



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

August 15, 2025

Merritt #1 Inc., Alix, LLC
PO Box 18297
Salem, OR 97305

RE: UST Compliance Inspection
DEQ UST# 12026 – 9010 SE 82nd Ave

Dear Merritt #1 Inc, Alix 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 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 8 am at the DEQ UST # listed below. Please confirm receipt of this notification.

September 10, 2025

DEQ UST # 12026 – 9010 SE 82nd Ave, Happy Valley, OR at 8 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 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 the opening of sumps and dispensers.

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, one year's worth
- Class A, B, and C training documentation,
- Financial responsibility mechanism,
- Annual tank gauge certification, last three years
- Last two tests of Spill prevention testing records, was due to start testing in 2020
- Monthly walkthroughs,
- Last two tests of Overfill Prevention Equipment testing, was due to start testing in 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.

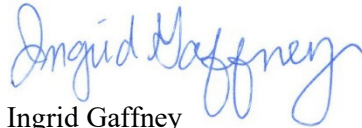
DEQ will not touch any equipment, if you are unable to assist with equipment access, please have your UST Service Provider there. DEQ will need to observe what equipment is in the tank top sumps and under the dispensers. If ball floats are the primary overflow protection device, these will need to be 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 503-875-1264 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
Northwest Region

VII. Release Detection

Compliance

Yes

No

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

Date of last testing: 6/19/25 8/12/24

Last three tests available? Yes No

b) Piping Release Detection (Check all that apply)

7/13/24

Pressurized Piping

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

Date of last testing: 6/19/25 8/12/24

Last three tests available? Yes No

Number of lines tested: 2 7/13/24 Number of LD tested: 2

Leak detector manufacturer make and model: Magy 8473

Tank gauge manufacturer make and model: Veeder Root TLS 350

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: 6/19/25 8/12/24 Last two tests available? Yes No

Date of last sensor testing: 6/19/25 8/12/24 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

Tank release detection records available during inspection

	2024											
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
T1:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T2:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T3:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T4:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T5:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Inspector: _____ Date: _____ Time: _____ Facility: 12026

VIII. Spill Prevention Compliance Yes No

Date(s) of testing: late testing 10/29/20 7/23/21 Number of spill buckets tested? 2

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

Hydrostatic testing (test takes one hour to complete)
 Vacuum test (test takes 1 minute, ending vacuum must be 26 inches water column or greater)

in process w/ SME

IX. Overfill Prevention Compliance Yes No

Date(s) of testing: 7/13/23 7/23/21

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

X. Corrosion Protection Compliance 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 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 last test? _____

Pressure test conducted after tank lining inspection? Yes No

XI. General notes from inspection

Representative onsite: Katherine
Lisa
Tad TMAX email: lisanuff.merritt@icloud.com
Sam w/sme tadtrmax@mac.com

* violation

① late spill bucket testing. failed Sme replacing.
DEQ approved a fuel drop while work is starting

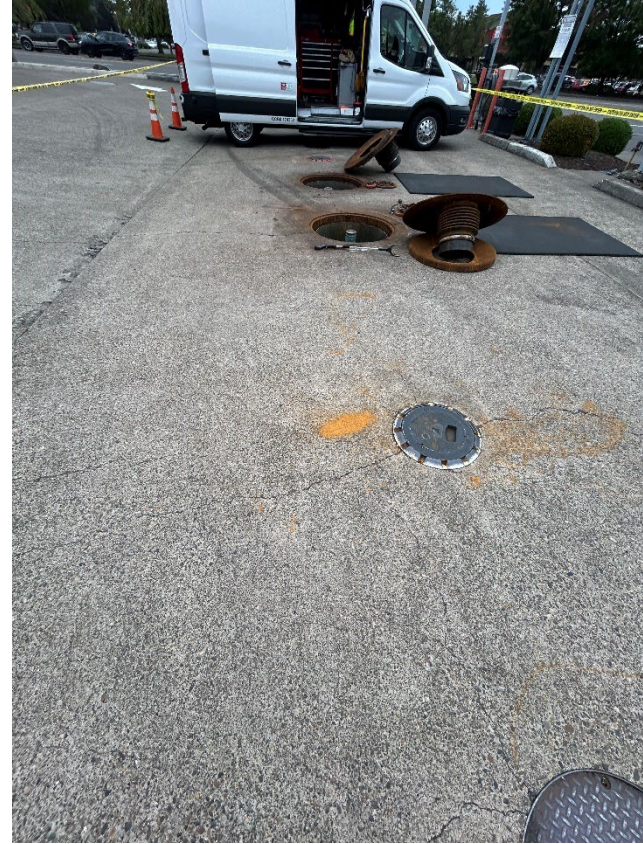
Compliance Determination: No Violations Observed Observed violations resulting in enforcement

