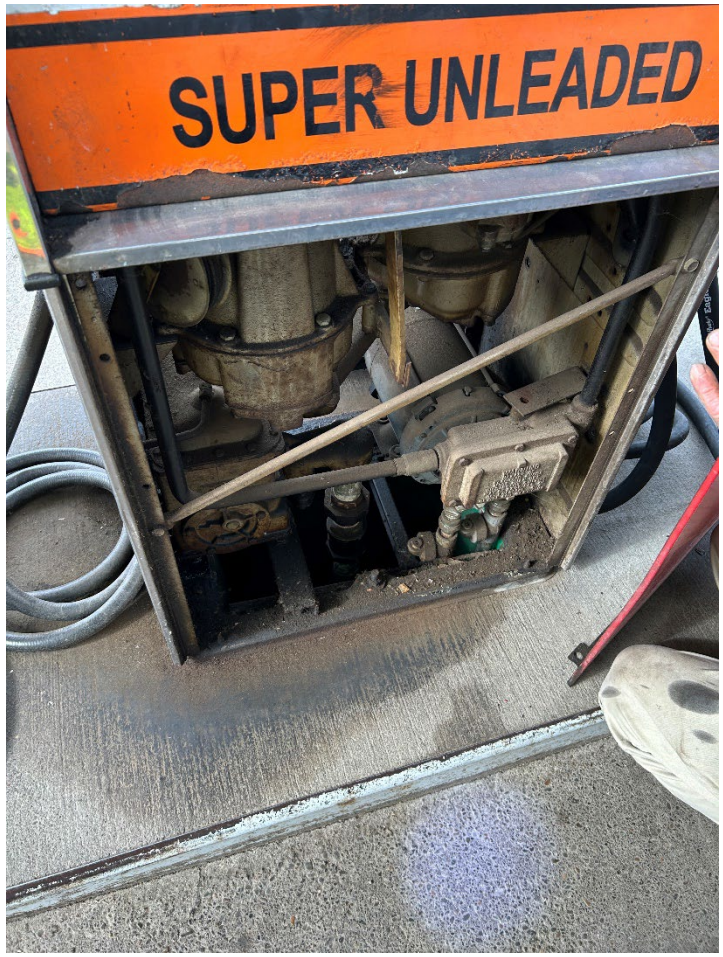
OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
INSPECTION PHOTOLOG Page 1 of

FACILITY NAME: Brownsville Body Shop Fac 6887
DATE: 09/10/2025

9: Diesel fill

10: Below Dispenser 1-2

11: Dispenser 3-4



12: Below Dispenser 5-6

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
INSPECTION PHOTOLOG Page 1 of

FACILITY NAME: Brownsville Body Shop Fac 6887
DATE: 09/10/2025

Operating Certificate

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

Inspector: Dave Pardue Date: 9/10/25 10 AM Facility: 6857

I. Site Information			observe NEALON
Facility Name: Brownsville Body Shop	Permittee: Don Nealon	Contact	
Site Address: 105 Bishop Wy	Organization:	Phone	
City: Brnsville	Phone: 541 4665239		

II. Tank Information

DEQ Permit #	BFJHC	1A	BFJHD 1B	BFCCH 4		
Estimated Gallons	12K		3K	5K.		
Substance	Gas		Gas.	D		
Tank Material	FW comp					
Tank Install Date	2003		2003	2000		
Pipe Material	Dw Flex →					
Pipe Type	~~Pfess.~~ ← safe suction →					
Pipe Install Date	2003		2003	2000		
Overfill Device	BALL →					

Notes and Comments from the UST database:

☐ *Check file before conducting inspection*

IM Tank Rel TANK Top sump for Diesel?
Environ INCON TS-1001
~~Piping Release Det?~~ ~~Pfess ?~~ safe suct

If tanks are manifolded, which tanks:

III. Operating Certificate — Compliance ☑ Yes ☐ No

☑ Current ☑ Accurate ☐ Posted for delivery drive to observe

IV. Operator Training — Compliance ☑ Yes ☐ No

Class A/B Operator ☑ Yes ☐ No Name: BrianWillis Date: 9/11/25

Class C Operator ☑ Yes ☐ No ☐ Cardlock

V. Financial Responsibility — Compliance ☑ Yes ☐ No

Type of coverage: PLI Begin Date: 12/18/24 End Date: 12/18/25

Coverage amount correct: 1m/1m Number of tanks covered:

