

2019 ENFORCEMENT ACTIONS & PENALTIES

1ST QUARTER

DATE ISSUED	RESPONSIBLE PARTY	VIOLATION DESCRIPTION	VIOLATION CLASS	CITY CODE VIOLATED	ADMINISTRATIVE RULE	ENFORCEMENT ACTION	CIVIL PENALTY
1/2/2019	PCC Structurals, Inc	4.5 <= pH < 5.0 or 11.5 < pH <= 12.0 (grab, pH = 11.6 SU)	III	17.34.40	ENB-4.03	NOV-2019-001	<input checked="" type="checkbox"/>
1/2/2019	PCC Structurals, Inc	pH < 4.0 or pH > 12.5 (grab, pH = 12.6 SU)	I	17.34.40	ENB-4.03	NOV-2019-002	<input checked="" type="checkbox"/>
1/4/2019	Chao Qun Chen	Placement of materials causing obstruction, blockage or damage to City system: Concrete slurry discharged to storm system	I	17.39.40	ENB-4.15	NOAC-19-001-39	<input type="checkbox"/>
1/4/2019	Chao Qun Chen	Placement of materials causing obstruction, blockage or damage to City system: Concrete slurry discharged to storm system	I	17.39.40	ENB-4.15	NOV-19-003-39	<input checked="" type="checkbox"/>
1/4/2019	PCC Structurals, Inc	Slug load pH >11.5	I	17.34.30	ENB-4.03	NOV-2019-006	<input checked="" type="checkbox"/>
1/7/2019	Grand Cru Hospitality Group, Inc.	Direct water, from any source, on private property to run onto any City sidewalk, street, easement or right of way without authorization or approval Comment(s): Pressure washing catering equipment in right of way	II	17.32.30	ENB-4.22	NOV-19-004-32	<input checked="" type="checkbox"/>
1/7/2019	Grand Cru Hospitality Group, Inc.	Discharge of process wastewater, including washwater (no endangerment): Pressure washing catering equipment in right-of-way	II	17.39.40	NA	NOV-19-005-39	<input checked="" type="checkbox"/>
1/7/2019	Hoffman Construction Company of Oregon	Visible discoloration, except for testing dyes used or approved by the City: Turbid water with sheen to storm sewer.	II	17.39.40	NA	NOV-18-318-39	<input checked="" type="checkbox"/>
1/7/2019	Lyrical Foods II	pH < 5.0 for cumulative time (t), where t > 60 mins. in a calendar day (continuous monitoring)	I	17.34.40	ENB-4.03	NOV-2019-009	<input checked="" type="checkbox"/>
1/7/2019	Lyrical Foods II	pH < 5.0 for cumulative time (t), where t > 60 mins. in a calendar day (continuous monitoring)	I	17.34.40	ENB-4.03	NOV-2019-010	<input checked="" type="checkbox"/>
1/7/2019	Lyrical Foods II	pH < 5.0 for cumulative time (t), where t > 60 mins. in a calendar day (continuous monitoring)	I	17.34.40	ENB-4.03	NOV-2019-011	<input checked="" type="checkbox"/>
1/7/2019	NRC Environmental Services, Inc.	Violated pretreatment standard x > 2.0 times the limit: (n-decane daily limit)	I	17.34.40	ENB-4.03	NOV-2019-007	<input checked="" type="checkbox"/>
1/7/2019	NRC Environmental Services, Inc.	Violated pretreatment standard 1.20 < x <= 2.0 times the limit: (Zinc daily limit)	II	17.34.40	ENB-4.03	NOV-2019-008	<input checked="" type="checkbox"/>