Inspector Signature: *Ingrid Daffney*

Date: 9/10/2025



1: 9010 SE 82nd Ave, Happy Valley, OR 97266



2: Tank nest looking west



3: UDC #1/2



4: UDC #3/4



5: UDC #3/4



6: UDC #5/6



7: UDC #7/8



8: UDC #7/8



9: UDC #9/10



10: UDC #11/12



11: UDC #11/12



12: UDC #11/12



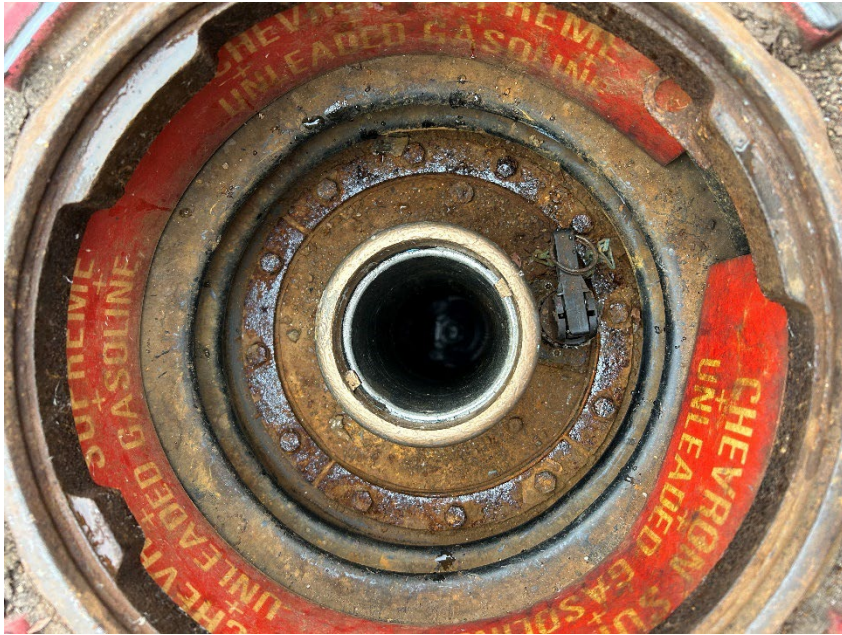
13: Unleaded sump #1



7: Unleaded sump #2



15: Unleaded fill #1



16: Unleaded fill #2



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#:	12026
Inspector:	Ingrid GAFFNEY	Facility Name:	MERRITT #1, INC. 82ND
DEQ Office:	700 NE Multnomah St Ste 600	Facility Address:	9010 SE 82ND AVE, HAPPY VALLEY, Oregon 97086
Phone #:	503-229-5048	County:	Clackamas

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: 09/16/2025
Facility Representative Present During Inspection:	Tad Truax			<input type="checkbox"/> Permittee <input type="checkbox"/> Owner <input type="checkbox"/> Other
Name of Permittee or Owner:	Merritt #1 Inc.,Alix, LLC			
Mailing Address:	PO Box 18297 , Salem Oregon 97305			

Field Citation Penalty – See Page 3 for a detailed listing of each violation. \$ 500

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: 10/13/2025

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: 09/16/2025

PROGRAM ENFORCEMENT No.: 2025-FC-9993

FACILITY ID: 12026

Page 3 of 3

Violation #1: *TCR:	(C1e) Failure to test spill prevention equipment and/or equipment used for interstitial monitoring of piping at least once every 3 years.		
Corrective Action:	Install new spill buckets. Complete testing of new spill buckets post install within 30 days. Maintain records and submit compliance testing results to DEQ by October 13, 2025		
Rule Citation: OAR 340-150-0310(8)(b)	Penalty Amount: \$ 500	Correct Violation by: 10/13/2025	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: \$ **500**

