



# Oregon

Tina Kotek, Governor

Department of Environmental Quality

Eastern Region Pendleton Office

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Pendleton, OR 97801

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TTY 711

December 8, 2025

Dustie Pickard  
101 Depot Street  
Weston, Oregon 97886

RE: Warning Letter with Opportunity to Correct  
Lakeside Foods, Inc.  
WPCF permit #: 101394  
2025-WLOCT-10076  
FIS ID #: 179646  
WQ – Umatilla County

Dear Mrs. Pickard:

Department of Environmental Quality (DEQ) has completed an audit of required reporting submitted by the Lakeside Foods facility in accordance with Water Pollution Control Facility (WPCF) Permit No. 101394 in preparation for permit renewal. Based on review of Discharge Monitoring Reports (DMRs) and annual reports, DEQ found the facility to be in violation of the WPCF permit and associated management plans for failing to monitor and improper reporting.

There are one hundred one (101) violations described in the following warning letter with opportunity to correct.

### **Violation: Failure to Monitor**

Schedule B.1, Table B1 of the WPCF permit requires the facility to monitor for irrigation and soil parameters as follows:

Item or Parameter	Minimum Frequency	Sample Type/Action
Inspection dikes of the storage lagoon and brine ponds	Weekly when used	Record observations
Inspect pipelines and irrigation systems(including sprinkler nozzles)	Daily when irrigating	Record observations
Inspect land application fields	Daily when irrigating	Record observations
Application of water Using methods that allow accurate (+/- 10%) accounting of volume of water (wastewater and any additional water) applied to individual fields.	Daily when irrigating	Record data
Wastewater flow meter calibrations	As recommended by manufacturer	Written verification
Wastewater parameters <sup>2</sup> pH (field measurement) Total Kjeldahl Nitrogen (TKN) NO <sub>2</sub> +NO <sub>3</sub> -N NH <sub>3</sub> +NH <sub>4</sub> -N Total Dissolved Solids (TDS)	3 samples per month <sup>3</sup>	Composite for an irrigation duration day <sup>4</sup>
Supplemental fresh water parameters (to be measured if supplemental water is applied to fields in the treatment system) <sup>2</sup> NO <sub>2</sub> +NO <sub>3</sub> -N NH <sub>3</sub> +NH <sub>4</sub> -N TDS	Quarterly	Grab
Item or Parameter <sup>3</sup>	Minimum Frequency	Sample Type/Action
Supplemental fertilizer (if applied to fields in the treatment system)	As applied	Record amounts
Soil Monitoring <sup>2</sup> NO <sub>3</sub> -N NH <sub>4</sub> -N EC of saturated extract pH	Prior to planting first crop in a rotation and after each crop harvest	In accordance with OM&M Plan
Soil TKN	Once per five years	In accordance with OM&M Plan
Crop nitrogen removal	At harvest	In accordance with OM&M Plan

<sup>1</sup>To be monitored for each field in the land application system, unless otherwise noted.

<sup>2</sup>All parameters by laboratory measurement, unless otherwise indicated.

<sup>3</sup>Procedure for scheduling samples will be described in the approved OM&M plan.

<sup>4</sup>Composite sample location and procedure will be described in the approved OM&M plan.

Based on review of available annual reports the facility failed to submit monitoring data for the following periods: a violation of the permit and Oregon environmental law.

Due Date	Violation	Violation Class	Number of Violations
July 3-9, 2022 November 20-26, 2022 May 28-June 3, 2023 December 11-17, 2022 January 1-7, 2023 January 15-21, 2023 September 17-23, 2023 January 21-27, 2024 June 30-July 6, 2024 (9 weeks)	Failure to monitor for effluent pH as required by Schedule B.1 of the permit; OAR 340-012-0055(1)(o).	I	9
July 3-9, 2022 November 20-26, 2022 May 28-June 3, 2023 December 11-17, 2022 January 1-7, 2023 January 15-21, 2023 September 17-23, 2023 January 21-27, 2024 June 30-July 6, 2024 (9 weeks)	Failure to monitor for effluent Total Kjeldahl Nitrogen (TKN) as required by Schedule B.1 of the permit; OAR 340-012-0055(1)(o).	I	9
July 3-9, 2022 November 20-26, 2022 May 28-June 3, 2023 December 11-17, 2022 January 1-7, 2023 January 15-21, 2023 September 17-23, 2023 January 21-27, 2024 June 30-July 6, 2024 (9 weeks)	Failure to monitor for effluent NO <sub>2</sub> +NO <sub>3</sub> -N as required by Schedule B.1 of the permit; OAR 340-012-0055(1)(o).	I	9