1/8/2019	Mondelez Global, Inc	pH < 5.0 for cumulative time (t), where 30 < t <= 60 mins. in a calendar day (continuous monitoring)	II	17.34.40	ENB-4.03	NOV-2019-012	<input checked="" type="checkbox"/>
1/9/2019	Fairfield Development LP	Obstructing, interfering, blocking outlets, inlets, or overflow structures, or otherwise preventing conveyance: Discharge of cement/grout obstructing sewer lines	I	17.32.30	ENB-4.22	CO-19-001-32	<input type="checkbox"/>
1/9/2019	Univar USA Inc	Discharge of process wastewater, including washwater (no endangerment)	II	17.39.40	NA	NOV-18-319-39	<input checked="" type="checkbox"/>
1/15/2019	Apex Anodizing, Inc	Violated pretreatment discharge standard 1.0 < x <= 1.2 times the limit: (Zinc = 2.85 mg/L)	III	17.34.40	ENB-4.03	NOV-2019-015	<input checked="" type="checkbox"/>
1/15/2019	PCC Structurals, Inc	Any late reporting incident >30 days late: Permit Application	I	17.34.90	ENB-4.03	NOV-2019-014	<input checked="" type="checkbox"/>
1/22/2019	Marathon Construction Services, LLC	Visible discoloration, except for testing dyes used or approved by the City. Construction: turbid concrete washwater	II	17.39.40	NA	NOV-19-018-39	<input checked="" type="checkbox"/>
1/22/2019	McCulloch Construction Corporation	Prohibited discharge: Mud and turbid discharge from construction site to storm sewer	II	17.39.40	NA	NOV-19-016-39	<input checked="" type="checkbox"/>
1/22/2019	Portland Development Group LLC	Prohibited discharge: Gravel/mud/turbid water into right-of-way from construction	II	17.39.40	NA	NOV-19-017-39	<input checked="" type="checkbox"/>
1/22/2019	QK Holdings, LLC	Prohibited discharge w/visible sheen: grease bin spill washed to storm	II	17.39.40	NA	NOV-19-019-39	<input checked="" type="checkbox"/>
1/24/2019	Pearl Thai Cafe	Voluntary Compliance Agreement	NA	17.34.110	ENB-4.15	VCA-19-001-34	<input type="checkbox"/>
1/28/2019	West Coast Grocery	3rd late reporting incident in a calendar year <30 days late: Failure to respond to Notice of Violation	II	17.34.90	ENB-4.03	NOV-2019-023	<input checked="" type="checkbox"/>
1/29/2019	Form 3D Foundry	2nd late reporting incident in a calendar year <30 days late: Failed to comply with Warning Notice	III	17.34.90	ENB-4.03	NOV-2019-022	<input checked="" type="checkbox"/>
2/5/2019	QK Holdings, LLC	Prohibited discharge w/visible sheen: grease bin spill washed to storm	II	17.39.40	NA	NOAC-19-002-39	<input type="checkbox"/>
2/8/2019	Forest Heights Homeowners' Association, Inc.	All other prohibited discharges as stated in 17.39 (no damage to system): Discharge of sanitary waste to City storm sewer	II	17.39.40	NA	CO-19-004-39	<input type="checkbox"/>