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 monthly? ☑ Yes ☐ No

Tank top sumps checked annually? 1-9-25 JAN Aug ☑ Yes ☐ No

1094-1116

VII. Release Detection **Compliance** ☐ Yes ☒ No

a) Annual Release Detection Operability Testing (Sometimes referred to as Tank Gauge Certification)

Date of last testing: Not available Last three tests available? ☐ Yes ☒ No

b) Piping Release Detection *(Check all that apply)*

☐ *Pressurized Piping* Line tightness testing

Mechanical Leak Detector (MLLD) ☐ Electronic Leak Detector (ELLD) - *check for swiftcheck requirement*

Date of last testing: Last three tests available? ☐ Yes ☐ No

Number of lines tested:_____ Number of LD tested:_____

Leak detector manufacturer make and model: __ 99LD-2000

Tank gauge manufacturer make and model: ____VR MAG-1, MAG-1, MAG PLUS (diesel)

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

☐ *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).]

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

Date of last sensor testing: _____ Last three tests available? ☐ Yes ☐ No

Float sensors installed correctly? ☐ Yes ☐ No

Interstitial space opened to sump? ☐ Yes ☐ No

Presence of water in sumps? ☐ Yes ☐ No

☒ *Safe Suction*

Check valve directly below suction pump? ☒ Yes ☐ No

c) Monthly Tank Release Detection (*Check all that apply)*

Tank Gauge CSLD ☐ SCALD ☐ Static

Are correct tank sizes programmed at tank gauge? ☐ Yes ☐ No

Tank diameter/length seem appropriate? ☐ Yes ☐ No

Are tanks manifolded? ☐ Yes No

If so, tank gauge testing setup for manifolded tanks? ☐ Yes ☐ No

If Veeder Root tank gauge leak detection
- ☐ CSLD set at 99%
- ☐ Thermal coefficient set correctly? (Gasoline 0.00070; Diesel 0.00045)

If Incon/Franklin tank gauge leak detection
- ☐ If SCALD is Vol Qual set to 14% (or 99% confidence)
- ☐ Is API gravity set correctly? (Regular 63.5; Plus 62.8; Super 51.3; Diesel 32.8)

For all tank gauges doing static tests
(Static tests require tank to be 50% full for a valid test)

☒ 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

onsite → None available - sent next day.

Tank release detection records available during inspection

T1:	☑ Jan	☑ Feb	☑ Mar	☑ Apr	☑ May	☑ Jun	☑ Jul	☑ Aug	☑ Sep	☐ Oct	☐ Nov	☐ Dec
T2:	☑ Jan	☑ Feb	☑ Mar	☑ Apr	☑ May	☑ Jun	☑ Jul	☑ Aug	☑ Sep	☐ Oct	☐ Nov	☐ Dec
T3:	☐ Jan	☐ Feb	☐ Mar	☐ Apr	☐ May	☐ Jun	☐ Jul	☐ Aug	☐ Sep	☐ Oct	☐ Nov	☐ Dec
T4:	☐ Jan	☐ Feb	☐ Mar	☐ Apr	☐ May	☐ Jun	☐ Jul	☐ Aug	☐ Sep	☐ Oct	☐ Nov	☐ Dec
T5:	☐ Jan	☐ Feb	☐ Mar	☐ Apr	☐ May	☐ Jun	☐ Jul	☐ Aug	☐ Sep	☐ Oct	☐ Nov	☐ Dec

Inspector: PARDUE Date: 9/10/25 Time: 10AM Facility: 6887

VIII. Spill Prevention **Compliance** Yes ☒ No

Date(s) of testing: Not available Number of spill buckets tested?