Due Date	Violation	Violation Class	Number of Violations
July 3-9, 2022 November 20-26, 2022 May 28-June 3, 2023 December 11-17, 2022 January 1-7, 2023 January 15-21, 2023 September 17-23, 2023 January 21-27, 2024 June 30-July 6, 2024 (9 weeks)	Failure to monitor for effluent NH <sub>3</sub> +NH <sub>4</sub> -N as required by Schedule B.1 of the permit; OAR 340-012-0055(1)(o).	I	9
July 3-9, 2022 November 20-26, 2022 May 28-June 3, 2023 December 11-17, 2022 January 1-7, 2023 January 15-21, 2023 September 17-23, 2023 January 21-27, 2024 June 30-July 6, 2024 (9 weeks)	Failure to monitor for effluent Total Dissolved Solids (TDS) as required by Schedule B.1 of the permit; OAR 340-012-0055(1)(o).	I	9
2021 – 2024 (4 years)	Failure to submit flow meter calibration verifications as required by Schedule B.1 of the permit; OAR 340-012-0055(1)(o).	I	4
2019: 8 fields 2020: 9 fields 2021: 9 fields 2022: 9 fields 2023: 7 fields 2024: 9 fields	Failure to monitor for crop nitrogen removal as required by Schedule B of the permit; OAR 340-012-0055(1)(o).	I	51
2019 – 2024	Failure to monitor soil TKN (required once every 5 years). OAR 340-012-0055(1)(o).	I	1

### Environmental Impact of Violations

Fulfilling the mandatory reporting requirements is an important obligation. Submittal of the required information is to ensure the facility is operating appropriately to protect human health and the environment.

### Required Corrective Action

The facility must ensure compliance with the terms and conditions of the issued WPCF permit, including all monitoring, reporting, and Schedule B requirements. The City must submit noncompliance reports for all instances of noncompliance. Additionally, the following corrective action is required:

1. **By January 15, 2026**, the facility must submit a revised template of the Annual Summary of Operations Report for reporting monitoring data, for DEQ approval. The former method of reporting is inadequate for determining compliance with monitoring requirements. At a minimum, the template must be in excel format and include:
  - a. Facility identifying information, date, and permit number;
  - b. Monthly monitoring data for each parameter (each month should be a separate sheet) including daily irrigation values for each field; and
  - c. Signed by an authorized representative.

Please submit the template to: [Anna.Morgan-Hayes@deq.oregon.gov](mailto:Anna.Morgan-Hayes@deq.oregon.gov)

### Summary

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 or fail to complete the required corrective action listed in this letter, this matter may be referred to the Department's Office of Compliance and Enforcement for formal enforcement action, including assessment of civil penalties and/or a Department order. Civil penalties can be assessed for each day of violation.

If you believe any of the facts in this notice are in error, you may provide information to me at the address shown at the top of this letter. I will consider any new information you submit and take appropriate action. If you have any questions, please contact me at [anna.morgan-hayes@deq.oregon.gov](mailto:anna.morgan-hayes@deq.oregon.gov) or at 541-246-4562.

Sincerely,



Anna Morgan-Hayes Water Quality Permit Writer  
Eastern Region

ec: Alyssa Witt, DEQ, WQ Permitting & Compliance  
Carl Makepeace, WQ Permitting & Compliance  
Mike Hiatt, DEQ, WQ Permitting & Compliance  
Oregon Records Management Solution