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: 10/13/2025

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

**UNDERGROUND STORAGE TANK
SPILL CONTAINER TESTING REPORT FORM (Page 1 of 1)**

Type of Action Installation Test Repair Test 36 Month Test

I. FACILITY INFORMATION

CERS ID _____ Date of Spill Container Test
09/05/25

Business Name (Same as Facility Name or DBA-Doing Business As)
MERRITT

Business Site Address City ZIP Code
8320 SE AGUSTA NATIONAL AVE HAPPY VALLEY 97086

II. UNDERGROUND STORAGE TANK SERVICE TECHNICIAN INFORMATION

Name of UST Service Technician Performing the Test (Print as shown on the ICC Certification.) Phone #
Todd Sehon (253) 572-3822

Contractor / Tank Tester License # ICC Certification # ICC Certification Expiration Date
_____ 9007253 9/19/25

Spill Container Testing Training and Certifications (List applicable certifications.)
PEI RP1200

III. SPILL CONTAINER TESTING INFORMATION

Test Method Used: Manufacturer Guidelines (Specify):

 Industry Code or Engineering Standard (Specify): PEI RP1200

 Engineered Method (Specify):

Attach the testing procedures and all documentation required to determine the results. # of Attached Pages

TANK ID: (By tank number, stored product, etc.)	1 Regular	2 Prem	3	4
Spill Container Manufacturer:	EBW	EBW		
Method of Cathodic Protection:	<input checked="" type="checkbox"/> Non-Metallic <input type="checkbox"/> Isolation <input type="checkbox"/> Other (Specify in V.)	<input checked="" type="checkbox"/> Non-Metallic <input type="checkbox"/> Isolation <input type="checkbox"/> Other (Specify in V.)	<input checked="" type="checkbox"/> Non-Metallic <input type="checkbox"/> Isolation <input type="checkbox"/> Other (Specify in V.)	<input type="checkbox"/> Non-Metallic <input type="checkbox"/> Isolation <input type="checkbox"/> Other (Specify in V.)
Inside Diameter of Spill Container: (Inches)	12"	12"		
Depth of Spill Container: (Inches)	12"	12"		
Does the spill container have a 5 gallon capacity?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Method to Keep Spill Container Empty:	<input checked="" type="checkbox"/> Drain Valve <input type="checkbox"/> Onsite Pump <input type="checkbox"/> Other (Specify in V.)	<input checked="" type="checkbox"/> Drain Valve <input type="checkbox"/> Onsite Pump <input type="checkbox"/> Other (Specify in V.)	<input type="checkbox"/> Drain Valve <input type="checkbox"/> Onsite Pump <input type="checkbox"/> Other (Specify in V.)	<input type="checkbox"/> Drain Valve <input type="checkbox"/> Onsite Pump <input type="checkbox"/> Other (Specify in V.)

IV. SUMMARY OF TESTING RESULTS

Spill Container Test Results: Pass Fail Pass Fail Pass Fail Pass Fail

V. COMMENTS

Any items marked "Fail" above must be explained in this section. Any additional comments may also be provided here.
Spill buckets failed testing. Check drains they are not the issue. Water is draining into the ground.

VI. CERTIFICATION BY UST SERVICE TECHNICIAN CONDUCTING THIS TESTING

I hereby certify that the spill containers were tested in accordance with California Code of Regulations, Title 23, Division 3, Chapter 16, Section 2637.1 and all the information contained herein is accurate.

UST Service Technician Signature


If the facility has more components than this form accommodates, additional copies of this page may be attached.