Did spill bucket pass most recent testing? Yes ☒ No If no, was spill bucket replaced/repaired? ☐ Yes ☐ No

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

Premium, unleaded, diesel

☐ 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 testing: Not available

Overfill device pass most recent testing? Yes ☐ No If no, overfill device replaced? ☐ Yes ☐ No

Overfill method that was 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
Sound 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 — pulled w/in 24 hrs + measured by Contractor

X. Corrosion Protection **Compliance** Yes ☐ No

☐ Cathodic ☐ Galvanic ☐ Impressed Current

non ferrous

Steel tank with cathodic?	☐ Yes	☐ No
Steel pipes with cathodic?	☐ Yes	☐ No
Steel flex-lines with cathodic?	☐ Yes	☐ No
Date of cathodic test: _____		
Last two tests available?	☐ Yes	☐ No
Did last test pass?	☐ Yes	☐ No
If not:		
Was failed test reported to DEQ?	☐ Yes	☐ No
Was system repaired?	☐ Yes	☐ No
Date of repair? _____		
Cathodic retested within 6 mos. of repair?	☐ Yes	☐ No
Date of retesting? _____		

If impressed current system:

Rectifier Operational?	☐ Yes	☐ No
Rectifier log maintained?	☐ Yes	☐ No
Rectifier been operating continuously	☐ Yes	☐ No

