

## 2017 ENFORCEMENT ACTIONS & PENALTIES

### 2<sup>ND</sup> QUARTER

DATE ISSUED	RESPONSIBLE PARTY	VIOLATION DESCRIPTION	VIOLATION CLASS	CITY CODE VIOLATED	ADMINISTRATIVE RULE	ENFORCEMENT ACTION	CIVIL PENALTY
04/05/2017	PCC Structurals, Inc.	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Molybdenum = 1.76 mg/L)	II	17.34.040	ENB-4.03	NOV-2017-042	☒
04/06/2017	Fava, LLC	Failure to obtain permit or other legal agreement to make soft-plumbed connection with the City sewer, storm sewer or drainage system	II	17.32.030	ENB-4.22	NOV-17-039-32	☒
04/06/2017	Fava, LLC	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-040-34	☒
04/06/2017	East Side Plating, Inc – Plant #4	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Zinc = 4.32 mg/L)	II	17.34.040	ENB-4.03	NOV-2017-043	☒
04/06/2017	East Side Plating, Inc. – Plant #4	Violated pretreatment discharge standard $x > 2.0$ times the limit (Total Cyanide = 9.35 mg/L)	I	17.34.040	ENB-4.03	NOV-2017-044	☒
04/07/2017	Oregon Food Bank, Inc.	Failure to maintain or repair a fats, oils, and grease (FOG) removal interceptor	II	17.34.050	ENB-4.26	NOV-17-011-34	☒
04/10/2017	08-129460	Failure to operate & maintain a stormwater management facility in accordance with O&M Plan – escalation	III	17.38.040	ENB-4.31	NOV-17-045-38	☒
04/10/2017	12-111175	Failure to operate & maintain a stormwater management facility in accordance with O&M Plan – escalation	III	17.38.040	ENB-4.31	NOV-17-046-38	☒
04/13/2017	Paul Jones	Recovery of costs incurred by the City due to an unauthorized discharge without a City Permit or Authorization (unknowing)	II	17.39.040	ENB-4.13	NOAC-17-002-39	☒
04/18/2017	Red Lion Hotel On The River	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-048-34	☒
04/18/2017	The Pink Feather, Inc.	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-049-34	☒
04/18/2017	GBMO, LLC dba Burger King #4670	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-050-34	☒
04/19/2017	BJS Restaurant Corp	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-052-34	☒
04/20/2017	Dry Oak, Inc.	Prohibited discharge to City storm sewer and drainage system (Discharge of process wastewater, including washwater (no endangerment))	II	17.39.040	ENB-4.13	NOV-17-053-39	☒
04/20/2017	Superior Tank Wash, Inc.	Failure to notify City within 24 hours of violation	II	17.34.090	ENB-4.03	NOV-2017-054	☒
04/25/2017	Starks Industries, LLC	Prohibited discharge to City storm sewer and drainage system (Visible sheen)	II	17.39.040	ENB-4.13	NOV-17-047-39	☒
04/25/2017	Galvanizers Company	Violated pretreatment discharge standard $1.0 < x \leq 1.2$ times the limit (Zinc = 4.21 mg/L)	III	17.34.040	ENB-4.03	NOV-2017-057	☒
05/02/2017	Apex Anodizing, Inc.	2nd late reporting incident in a calendar year (same type), <30 days late	III	17.34.090	ENB-4.03	NOV-2017-068	☒
05/03/2017	Parker Concrete, Inc.	Recovery of costs incurred by the City due to a prohibited discharge of process wastewater, including washwater (no endangerment)	II	17.39.040	ENB-4.13	NOAC-17-003-39	☒
05/03/2017	Parker Concrete, Inc.	Prohibited discharge to City storm sewer and drainage system (Discharge of process wastewater, including washwater (no endangerment))	II	17.39.040	ENB-4.13	NOV-17-055-39	☒
05/03/2017	Hooters	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-069-34	☒
05/03/2017	Kentucky Fried Chicken	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-070-34	☒
05/03/2017	Popeyes Louisiana Chicken	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-071-34	☒
05/03/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Molybdenum = 2.2 mg/L)	II	17.34.040	ENB-4.03	NOV-2017-072	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-059	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-060	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-061	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-062	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-063	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-064	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-065	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-066	☒
05/05/2017	Northwest Cascade, Inc.	Discharge caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOV-2017-067	☒
05/10/2017	RC Concrete, LLC	Directed water, from any source, on private property to run onto any City sidewalk, street, easement or right of way without authorization or approval	II	17.32.030	ENB-4.22	NOV-17-074-32	☒
05/10/2017	RC Concrete, LLC	Prohibited discharge to City storm sewer and drainage system (Discharge of process wastewater, including washwater (no endangerment))	II	17.39.040	ENB-4.13	NOV-17-075-39	☒
05/12/2017	93-005321	Failure to operate & maintain a stormwater management facility in accordance with O&M Plan – escalation	III	17.38.040	ENB-4.31	NOV-17-073-38	☒
05/12/2017	05-108162	Failure to operate & maintain a stormwater management facility in accordance with O&M Plan – escalation	III	17.38.040	ENB-4.31	NOV-17-076-38	☒

