

2017 ENFORCEMENT ACTIONS & PENALTIES

1ST QUARTER

DATE ISSUED	RESPONSIBLE PARTY	VIOLATION DESCRIPTION	CITY CODE VIOLATED	ADMINISTRATIVE RULE	VIOLATION CATEGORY	ENFORCEMENT ACTION	CIVIL PENALTY
01/10/2017	Portland Container Repair Corporation	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	17.39.040	ENB-4.13	II	CO-16-010-39	<input type="checkbox"/>
01/10/2017	Portland Container Repair Corporation	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	17.39.040	ENB-4.13	II	NOV-16-456-39	<input checked="" type="checkbox"/>
01/10/2017	Portland Container Repair Corporation	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	17.39.040	ENB-4.13	II	NOV-16-457-39	<input checked="" type="checkbox"/>
01/10/2017	Portland Container Repair Corporation	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	17.39.040	ENB-4.13	II	NOV-16-458-39	<input checked="" type="checkbox"/>
01/19/2017	E'Njoni Cafe, Inc	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – 2-5 consecutive misses	17.34.050	ENB-4.26	III	NOV-16-387-34	<input checked="" type="checkbox"/>
01/19/2017	E'Njoni Cafe, Inc	Failure to comply with a Warning Notice enforcement action	17.34.110	ENB-4.15	III	NOV-16-429-34	<input checked="" type="checkbox"/>
01/19/2017	E'Njoni Cafe, Inc	Submitted a required fats, oils, and grease (FOG) removal interceptor maintenance report 31-45 days after site inspection	17.34.090	ENB-4.26	II	NOV-16-452-34	<input checked="" type="checkbox"/>
01/25/2017	Kings Omelets Restaurant	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	17.34.030	ENB-4.03	II	NOV-17-002-34	<input checked="" type="checkbox"/>
01/25/2017	Hawthorne Gardens Senior Living Community	Discharge caused or contributed to a sanitary sewer overflow (interference, SNC)	17.34.030	ENB-4.03	I	NOV-17-003-34	<input checked="" type="checkbox"/>
01/26/2017	Oil Re-Refining Company, Inc	2nd late reporting incident in a calendar year (same type), <30 days late	17.34.090	ENB-4.03	III	NOV-2017-004	<input checked="" type="checkbox"/>
01/27/2017	Steel Hammer Properties, LLC	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	17.39.040	ENB-4.13	II	NOV-17-005-39	<input checked="" type="checkbox"/>
01/27/2017	Columbia Forge & Machine Works	Prohibited discharge to City storm sewer and drainage system (Visible sheen)	17.39.040	ENB-4.13	II	NOV-17-006-39	<input checked="" type="checkbox"/>
02/01/2017	Sunshine Dairy Foods, LLC	Settlement Agreement for NOV-2016-468	17.34.110	ENB-4.03	I	VCA-2017-001	<input type="checkbox"/>
02/02/2017	PPV Inc	Violated pretreatment discharge standard $x > 2.0$ times the limit (Chloroform = 2.02 mg/L)	17.34.040	ENB-4.03	I	NOV-2017-007	<input checked="" type="checkbox"/>
02/06/2017	Apex Anodizing, Inc	Submitted a required report >30 days late	17.34.090	ENB-4.03	I	NOV-2017-008	<input checked="" type="checkbox"/>
02/07/2017	East Side Plating, Inc - Plants #1-3	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Zinc = 3.67 mg/L, averaged)	17.34.040	ENB-4.03	II	NOV-2017-010	<input checked="" type="checkbox"/>
02/08/2017	The Kroger Company	Prohibited discharge to City storm sewer and drainage system (Discharge of process wastewater, including washwater (no endangerment))	17.39.040	ENB-4.13	II	NOV-17-009-39	<input checked="" type="checkbox"/>
02/13/2017	Portland Hospital Service Corporation	Violated pretreatment discharge standard $4.5 \leq \text{pH} < 5.0$ or $11.5 < \text{pH} \leq 12.0$ (grab, pH = 11.6 SU)	17.34.040	ENB-4.03	III	NOV-2017-013	<input checked="" type="checkbox"/>
02/14/2017	PPV Inc	Violated pretreatment discharge standard $x > 2.0$ times the limit (Molybdenum = 9.94 mg/L)	17.34.040	ENB-4.03	I	NOV-2017-015	<input checked="" type="checkbox"/>
02/14/2017	PPV Inc	Failure to notify City within 24 hours of violation	17.34.090	ENB-4.03	II	NOV-2017-016	<input checked="" type="checkbox"/>
02/15/2017	Hawthorne Gardens Senior Living Community	Recovery of costs incurred by the City due to a discharge that caused or contributed to a sanitary sewer overflow (interference, SNC)	17.34.030	ENB-4.03	I	NOAC-17-001-34	<input checked="" type="checkbox"/>