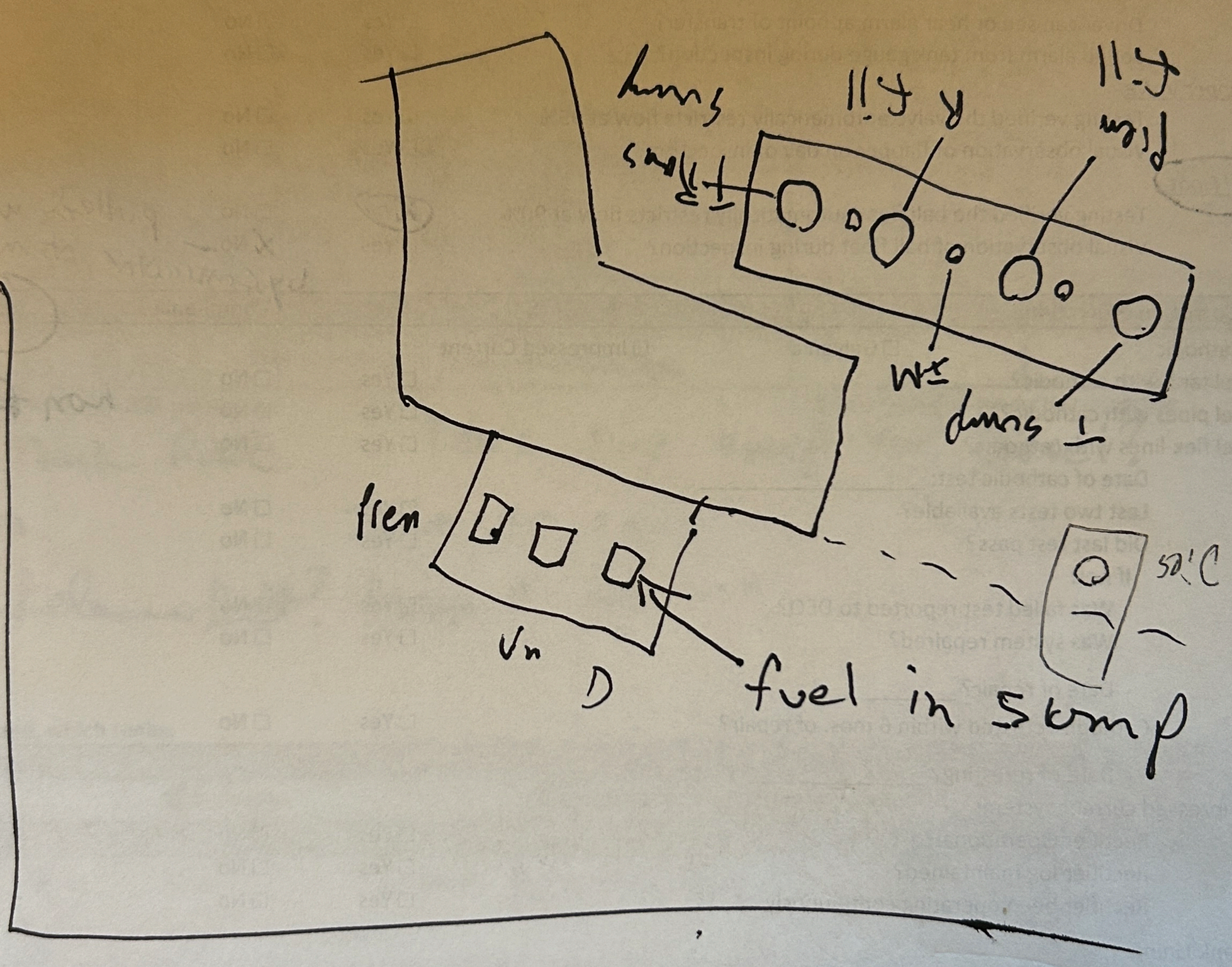
☐ Tank Lining

Date of lest test? _____

Pressure test conducted after tank lining inspection? ☐ Yes ☐ No

XI. General notes from inspection

Representative onsite: Brian Willis email: bbscrk@gmail.com



Compliance Determination: □ No Violations Observed ☒ Observed violations resulting in enforcement

Inspector Signature: [signature] Date: 9/10/25

Program Enforcement No. 2025-FC-10010

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:	**09/10/2025**	**Facility ID#:**	**6887**
Inspector:	**Dave Pardue**	**Facility Name:**	**Brownsville Body Shop**
DEQ Office:	**700 NE Multnomah St**	**Facility Address:**	**105 BISHOP WAY, BROWNSVILLE, Oregon 97327**
Phone #:		**County:**	**Linn**

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: 10/09/2025**
Facility Representative Present During Inspection:	Clara Kelson	☐ Permittee	☐ Owner	☐ Other
Name of Permittee or Owner:	Brownsville Body Shop			
Mailing Address:	PO Box 247 , Brownsville Oregon 97327			
Field Citation Penalty – See Page 3 for a detailed listing of each violation.			$	750

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 form to DEQ by the following date: 11/09/2025

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.

UST FIELD CITATION

DATE ISSUED: 10/09/2025 **PROGRAM ENFORCEMENT NO.: 2025-FC-10010** **FACILITY ID: 6887**

Violation #1: *TCR:	**(C1c) Failure to repair or replace spill prevention device that is not properly maintained, is defective, is damaged or may have been tampered with in a manner that prevents proper operation.**			
Corrective Action:	Replace damaged spill buckets (completed) and submit post-installation testing results to DEQ by October 15, 2025. Reports received 10/7/25, no additional response required.			
Rule Citation: **OAR 340-150-0310(1)**		Penalty Amount: $ 150	Correct Violation by: n/a	Date Violation Corrected: 10/07/2025
Violation #2: *TCR:	**Failure to test spill prevention equipment at least once every 3 years**			
Corrective Action:	Submit results of post repair/installation spill bucket testing to DEQ by October 15, 2025. Reports received 10/7/25, no additional response required.			
Rule Citation: **OAR 340-150-0310(8)(b)**		Penalty Amount: $ 500	Correct Violation by: n/a	Date Violation Corrected: 10/07/2025
Violation #3: *TCR:	**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**			
Corrective Action:	Submit past three years of records of Annual Release Detection Operability testing by October 15, 2025. If unavailable perform this testing and submit records by October 30, 2025. Reports received 10/7/25, no additional response required.			
Rule Citation: **OAR 340-150-0400(1)(c)**		Penalty Amount: $ 100	Correct Violation by: n/a	Date Violation Corrected: 10/07/2025
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: $ **750**		

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: 11/09/2025

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*

Oregon Department of Environmental Quality

Spill Bucket Integrity Test Form

- Testing of all spill buckets is required at installation and at least once every three years thereafter.
- Failed test results must be reported to DEQ.
- Tanks without functional spill prevention may not receive fuel deliveries.
- Notify DEQ of any repairs or replacements. Repairs must meet UL2447 & NLPA/ KWA 823 requirements.
- If using a non-hydrostatic, third-party-approved method. specify the name of the equipment and method.
- All test water must be disposed of in accordance with local, state and federal requirements.