CITY OF PORTLAND BUREAU OF ENVIRONMENTAL SERVICES, ENVIRONMENTAL COMPLIANCE DIVISION
BES ENVIRONMENTAL COMPLIANCE & ENFORCEMENT PROGRAM

2/8/2019	Marsha Hagg and Mark Hagg	All other prohibited discharges as stated in 17.39 (no damage to storm system): Discharge of sanitary waste from private to City storm sewer	II	17.39.40	NA	CO-19-005-39	<input type="checkbox"/>
2/8/2019	Turner Construction Company	Obstructing, interfering, blocking outlets, inlets, or overflow structures, or otherwise preventing conveyance: Break/Concrete discharge into Line	I	17.32.30	ENB-4.22	CO-19-002-32	<input type="checkbox"/>
2/11/2019	PCC Structural, Inc	Slug load pH > 11.5	I	17.34.30	ENB-4.03	NOV-2019-025	<input checked="" type="checkbox"/>
2/20/2019	North Portland Road, LLC	Modification of drainage to or from the stormwater management facility without prior BES approval: Illicit connection to MS4 from bioswale	III	17.38.40	ENB-4.31	NOV-19-029-38	<input checked="" type="checkbox"/>
2/20/2019	North Portland Road, LLC	Prohibited discharge: Turbid discharge & prohibited connection to MS4	II	17.39.40	NA	NOV-19-030-39	<input checked="" type="checkbox"/>
2/21/2019	Cha Ba Thai Restaurant	Failure to clean fats, oils, and grease removal interceptor according to standard or established schedule – 2-5 consecutive misses	III	17.34.50	ENB-4.26	NOV-19-026-34	<input checked="" type="checkbox"/>
2/28/2019	Daimler Trucks North America	Violated pretreatment standard 1.0 < x <= 1.2 times the limit (Zinc = 2.67 mg/L)	III	17.34.40	ENB-4.03	NOV-2019-031	<input checked="" type="checkbox"/>
3/1/2019	EcoLube Recovery, LLC	Violated pretreatment standard x > 2.0 times the limit (Non-Polar Oil & Grease = 203mg/L)	I	17.34.40	ENB-4.03	NOV-2019-032	<input checked="" type="checkbox"/>
3/4/2019	Apex Anodizing, Inc	Violated pretreatment discharge standard x > 2.0 times the limit (Zinc = 9.85 mg/L)	I	17.34.40	ENB-4.03	NOV-2019-033	<input checked="" type="checkbox"/>
3/7/2019	03-103707	Failure to operate & maintain stormwater management facility in accordance with O&M Plan (escalation)	III	17.38.40	ENB-4.31	NOV-19-039-38	<input checked="" type="checkbox"/>
3/7/2019	06-112200	Failure to operate & maintain stormwater management facility in accordance with O&M Plan (escalation)	III	17.38.40	ENB-4.31	NOV-19-038-38	<input checked="" type="checkbox"/>
3/7/2019	Oil Re-Refining Company, Inc	4.5 <= pH < 5.0 or 11.5 < pH <= 12.0 (grab, pH 4.8 SU)	III	17.34.40	ENB-4.03	NOV-2019-034	<input checked="" type="checkbox"/>
3/7/2019	Oil Re-Refining Company, Inc	Violated pretreatment standard 1.0 < x <= 1.2 times the limit: (Total Dissolved Solids = 1906lbs/day)	III	17.34.40	ENB-4.03	NOV-2019-035	<input checked="" type="checkbox"/>
3/7/2019	Oil Re-Refining Company, Inc	Failure to self-report violations within 24 hours of violation	II	17.34.90	ENB-4.03	NOV-2019-036	<input checked="" type="checkbox"/>
3/7/2019	PPV Inc	Violated pretreatment standard x > 2.0 times the limit: (Pentachlorophenol = 0.213 mg/L)	I	17.34.40	ENB-4.03	NOV-2019-040	<input checked="" type="checkbox"/>
3/7/2019	PPV Inc	Violated pretreatment standard x > 2.0 times the limit: (Pentachlorophenol 1.81. mg/L)	I	17.34.40	ENB-4.03	NOV-2019-041	<input checked="" type="checkbox"/>
3/13/2019	East Side Plating, Inc - Plant #5	Violated pretreatment standard 1.20 < x <= 2.0 times the limit: (Nickel = 4.3 mg/L)	II	17.34.40	ENB-4.03	NOV-2019-042	<input checked="" type="checkbox"/>
3/13/2019	East Side Plating, Inc - Plants #1-3	Violated pretreatment standard 1.0 < x <= 1.2 times the limit: (Zinc = 3.05 mg/L)	III	17.34.40	ENB-4.03	NOV-2019-043	<input checked="" type="checkbox"/>
3/13/2019	PPV Inc	Violated pretreatment standard x > 2.0 times the limit: (Titanium = 0.238 mg/L)	I	17.34.40	ENB-4.03	NOV-2019-044	<input checked="" type="checkbox"/>
3/14/2019	American Metal Stripping, LLC	Violated pretreatment discharge standard x > 2.0 times the limit: (Zinc daily limit)	I	17.34.40	ENB-4.03	NOV-2019-046	<input checked="" type="checkbox"/>
3/14/2019	Buffalo Gap Saloon & Eatery	Voluntary Compliance Agreement: 90 day extension for grease interceptor installation	NA	17.34.110	ENB-4.15	VCA-19-003-34	<input type="checkbox"/>
3/15/2019	Univar USA Inc	Discharge of process wastewater, including washwater (no endangerment): discharge in violation of individual DEQ permit	II	17.39.40	NA	NOV-19-045-39	<input checked="" type="checkbox"/>
3/26/2019	East Side Plating, Inc - Plant #4	pH < 5.0 for cumulative time (t), where t > 60 mins. in a calendar day (continuous monitoring)	I	17.34.40	ENB-4.03	NOV-2019-049	<input checked="" type="checkbox"/>
3/26/2019	East Side Plating, Inc - Plant #5	pH > 11.5 for cumulative time (t), where t > 60 mins. in a calendar day (continuous monitoring)	I	17.34.40	ENB-4.03	NOV-2019-050	<input checked="" type="checkbox"/>
3/26/2019	East Side Plating, Inc - Plant #5	pH > 11.5 for cumulative time (t), where t > 60 mins. in a calendar day (continuous monitoring)	I	17.34.40	ENB-4.03	NOV-2019-051	<input checked="" type="checkbox"/>

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

No. of Actions Issued	Cumulative Penalty Assessment
52	\$34,800.00

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 regulation 40 CFR 403.8(f)(2)(vii) requires the City to publish annually a list of industries that were in significant non-compliance with local, state or federal pretreatment requirements.