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05/15/2017	Turner Construction Company	Directed water, from any source, on private property to run onto any City sidewalk, street, easement or right of way without authorization or approval	II	17.32.030	ENB-4.22	NOV-17-082-32	☒
05/15/2017	Oregon Oils, Inc.	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-2017-079	☒
05/22/2017	Schulz-Clearwater Sanitation, Inc.	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	II	17.39.040	ENB-4.13	NOV-17-001-39	☒
05/22/2017	HKM Investments, LLC	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-077-34	☒
05/22/2017	Noho's Hawaiian Cafe	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-078-34	☒
05/22/2017	Amalfi's Italian Restaurant & Catering, Inc.	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-080-34	☒
05/22/2017	The Mississippi Development Company LLC	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-081-34	☒
05/25/2017	PPV, Inc	Violated pretreatment discharge standard $1.0 < x \leq 1.2$ times the limit (Titanium = 0.0997 mg/L)	III	17.34.040	ENB-4.03	NOV-2017-083	☒
05/25/2017	Yoshida Foods International	Failure to notify City within 24 hours of violation	II	17.34.090	ENB-4.03	NOV-2017-086	☒
05/25/2017	Blackline, Inc.	Violated pretreatment discharge standard $4.5 \leq \text{pH} < 5.0$ or $11.5 < \text{pH} \leq 12.0$ (grab, pH = 11.9 SU)	III	17.34.040	ENB-4.03	NOV-2017-087	☒
05/26/2017	Tanner Goods	Recovery of costs incurred by the City due to a prohibited discharge of automotive fluids to the City storm sewer and drainage system	II	17.39.040	ENB-4.13	NOAC-17-005-39	☒
05/26/2017	Northwest Cascade, Inc.	Recovery of costs incurred by the City due to a discharge that caused pass through or interference (SNC)	I	17.34.030	ENB-4.03	NOAC-2017-004	☒
05/26/2017	Tanner Goods	Prohibited discharge to City storm sewer and drainage system (Visible sheen)	II	17.39.040	ENB-4.13	NOV-17-084-39	☒
05/31/2017	McDonald's #10656	Recovery of costs incurred by the City due to a prohibited discharge to the City storm sewer and drainage system that caused visible discoloration	II	17.39.040	ENB-4.13	NOAC-17-006-39	☒
05/31/2017	McDonald's #10656	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	II	17.39.040	ENB-4.13	NOV-17-085-39	☒
06/01/2017	Steiner Corporation - ALSOCO	$\text{pH} < 5.0$ for cumulative time (t), where $5 < t \leq 30$ mins. in a calendar day (continuous monitoring)	III	17.34.040	ENB-4.03	NOV-2017-090	☒
06/02/2017	METRO Central Transfer Station	Violated pretreatment discharge standard $x > 2.0$ times the limit (Zinc = 13.6 mg/L)	I	17.34.040	ENB-4.03	NOV-2017-091	☒
06/05/2017	Alameda Brewhouse, LLC	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-092-34	☒
06/05/2017	Garden Home Dairy Queen Brazier	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-093-34	☒
06/05/2017	Shari's Restaurant	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction	II	17.34.030	ENB-4.03	NOV-17-094-34	☒
06/06/2017	93-005321	Settlement agreement for NOV-17-073-38	III	17.38.040	ENB-4.31	VCA-17-004-38	☐
06/07/2017	Bassotto Gelateria, LLC	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-088-34	☒
06/08/2017	Lovett Restoration and Waterproofing, LLC	Directed water, from any source, on private property to run onto any City sidewalk, street, easement or right of way without authorization or approval	II	17.32.030	ENB-4.22	NOV-17-095-32	☒
06/12/2017	Doss Enterprises, LLC	Prohibited discharge to City storm sewer and drainage system (Visible discoloration, except for testing dyes used or approved by the City)	II	17.39.040	ENB-4.13	NOV-17-096-39	☒
06/13/2017	Colas Construction, Inc.	Discharge caused or contributed to a sanitary sewer overflow (interference, SNC)	I	17.34.030	ENB-4.03	NOV-16-445-34	☒
06/13/2017	Colas Construction, Inc.	Failure to obtain permit or other legal agreement to make hard-plumbed connection with the City sewer, storm sewer or drainage system	I	17.32.030	ENB-4.22	NOV-16-446-32	☒
06/13/2017	Nonna	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-102-34	☒
06/14/2017	Chopsticks III, LLC	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-100-34	☒
06/14/2017	JC Rice Noodle Shop and Restaurant	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-104-34	☒
06/14/2017	Pitch Dark Chocolate	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-105-34	☒
06/15/2017	Super Burrito Express	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-099-34	☒
06/15/2017	Uno Mas Taquiza	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-103-34	☒
06/15/2017	Johnson Creek Market	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-106-34	☒
06/15/2017	Roman Russian Food Store, Inc.	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-107-34	☒
06/15/2017	Utopia Café	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-108-34	☒
06/15/2017	Portland Adventist Medical Center	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-110-34	☒