Date of Test: 9.26.25

UST Facility

Facility Name	DEQ Facility ID #
Brownsville Auto Body	22-6887

Physical Address		
105 Bishop Way		
City	**County**	**State**
Brownsville	Linn	OR

UST Permittee: Donald Nelson Jr

Person Conducting Test

UST Supervisor's Name	DEQ License #
Victor Morrell	26470
UST Service Provider	**DEQ License #**
Same	30067

UST Supervisor's Signature:

Spill Bucket Testing

Reason for Test	☒ New Installation ☐ Existing Installation (triannual test) ☐ Release Investigation
Construction	☐ Single-Walled ☐ Double-Walled ☐ Spill Bucket Liner
Type of Test	☒ Hydrostatic (Complete "Test Data" table below)
	☐ Vacuum (Attach test equipment manufacturer's data sheet/test protocol to this form)
	☐ Other (Specify equipment & method)

DEQ Hydrostatic Test Procedure

1. Clean out and properly dispose of all debris, soil and/or fluids from the spill bucket.
2. Visually examine to ensure there are no cracks, holes, or broken seals and the fill cap seals properly. **Separation of the bucket from the plow ring is an automatically failed test.**
   Note: Visual damage is an automatically failed test. Document the failed test, repair or replace the failed component(s), document the repair or replacement, and retest.
3. Fill with water to within 1 ½ inches of top and let stand 5 minutes to allow water to reach ambient temperature.
4. After 5 minutes has elapsed, document the initial water level measurement as measured from the bottom of the spill bucket to the nearest 1/16 inch.
5. Leave the spill bucket undisturbed for at least one hour then compare the starting fluid level to the ending level.
   Note: For accuracy, the location where both the initial and final fluid levels are measured should be the same.
6. If the fluid level is the same or it has changed by 1/8 inch or less the spill bucket passes the test.
7. If the fluid level is different by more than 1/8 inch, the spill bucket fails the test.
8. Properly dispose of all test fluids at the conclusion of testing.

Test Data

Tank ID (product stored)	Unleaded Pre	U/L Post	Super Pre	Super Post	N/A
Type of Spill Bucket Tested	☒ Single-Walled ☐ Double-Walled	☒ Single-Walled ☐ Double-Walled	☐ Single-Walled ☐ Double-Walled	☐ Single-Walled ☐ Double-Walled	☐ Single-Walled ☐ Double-Walled
Test Start Time	8:05	9:30	8:05	9:30	
Test End Time	9:05	10:30	9:05	10:30	
Test Beginning Level	11"	11"	10 3/4	10 3/4	
Test Ending Level	11"	11"	10 3/4	10 3/4	
Test Result (Pass/Fail)	Pass	Pass	Pass	Pass	
Vacuum Test – Gauge Range		**Gauge Units**	☐ in WC ☐ Other: _____		

Comments: Pre & Post Concrete - Replacement Buckets
Test Left in Place 4 hours

Oregon Department of Environmental Quality

Spill Bucket Integrity Test Form

- Testing of all spill buckets is required at installation and at least once every three years thereafter.
- Failed test results must be reported to DEQ.
- Tanks without functional spill prevention may not receive fuel deliveries.
- Notify DEQ of any repairs or replacements. Repairs must meet UL2447 & NLPA/ KWA 823 requirements.
- If using a non-hydrostatic, third-party-approved method. specify the name of the equipment and method.
- All test water must be disposed of in accordance with local, state and federal requirements.

Date of Test: 9.26.25

UST Facility

Facility Name	DEQ Facility ID #
Brownsville Auto Body	22-6887

Physical Address: 105 Bishop Way

City	County	State
Brownsville	Linn	OR

UST Permittee: Donald Nealon Jr

Person Conducting Test

UST Supervisor's Name	DEQ License #
Victor Morrell	26470

UST Service Provider	DEQ License #
Self	30067

UST Supervisor's Signature: [signature]

Spill Bucket Testing

Reason for Test	☒ New Installation	☐ Existing Installation (triannual test)	☐ Release Investigation
Construction	☐ Single-Walled	☐ Double-Walled	☐ Spill Bucket Liner
Type of Test	☒ Hydrostatic (Complete "Test Data" table below)		
	☐ Vacuum (Attach test equipment manufacturer's data sheet/test protocol to this form)		
	☐ Other (Specify equipment & method)		

DEQ Hydrostatic Test Procedure

1. Clean out and properly dispose of all debris, soil and/or fluids from the spill bucket.
2. Visually examine to ensure there are no cracks, holes, or broken seals and the fill cap seals properly. **Separation of the bucket from the plow ring is an automatically failed test.**
   Note: Visual damage is an automatically failed test. Document the failed test, repair or replace the failed component(s), document the repair or replacement, and retest.
3. Fill with water to within 1 ½ inches of top and let stand 5 minutes to allow water to reach ambient temperature.
4. After 5 minutes has elapsed, document the initial water level measurement as measured from the bottom of the spill bucket to the nearest 1/16 inch.
5. Leave the spill bucket undisturbed for at least one hour then compare the starting fluid level to the ending level.
   Note: For accuracy, the location where both the initial and final fluid levels are measured should be the same.
6. If the fluid level is the same or it has changed by 1/8 inch or less the spill bucket passes the test.
7. If the fluid level is different by more than 1/8 inch, the spill bucket fails the test.
8. Properly dispose of all test fluids at the conclusion of testing.