Identify Spill Bucket (<i>By Tank Number, Stored Product, etc.</i>)	1 1 Regular	2 2 Prem	3 3	4 4
Test Start Time (T_I):	1100	1100		
Initial Reading (R_i):	5"	5"		
Test End Time (T_F):	1105	1105		
Final Reading (R_1):	2"	2:		
Test Duration ($T_F - T_I$):	5 min	5 min		
Change in Reading (R_1):	3"	3"	0	

Identify Spill Bucket (<i>By Tank Number, Stored Product, etc.</i>)	5 5	6 6	7 7	8 8
Test Start Time (T_I):				
Initial Reading (R_i):				
Test End Time (T_F):				
Final Reading (R_1):				
Test Duration ($T_F - T_I$):				
Change in Reading (R_1):				

Identify Spill Bucket (<i>By Tank Number, Stored Product, etc.</i>)	9 9	10 10	11 11	12 12
Test Start Time (T_I):				
Initial Reading (R_i):				
Test End Time (T_F):				
Final Reading (R_1):				
Test Duration ($T_F - T_I$):				
Change in Reading (R_1):				

NEWSCO / MERRIT TRUAX

2408

SPILL BUCKET INTEGRITY TESTING HYDROSTATIC TEST METHOD SINGLE- AND DOUBLE-WALLED VACUUM TEST METHOD						
Facility Name: <u>Merrit #1 Inc</u>	Owner:					
Address: <u>9010 SE 92nd Ave</u>	Address:					
City, State, Zip Code: <u>Happy Valley OR</u>	City, State, Zip Code:					
Facility I.D. #: <u>12026</u>	Phone #:					
Testing Company: <u>4C's Environmental Inc</u>	Phone #: <u>503-606-3020</u>		Date: <u>9-11-25</u>			
This procedure is to test the leak integrity of single- and double-walled spill buckets. See PEI/RP1200 Section 6.2 for hydrostatic test method, Section 6.3 for single-walled vacuum test method and Section 6.4 for double-walled vacuum test method.						
Tank Number						
Product Stored	<u>Reg</u>	<u>Super</u>				
Spill Bucket Capacity	<u>5 gallon</u>	<u>5 gallon</u>				
Manufacturer	<u>OPW</u>	<u>OPW</u>				
Construction	<input checked="" type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input checked="" type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled
Test Type	<input checked="" type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input checked="" type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled
Spill Bucket Type	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor
Liquid and debris removed from spill bucket?*	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Visual Inspection (No cracks, loose parts or separation of the bucket from the fill pipe.)	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail
Tank riser cap included in test?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
Drain valve included in test?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
Starting Level	<u>11 3/8"</u>	<u>11 1/8"</u>				
Test Start Time	<u>1:03pm</u>	<u>1:05pm</u>				
Ending Level	<u>11 3/8"</u>	<u>11 1/8"</u>				
Test End Time	<u>2:03pm</u>	<u>2:05pm</u>				
Test Period	<u>1hr</u>	<u>1hr</u>				
Level Change	<u>0</u>	<u>0</u>				
Pass/fail criteria: Must pass visual inspection. Hydrostatic: Water level drop of less than 1/8 inch; Vacuum single-walled only: Maintain at least 26 inches water column; Vacuum double-walled: maintain at least 12 inches water column.						
Test Results	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail
Comments:						

*All liquids and debris must be disposed of properly.

Tester's Name (print) Matthew Hale Tester's Signature Matthew Hale

Re: Oregon DEQ UST Inspection Determination: Merritt #1, Inc. 82nd Ave #12026

From LITKE Emily * DEQ <Emily.LITKE@deq.oregon.gov>

Date Tue 11/4/2025 5:15 PM

To UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; lisaruff.merritt@icloud.com <lisaruff.merritt@icloud.com>; tadtruax@mac.com <tadtruax@mac.com>

Good afternoon,

This is a reminder for the payment of the \$500 penalty associated with the conditions observed at the time of the UST inspection. The deadline was 10/13/25.

Payment of Field Citation Penalty Instructions

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](#)

[PaymentsforEEOs.pdf](#) – step by step instructions for 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, October 13, 2025 7:05 PM
To: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; lisaruff.merritt@icloud.com <lisaruff.merritt@icloud.com>; tadtruax@mac.com <tadtruax@mac.com>
Subject: Re: Oregon DEQ UST Inspection Determination: Merritt #1, Inc. 82nd Ave #12026

I see that 4C's submitted a passing spill bucket test - so I'll mark the corrective action completed. Glad you were able to get that taken care of.

As soon as payment of the \$500 penalty is received, then this UST inspection can be closed.

