

2017 ENFORCEMENT ACTIONS & PENALTIES

3RD QUARTER

DATE ISSUED	RESPONSIBLE PARTY	VIOLATION DESCRIPTION	VIOLATION CLASS	CITY CODE VIOLATED	ADMINISTRATIVE RULE	ENFORCEMENT ACTION	CIVIL PENALTY
07/17/2017	Steiner Corporation – ALSCO	pH > 11.5 for cumulative time (t), where 15 < t ≤ 30 mins. in a calendar day (continuous monitoring)	III	17.34.040	ENB - 4.03	NOV-2017-118	☒
07/25/2017	Pyramid Brewing Co.	Violated pretreatment discharge standard 4.5 ≤ pH < 5.0 or 11.5 < pH ≤ 12.0 (grab, pH = 11.6 SU)	III	17.34.040	ENB - 4.03	NOV-2017-119	☒
07/25/2017	The Kroger Company	pH < 5.0 for cumulative time (t), where 5 < t ≤ 30 mins. in a calendar day (continuous monitoring)	III	17.34.040	ENB - 4.03	NOV-2017-120	☒
08/01/2017	Anderson Roofing Company, Inc.	Prohibited discharge to City storm sewer and drainage system (Visible sheen)	II	17.39.040	ENB - 4.13	NOV-17-121-39	☒
08/01/2017	Yoyumba, LLC	Failure to comply with a Warning Notice enforcement action	III	17.34.110	ENB - 4.15	NOV-17-123-34	☒
08/10/2017	Sunshine Dairy Foods, LLC	pH < 5.0 for cumulative time (t), where 5 < t ≤ 30 mins. in a calendar day (continuous monitoring)	III	17.34.040	ENB - 4.03	NOV-2017-124	☒
08/14/2017	Anderson Roofing Company, Inc.	Prohibited discharge to City storm sewer and drainage system (Visible sheen)	II	17.39.040	ENB - 4.13	NOAC-17-009-39	☒
08/15/2017	Sunshine Dairy Foods, LLC	Prohibited discharge of Fats, Oils, and Grease (FOG) during Show Compliance Period	I	17.34.110	ENB - 4.03	NOV-2017-125	☒
08/23/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard 1.0 < x ≤ 1.2 times the limit (Oils & Grease (Non-Polar) = 110 mg/L)	III	17.34.040	ENB - 4.03	NOV-2017-127	☒
08/23/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard 1.20 < x ≤ 2.0 times the limit (Zinc = 6.23 mg/L)	II	17.34.040	ENB - 4.03	NOV-2017-128	☒
08/23/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard x > 2.0 times the limit (Oils & Grease (Non-polar) = 216 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-129	☒
08/23/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard x > 2.0 times the limit (n-Octadecane = 1.4 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-130	☒
08/23/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard x > 2.0 times the limit (Bis(2-ethylhexyl) phthalate = 1.1 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-131	☒
08/23/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard 1.20 < x ≤ 2.0 times the limit (Mercury = 0.0167 mg/L)	II	17.34.040	ENB - 4.03	NOV-2017-132	☒
08/24/2017	Univar USA, Inc.	Prohibited discharge to City storm sewer and drainage system (pH outside the range of applicable water quality standards in OAR Division 340-041)	II	17.39.040	ENB - 4.13	NOV-17-133-39	☒
08/24/2017	Univar USA, Inc.	Prohibited discharge to City storm sewer and drainage system (pH outside the range of applicable water quality standards in OAR Division 340-041)	I	17.39.040	ENB - 4.13	NOV-17-134-39	☒
08/24/2017	Univar USA, Inc.	Failure to immediately report to BES a spill or uncontrolled discharge of hazardous, toxic or prohibited substances	II	17.39.050	ENB - 4.13	NOV-17-135-39	☒
08/28/2017	Nuestra Cocina, Inc.	Fats, Oils, and Grease (FOG) removal interceptor out of service >90 days due to repairs	I	17.34.050	ENB - 4.26	NOV-17-058-34	☒
08/28/2017	Alpenrose Dairy	pH > 11.5 for cumulative time (t), where 15 < t ≤ 30 mins. in a calendar day (continuous monitoring)	III	17.34.040	ENB - 4.03	NOV-2017-136	☒
08/30/2017	Apex Anodizing, Inc.	Violated pretreatment discharge standard x > 2.0 times the limit (Nickel = 5.66 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-137	☒
08/30/2017	Apex Anodizing, Inc.	Violated pretreatment discharge standard x > 2.0 times the limit (Zinc = 5.32 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-138	☒
09/01/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard 1.20 < x ≤ 2.0 times the limit (Molybdenum = 2.68 mg/L)	II	17.34.040	ENB - 4.03	NOV-2017-139	☒
09/01/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard 1.20 < x ≤ 2.0 times the limit (Molybdenum = 2.64 mg/L)	II	17.34.040	ENB - 4.03	NOV-2017-140	☒
09/01/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard 1.0 < x ≤ 1.2 times the limit (Molybdenum = 1.55 mg/L)	III	17.34.040	ENB - 4.03	NOV-2017-141	☒
09/01/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard 1.20 < x ≤ 2.0 times the limit (Molybdenum = 2.4 mg/L)	II	17.34.040	ENB - 4.03	NOV-2017-142	☒
09/01/2017	Oil Re-Refining Company, Inc.	Violated pretreatment discharge standard 1.0 < x ≤ 1.2 times the limit (Molybdenum = 1.42 mg/L)	III	17.34.040	ENB - 4.03	NOV-2017-143	☒
09/08/2017	Jake's Mobile Mix, LLC	Prohibited discharge of a substance that may inhibit, create a nuisance, interfere with, or impair the performance of collection or treatment processes and systems	II	17.34.030	ENB - 4.03	NOV-17-117-34	☒
09/08/2017	AIC, Inc.	Violated pretreatment discharge standard 4.5 ≤ pH < 5.0 or 11.5 < pH ≤ 12.0 (grab, pH = 11.96 SU)	III	17.34.040	ENB - 4.03	NOV-2017-145	☒
09/13/2017	Urban Housing Development, 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-17-126-39	☒
09/13/2017	Urban Housing Development, 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-17-146-39	☒
09/21/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard x > 2.0 times the limit (n-Octadecane = 2.51 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-149	☒
09/22/2017	Dutch Masonry, 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-17-148-39	☒
09/22/2017	The Dannon Company	Prohibited discharge to City storm sewer and drainage system of process wastewater, including washwater (no endangerment)	II	17.39.040	ENB - 4.13	NOV-17-152-39	☒

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09/22/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard $x > 2.0$ times the limit (n-Octadecane = 1.5 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-150	☒
09/22/2017	NRC Environmental Services, Inc.	Violated pretreatment discharge standard $1.20 < x \leq 2.0$ times the limit (Bis(2-ethylhexyl) phthalate = 0.29 mg/L)	II	17.34.040	ENB - 4.03	NOV-2017-151	☒
09/29/2017	PPV, Inc.	Violated pretreatment discharge standard $x > 2.0$ times the limit (Total Cyanide = 4.58 mg/L)	I	17.34.040	ENB - 4.03	NOV-2017-153	☒

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
36	\$36,208

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.