Test Data

Tank ID (product stored)	Diesel Pre	Diesel Post	N/A	N/A	N/A
Type of Spill Bucket Tested	☒ Single-Walled ☐ Double-Walled	☒ Single-Walled ☐ Double-Walled	☐ Single-Walled ☐ Double-Walled	☐ Single-Walled ☐ Double-Walled	☐ Single-Walled ☐ Double-Walled
Test Start Time	8:05	9:30			
Test End Time	9:05	10:30			
Test Beginning Level	10½	10½			
Test Ending Level	10½	10½			
Test Result (Pass/Fail)	Pass	Pass			
Vacuum Test – Gauge Range		**Gauge Units**	☐ in WC ☐ Other: _____		

Comments: Test left in place for Pre & Post Concrete

Oregon Department of Environmental Quality

~~Overfill Flapper and~~ Ball Float Operability Testing Form

UST FACILITY

Owner / Operator Name	Facility Name	Facility ID#:
Donald Nealon Jr	Brownsville Auto Body	22-6887
Street Address	**City**	**County**
105 Bishop Way	Brownsville	Linn

CONTRACTOR/PERSON CONDUCTING INSPECTIONS

UST Service Provider Name	DEQ License #
Victor J Morrell	24470
UST Supervisor Name	**DEQ License #**
Same	30067

I certify, under penalty of law, that the testing data provided on this form accurately documents the UST system equipment was checked in accordance with the manufacturer's guidelines and the applicable national industry standards.

Print Name of person conducting inspection	Signature of person conducting inspection	Inspection Date
Victor J Morrell		09/12/25

Overfill Equipment Check	**Tank #**	**Tank #**	**Tank #**	**Tank #**	**Tank #**
Product:	Unleaded	Super	Diesel		
Tank chart volume (gallons):	12032	3009	5244		
Tank diameter (inches):	95"	95"	95"		
Tank Type:	☐ FRP ☒ Steel	☐ FRP ☒ Steel	☐ FRP ☒ Steel	☐ FRP ☐ Steel	☐ FRP ☐ Steel
Overfill device manufacturer/model	Ball Float	Ball Float	Ball Float		
~~**Flapper Valve/Auto Shut Off**~~	N/A			See back	
Drop tube removed from tank?	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Drop tube and float mechanism are free of debris?	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Float moves freely without binding and poppet moves into flow path?	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Bypass valve in the drop tube is open and free of blockage (if present)?	☐ Yes ☐ No ☐ Not Present	☐ Yes ☐ No ☐ Not Present	☐ Yes ☐ No ☐ Not Present	☐ Yes ☐ No ☐ Not Present	☐ Yes ☐ No ☐ Not Present
If tank has a ball float, is the flapper installed lower in tank than the ball float? (If present, complete ball float length and percent set point below)	☐ Yes ☐ No ☐ Length not Determined ☐ Not Present	☐ Yes ☐ No ☐ Length not Determined ☐ Not Present	☐ Yes ☐ No ☐ Length not Determined ☐ Not Present	☐ Yes ☐ No ☐ Length not Determined ☐ Not Present	☐ Yes ☐ No ☐ Length not Determined ☐ Not Present
A: Height measured from seat of upper drop tube to bottom of tank (inches)					
B: 95% of tank chart volume (inches)					
X: Upper drop tube length (inches)					
S: Distance from upper tube seam to shutoff point (inches)					
A – (X + S) Must be equal to B					
Height of lower drop tube from tank bottom (inches) Must be 6" or less					
	Pass **Fail**	**Pass** **Fail**	**Pass** **Fail**	**Pass** **Fail**	**Pass** **Fail**
Inspection result *Flapper valve activates at 95% or lower. All questions answered "Yes"*	☐ ☐	☐ ☐	☐ ☐	☐ ☐	☐ ☐