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06/15/2017	Jimmy John's Gourmet Sandwiches	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-112-34	☒
06/15/2017	Bridgeport Brewing Company	Violated pretreatment discharge standard $4.5 \leq \text{pH} < 5.0$ or $11.5 < \text{pH} \leq 12.0$ (grab, pH = 11.7 SU)	III	17.34.040	ENB-4.03	NOV-2017-113	☒
06/20/2017	Schulz-Clearwater Sanitation, Inc.	Recovery of costs incurred by the City due to a prohibited discharge to the City storm sewer and drainage system that caused visible discoloration	II	17.39.040	ENB-4.13	NOAC-17-007-39	☒
06/21/2017	The Kroger Company	pH < 5.0 for cumulative time (t), where $5 < t \leq 30$ mins. in a calendar day (continuous monitoring)	II	17.34.040	ENB-4.03	NOV-2017-114	☒
06/27/2017	Humdinger, Inc.	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-101-34	☒
06/27/2017	Ochoco Partners, LLC	Failure to clean fats, oils, and grease (FOG) removal interceptor according to standard or established schedule – >10 consecutive misses	I	17.34.050	ENB-4.26	NOV-17-109-34	☒
06/28/2017	East Side Plating, Inc. – Plants #1-3	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Copper = 5.05 mg/L)	II	17.34.040	ENB-4.03	NOV-2017-115	☒
06/29/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard $1.0 < x \leq 1.2$ times the limit (Molybdenum = 1.47 mg/L)	III	17.34.040	ENB-4.03	NOV-2017-116	☒

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

No. of Actions Issued	Cumulative Penalty Assessments
81	\$163,425

VIOLATION CLASSIFICATION SYSTEM:

- 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.