Payment of Field Citation Penalty Instructions

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](#)

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



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Emily.LITKE@deq.oregon.gov

From: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Sent: Tuesday, September 16, 2025 3:37 PM
To: lisaruff.merritt@icloud.com <lisaruff.merritt@icloud.com>; tadtruax@mac.com <tadtruax@mac.com>
Cc: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>
Subject: Re: Oregon DEQ UST Inspection Determination: Merritt #1, Inc. 82nd Ave #12026

Good afternoon,

Please review the attached field citation. The deadline for payment of the \$500 penalty and repair/replacement of the spill bucket is 10/13/25.

Payment of Field Citation Penalty Instructions

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](#)

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

Questions about online payments and submittals can be directed to the Help Desk at

itservicedesk@deq.oregon.gov or

[Your DEQ Online Helpdesk - Jira Service Management](#) –



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Portland OR 97232-4100

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Emily.LITKE@deq.oregon.gov

From: GAFFNEY Ingrid * DEQ <Ingrid.GAFFNEY@deq.oregon.gov>

Sent: Friday, September 12, 2025 10:57 AM

To: lisaruff.merritt@icloud.com <lisaruff.merritt@icloud.com>; tadtruax@mac.com <tadtruax@mac.com>

Cc: UST Duty Officer * DEQ <UST.DutyOfficer@DEQ.oregon.gov>; LITKE Emily * DEQ <Emily.Litke@deq.oregon.gov>

Subject: Oregon DEQ UST Inspection Determination: Merritt #1, Inc. 82nd Ave #12026

Hello, Merritt #1 Inc. (Tad and Lisa):

Thank you for meeting with DEQ to perform the inspection at 9010 SE 82nd Ave, Portland, OR 97266 on September 10, 2025. Thank you for having SME present to perform a safe and efficient inspection. It was a pleasure to meet you all.

Since DEQ observed a violation, enforcement will be issued per the enforcement guidance. Below are the listed violations.

You will receive the enforcement documentation via a separate email from the UST Duty officer email. The payment can be made via [Your DEQ Online Website](#).

***Please email the UST duty officer from this point forward with all communications about the violation or when sending over the final testing records and any repair documentation. DO NOT SEND THEM TO ME. Contact the UST Duty Officer at 503-229-5034 or ust.dutyofficer@deq.oregon.gov**

Violations:

1. C1e – Failure to conduct the most recent 3-year spill prevention equipment test. Last test was performed 7/23/2021. Due July 2024. Testing performed in 2025 spill buckets being replaced and tested by SME per Merritt #1, Inc. **OAR 340-150-0310(8)9b) Class I**

Corrective Actions:

1. **Install new spill buckets. Complete testing of new spill buckets post install within 30 days.** Maintain records and submit compliance testing results to DEQ by **October 13, 2025 via the UST Duty officer email: ust.dutyofficer@deq.oregon.gov (Service provider will submit online too, via YDO)**

Thank you!

Regards,

Ingrid Gaffney
UST Compliance Inspector
DEQ UST Program
700 NE Multnomah St, Ste 600
Portland, OR 97232
503-875-1246
<https://www.oregon.gov/deq/Pages/index.aspx>
she/ her

Fee \$ 500.00 - Paid \$ 500.00 = Due \$ 0.00

Penalty

▶ 2025-fc-9993

UST - Field Citation

\$ 500.00

1 Results

Add Penalty

Send to FIMS

Payment

Credit Card

\$ 500.00

11/5/2025

11/5/2025

DEQEDM000063125

Type

Credit Card

Amount

500

E-Payment Confirmation#

DEQEDM000063125

E-Payment Settle Date

11/05/2025

Ref#

Payment Date

11/05/2025

Comments

Text input field for comments with a character count: (Remaining Length: 4000)

Site Info

MERRITT #1, INC. 82ND



9010 SE 82ND AVE, HAPPY VALLEY, OR 97086

85262 ✓

293630

CEM_FacilityIdentifier=34169 UST (12026)

Stationary

Inspection Info

10632 Completed

UST

Full Compliance Inspection (FCI) TCR only

Start Date 9/10/2025

End Date 9/10/2025

Created & Updated Info