Ball Float Valve					
Tank top fittings are vapor tight?	☒ Yes ☐ No	☒ Yes ☐ No	☒ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Ball float assembly removed from tank?	☒ Yes ☐ No	☒ Yes ☐ No	☒ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Cage intact & ball in good condition, ball moves freely & seats firmly?	☒ Yes ☐ No	☒ Yes ☐ No	☒ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Tank does not have suction or syphon lines installed?	☒ Yes ☐ No	☒ Yes ☐ No	☒ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Standard (non-coaxial) drop tubes are installed and in good condition?	☒ Yes ☐ No	☒ Yes ☐ No	☒ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
B: 90% of tank chart volume (inches)	10,828 ~~12032~~	2701	4719.		
X: Current length from tank top to ball float set point (inches)	14 3/4	14 3/4	14 3/4		
A-X (inches): Must equal B.	14 3/4	14 1/2	14 3/4		
	Pass Fail	Pass Fail	Pass Fail	Pass Fail	Pass Fail
Inspection result Ball float activates at 90% or lower. All questions answered "Yes"	☒ ☐	☒ ☐	☒ ☐	☐ ☐	☐ ☐

Comments and explanation of failing results and other problems noted during inspection:

State of Oregon Department of Environmental Quality

Annual Release Detection Operability Testing Form

Tanks Program — DEQ — State of Oregon

- **In-tank setup and alarm history reports must be attached to testing form.**
- **Maintain three years of testing records.**
- Instructions on how to use this form.

I. FACILITY INFORMATION – Type or print (in ink) all items.				**TEST DATE**	
Facility ID #: 22-6887	Facility Name: Brownsville Auto Body			9-12-25	
II. AUTOMATIC TANK GAUGE				☐ **Pass**	☒ **Fail**
ATG Manufacturer: Incon		ATG Model: TS-1001			
Release Detection Method:	Tank Gauge 0.2 gph leak tests: (☐ Continuous ☐ Static) ☐ SIR ☒ Interstitial Monitoring				
Battery Backup Functional? ☒ Yes ☐ No		ATG software properly programmed? ☒ Yes ☐ No			
ATG alarms functional and audible? ☒ Yes ☐ No	ATG In-Tank Setup Reports attached to form? ☒ Yes		Alarm history reports attached to form? ☒ Yes		
III. TEST PROCEDURE					
☐ PEI/RP 1200	☒ Oregon Testing Procedures (Page 2)	☐ Manufacturer Testing Procedures	☐ Other Method (Describe)		
Test comments					
Interstitial Monitoring only - No Probes					
IV. TESTER					
Person conducting testing: Victor J Morrell		**DEQ License #** 26470, 30067			

V. PROBE AND SENSOR TESTING INFORMATION

Tank Number	1		2		3		N/A		N/A		N/A	
Product Stored	Unleaded		Super		Diesel							
Model	No Probe		No Probe		No Probe							
ATG console clear of alarms?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No
Alarm triggered when cable disconnected from probe?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No
Probes removed and inspected for damage?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No
Residual buildup on floats has been removed?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No
Float(s) move freely?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No
Measured product and water levels match ATG values?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No
Alarm history report attached?	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No	☐ Yes	☐ No

Sensor Number	1	2							
Sensor Model	FMPULS	FMP-ULS							
Sensor Location	U/L Interstice	Diesel Interstice							
Sensor undamaged?	✓ yes	yes							
Alarm sounds when sensor placed in liquid?	✓ yes	yes							
Correct alarm sounds?	✓ yes	yes							
Sensor correctly installed?	✓ yes	yes							

Any "No" answer indicates the test failed. Failed tests must be remedied and retested immediately.

VI. TEST RESULT

☒ Pass ☐ Fail

Outlook

RE: Results of 9/10/25 full compliance inspection Brownsville Body Shop Fac 06887

From PARDUE Dave * DEQ <Dave.PARDUE@deq.oregon.gov>
Date Thu 10/9/2025 10:50 AM
To UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>

Hi Emily-

Sorry! Thanks for the follow-up.

I conferred with Dylan regarding the fuel- he said there are no violations we can cite.

I don't want to cite the change in ownership/permittee unless they fail to provide it since this was related to a death in their family.