02/15/2017	Harry's Fresh Foods	Failure to meet Compliance Schedule deadlines – >30 days late, within IU's control & no extenuating circumstances	17.34.110	ENB-4.03	I	NOV-2017-017	<input checked="" type="checkbox"/>
02/15/2017	Rejuvenation, Inc	Failure to maintain required records – unintentional	17.34.060	ENB-4.03	III	NOV-2017-018	<input checked="" type="checkbox"/>
02/16/2017	The Dannon Company	Prohibited discharge to City storm sewer and drainage system (Discharge of process wastewater, including washwater (no endangerment))	17.39.040	ENB-4.13	II	NOV-17-012-39	<input checked="" type="checkbox"/>
02/16/2017	The Dannon Company	Prohibited discharge to City storm sewer and drainage system (propylene glycol)	17.39.040	ENB-4.13	II	NOV-17-014-39	<input checked="" type="checkbox"/>
02/21/2017	The Dannon Company	$\text{pH} > 11.5$ for cumulative time (t), where $t > 60$ mins. in a calendar day (continuous monitoring)	17.34.040	ENB-4.03	I	NOV-2017-019	<input checked="" type="checkbox"/>
02/21/2017	The Dannon Company	$\text{pH} < 5.0$ for cumulative time (t), where $30 < t \leq 60$ mins. in a calendar day (continuous monitoring)	17.34.040	ENB-4.03	II	NOV-2017-020	<input checked="" type="checkbox"/>
02/21/2017	The Dannon Company	$\text{pH} < 5.0$ for cumulative time (t), where $5 < t \leq 30$ mins. in a calendar day (continuous monitoring)	17.34.040	ENB-4.03	III	NOV-2017-021	<input checked="" type="checkbox"/>
02/22/2017	Harry's Fresh Foods	Violated pretreatment discharge standard $4.5 \leq \text{pH} < 5.0$ or $11.5 < \text{pH} \leq 12.0$ (grab, pH = 11.9 SU)	17.34.040	ENB-4.03	III	NOV-2017-023	<input checked="" type="checkbox"/>
02/23/2017	Paul Jones	Failure to obtain permit or other legal agreement to make hard-plumbed connection with the City sewer, storm sewer or drainage system	17.32.030	ENB-4.22	I	CO-17-001-32	<input type="checkbox"/>
02/23/2017	Paul Jones	Failure to obtain permit or other legal agreement to make hard-plumbed connection with the City sewer, storm sewer or drainage system	17.32.030	ENB-4.22	I	NOV-17-024-32	<input checked="" type="checkbox"/>
02/23/2017	Paul Jones	Prohibited discharge to City storm sewer and drainage system (sanitary sewer cross-connection)	17.39.040	ENB-4.13	II	NOV-17-025-39	<input checked="" type="checkbox"/>
02/24/2017	Isabel, LLC	Fats, oils, and grease (FOG) fixtures disconnected from fats, oils, and grease (FOG) removal interceptor	17.34.050	ENB-4.26	I	NOV-17-022-34	<input checked="" type="checkbox"/>
03/02/2017	Apex Anodizing, Inc	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Zinc = 3.6 mg/L)	17.34.040	ENB-4.03	II	NOV-2017-027	<input checked="" type="checkbox"/>
03/02/2017	Doubletree Laundry	Violated pretreatment discharge standard $4.0 \leq \text{pH} < 4.5$ or $12.0 < \text{pH} \leq 12.5$ (grab, pH = 12.2 SU)	17.34.040	ENB-4.03	II	NOV-2017-028	<input checked="" type="checkbox"/>
03/07/2017	Mt. Hood Solutions	Violated pretreatment discharge standard $1.0 < x \leq 1.2$ times the limit (Zinc = 3.91 mg/L)	17.34.040	ENB-4.03	III	NOV-2017-029	<input checked="" type="checkbox"/>
03/09/2017	Superior Tank Wash, Inc	Violated pretreatment discharge standard $1.0 < x \leq 1.2$ times the limit (Lead = 0.733 mg/L)	17.34.040	ENB-4.03	III	NOV-2017-030	<input checked="" type="checkbox"/>
03/09/2017	Bridgeport Brewing Company	Violated pretreatment discharge standard $4.0 \leq \text{pH} < 4.5$ or $12.0 < \text{pH} \leq 12.5$ (grab, pH = 12.5 SU)	17.34.040	ENB-4.03	II	NOV-2017-032	<input checked="" type="checkbox"/>
03/10/2017	Alpenrose Dairy	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	17.39.040	ENB-4.13	II	NOV-17-033-39	<input checked="" type="checkbox"/>
03/14/2017	Apex Anodizing, Inc	Violated pretreatment discharge standard $4.5 \leq \text{pH} < 5.0$ or $11.5 < \text{pH} \leq 12.0$ (grab, pH = 12.0 SU)	17.34.040	ENB-4.03	III	NOV-2017-035	<input checked="" type="checkbox"/>
03/15/2017	BEAM Development	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	17.34.030	ENB-4.03	II	NOV-17-036-34	<input checked="" type="checkbox"/>