Regards,
Dave

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Thursday, October 9, 2025 10:35 AM
To: PARDUE Dave * DEQ <Dave.PARDUE@deq.oregon.gov>; UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: Re: Results of 9/10/25 full compliance inspection Brownsville Body Shop Fac 06887

Hey Dave,

Did you have time to look into inspection results for 6887 Brownsville body shop.

Do you want to add additional violations or keep it as is?

Emily

From: PARDUE Dave * DEQ <Dave.PARDUE@deq.oregon.gov>
Sent: Tuesday, October 7, 2025 5:00 PM
To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: RE: Results of 9/10/25 full compliance inspection Brownsville Body Shop Fac 06887

Thanks for those queries – appreciated. I'll follow up with you tomorrow.

Dave

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Tuesday, October 7, 2025 3:47 PM
To: PARDUE Dave * DEQ <Dave.PARDUE@deq.oregon.gov>
Subject: Re: Results of 9/10/25 full compliance inspection Brownsville Body Shop Fac 06887

Hey Dave,

I see 3 violations, but you listed 5 corrective actions. Would you like to add additional violations before I issue the FC.

corrective action #4 - maybe L1 or J8.2

Corrective action #5 - maybe E8a-d (i'm not sure if you do all four or just one, I noticed Dylan recently cited this violation for similar issue)

Emily

From: PARDUE Dave * DEQ <Dave.PARDUE@deq.oregon.gov>
Sent: Friday, October 3, 2025 4:14 PM
To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: FW: Results of 9/10/25 full compliance inspection Brownsville Body Shop Fac 06887

From: PARDUE Dave * DEQ
Sent: Friday, October 3, 2025 8:38 AM
To: bbscrk@gmail.com
Subject: Results of 9/10/25 full compliance inspection Brownsville Body Shop Fac 06887

Hello Clara Kelson–

Thank you for facilitating my inspection of your facility on September 10, 2025. I appreciate your assisting with the inspection by opening the sumps/equipment for visual observation.

The facility had some compliance issues which need to be addressed as discussed below.

Equipment (at the time of inspection) appeared to be clean and in good order with the exception of:

- - the spill buckets were in poor condition and required replacement and
- - approximately 1 inch of fuel was present in the diesel under dispenser containment sump.

Documentation

1. No records of Spill Prevention testing were available.
2. Annual Release Detection Operability Testing was not performed/records retained for the last three years.
3. The permittee and ownership records are incorrect- I will not cite this as a violation due to Don's passing.

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; see below for the violation/corrective action.

Alleged Violations:

1. Failure to replace damaged spill buckets. 340-150-0310(1). C1c.
2. Failure to test spill prevention equipment at least once every 3 years. 340-150-0310(8)(b). C1e.
3. Failure to perform/retain records of Annual Release Detection Operability Testing (no records available from last three years) 340-150-0400(2). G5.

Corrective Action- begin immediately.

1. Replace damaged spill buckets **(completed)** and submit post-installation testing results to DEQ by **October 15, 2025.**
2. Submit results of post repair/installation spill bucket testing to DEQ by **October 15, 2025.**

3. Submit past three years of records of Annual Release Detection Operability testing by **October 15, 2025.** If unavailable perform this testing and submit records by **October 30, 2025**

4. Determine cause of fuel in UDC and correct the cause **(completed).**

5. Submit, via Your DEQ Online, an "UST-Owner/Permittee Modification" by **October 15, 2025.**

Next Steps –

Please direct your responses to ust.dutyofficer@deq.oregon.gov. **DO NOT SEND RECORDS TO ME.** This team will work with me on documents you submit or corrective actions completed to ensure the work is sufficient to close the inspection.

These violations will fit into the field citation guidance and that team will issue enforcement based off a preset calculation matrix.

Regards,

Dave

Dave Pardue

UST Program Coordinator and Inspector

503-360-4287

New UST Service Provider Rules: https://www.oregon.gov/deq/rulemaking/pages/ust2025.aspx

YDO is now live for the UST Program- Set up your account here: https://www.oregon.gov/deq/permits/Pages/UST-in-YDO.aspx

To manage your account and link facilities see this link:
https://www.oregon.gov/deq/permits/Documents/YDO-Account-Registration-and-Management.pdf