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03/24/2017	Galvanizers Company	Violated pretreatment discharge standard 1.0 < x ≤ 1.2 times the limit (Zinc = 3.95 mg/L)	17.34.040	ENB-4.03	III	NOV-2017-037	☒
03/24/2017	Galvanizers Company	Violated pretreatment discharge standard 1.0 < x ≤ 1.2 times the limit (Zinc = 4.38 mg/L)	17.34.040	ENB-4.03	III	NOV-2017-038	☒
03/24/2017	Kinder Morgan Bulk Terminal 4	Violated pretreatment discharge standard 1.0 < x ≤ 1.2 times the limit (Total Dissolved Solids = 3910 lbs.)	17.34.040	ENB-4.03	III	NOV-2017-041	☒

LEGEND: CO = Compliance Order NOV = Notice of Violation
NA = Not Applicable NT = Notice of Termination
NOAC = Notice of Assessment of Costs SNC = Significant Non-Compliance*

No. of Actions Issued	Cumulative Penalty Assessments
44	\$39,005

VIOLATION CATEGORY:

- Class I A class I violation is one that has a high degree of deviation from the regulations or that poses a substantial threat to human health and safety, property, or the environment.
- Class II A class II violation is one that has a moderate degree of deviation from the regulations or that poses a significant threat to human health and safety, property, or the environment.
- Class III A class III violation is one that is not a class I or class II violation, is a minor deviation from the regulations, or poses a minimal threat to human health and safety, property, or the environment.

*Significant Non-Compliance (SNC) – Any significant industrial user or any other discharger who violates one or more of the criteria described in PCC 17.34.110(B) is considered to be in SNC. Federal pretreatment regulations 40 CFR 403.8(f)(2)(vii) require the City to publish annually a list of industries that were in significant non-compliance with local, state or federal pretreatment requirements.