

2020 ENFORCEMENT ACTIONS & PENALTIES

1ST QUARTER

DATE ISSUED	RESPONSIBLE PARTY	VIOLATION DESCRIPTION	VIOLATION CLASS	CITY CODE VIOLATED	ADMINISTRATIVE RULE	ENFORCEMENT ACTION	CIVIL PENALTY
1/2/2020	Owens Brockway Glass Container, Inc.	Any late reporting incident >30 days late (Self Monitoring Report)	I	17.34.90	ENB-4.03	NOV-2019-224	<input checked="" type="checkbox"/>
1/2/2020	Starks Industries, LLC	Failure to comply with a Warning Notice enforcement action	III	17.39.110	ENB-4.15	NOV-20-001-39	<input checked="" type="checkbox"/>
1/2/2020	Swan Island Dairy	Violated Pretreatment discharge standard pH < 5.0 for cumulative time (t), where 5 < t <= 30 mins. in a calendar day (continuous monitoring)	III	17.34.40	ENB-4.03	NOV-2019-223	<input checked="" type="checkbox"/>
1/6/2020	Best In Concrete Services	Discharge of process wastewater, including washwater (no endangerment): Concrete washwater rinse to storm system/UIC	II	17.39.40	ENB-4.15	NOV-19-225-39	<input checked="" type="checkbox"/>
1/6/2020	Best In Concrete Services	Discharge of process wastewater, including washwater (no endangerment): Concrete washwater rinse to storm system/UIC	II	17.39.40	ENB-4.15	NOAC-19-016-39	<input type="checkbox"/>
1/6/2020	Portland General Electric	Breaking a structural component of a sewer or green street: Unpermitted cutting/removal of portion of storm lead	II	17.32.30	ENB-4.22	NOV-19-219-32	<input checked="" type="checkbox"/>
1/6/2020	Portland General Electric	Breaking a structural component of a sewer or green street: Unpermitted cutting/removing portion of storm lead	II	17.32.30	ENB-4.22	NOAC-19-014-32	<input type="checkbox"/>
1/7/2020	D.W. Sivers Co	Settlement agreement: Grease Interceptor installation extension	N/A	17.34.110	ENB-4.15	VCA-20-001-34	<input type="checkbox"/>
1/10/2020	10-151950-CO	Removal of required stormwater management facility: Pervious pavement sealed/paved over	II	17.38.40	ENB-4.31	NOV-20-011-38	<input checked="" type="checkbox"/>
1/10/2020	East Side Plating, Inc - Plant #4	Violated Pretreatment discharge standard where x > 2.0 times the limit (Zinc = 36.5 mg/L)	I	17.34.40	ENB-4.03	NOV-2020-008	<input checked="" type="checkbox"/>
1/10/2020	East Side Plating, Inc - Plant #4	Violated Pretreatment discharge standard where x > 2.0 times the limit (Cadmium = 2.39 mg/L)	I	17.34.40	ENB-4.03	NOV-2020-009	<input checked="" type="checkbox"/>
1/10/2020	East Side Plating, Inc - Plant #4	Violated Pretreatment discharge standard where x > 2.0 times the limit (Total Metals = 39.815 mg/L)	I	17.34.40	ENB-4.03	NOV-2020-010	<input checked="" type="checkbox"/>
1/13/2020	AIC Inc	Violated Pretreatment discharge standard 1.20 < x <= 2.0 times the limit (Non-polar Oil & Grease = 180mg/L @1.8x limit)	II	17.34.40	ENB-4.03	NOV-2020-004	<input checked="" type="checkbox"/>
1/16/2020	Henkels & McCoy, Inc.	Breaking a structural component of a sewer or green street: Directional drilling fiber optic into lateral	II	17.32.30	ENB-4.22	NOV-20-002-32	<input checked="" type="checkbox"/>
1/16/2020	Henkels & McCoy, Inc.	Breaking a structural component of a sewer or green street: Directional drilling fiber optic into lateral	II	17.32.30	ENB-4.22	NOAC-20-001-32	<input type="checkbox"/>
1/22/2020	Hawthorne Strip	Failure to comply with a Warning Notice: Failure to clean grease trap	III	17.34.110	ENB-4.15	NOV-20-014-34	<input checked="" type="checkbox"/>
1/28/2020	Schneider National, Inc.	Visible discoloration, except for testing dyes used or approved by the City: Turbid discharge to storm system/UIC	II	17.39.40	ENB-4.15	NOV-20-026-39	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-016	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-017	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-018	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-019	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-020	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-021	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Violated Pretreatment discharge standard 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-2020-022	<input checked="" type="checkbox"/>
1/29/2020	Doubletree Laundry	Failure to notify within 24 hours of violation (continuous pH > 11.5)	II	17.34.90	ENB-4.03	NOV-2020-023	<input checked="" type="checkbox"/>
1/30/2020	Ota Tofu	Violated Pretreatment discharge standard where pH < 5.0 for cumulative time (t), where 5 < t <= 30 mins. in a calendar day (continuous monitoring)	III	17.34.40	ENB-4.03	NOV-2020-027	<input checked="" type="checkbox"/>
2/10/2020	United States Bakery - Franz	Violated Pretreatment discharge standard pH < 4.0 or pH > 12.5 (Grab Sample pH = 13.5 SU)	I	17.34.40	ENB-4.03	NOV-2020-035	<input checked="" type="checkbox"/>
2/11/2020	John Janac	Visible sheen discharge from unpermitted construction	II	17.39.40	ENB-4.15	NOV-19-222-39	<input checked="" type="checkbox"/>
2/11/2020	John Janac	Visible sheen discharge from unpermitted construction	II	17.39.40	ENB-4.15	NOAC-19-015-39	<input type="checkbox"/>
2/11/2020	Portland Hospital Service Corporation	Violated Pretreatment discharge standard pH > 11.5 for cumulative time (t), where 30 < t <= 60 mins. in a calendar day (continuous monitoring)	II	17.34.40	ENB-4.03	NOV-2020-032	<input checked="" type="checkbox"/>
2/11/2020	Portland Hospital Service Corporation	Violated Pretreatment discharge standard pH > 11.5 for cumulative time (t), where 30 < t <= 60 mins. in a calendar day (continuous monitoring)	II	17.34.40	ENB-4.03	NOV-2020-033	<input checked="" type="checkbox"/>
2/11/2020	Portland Hospital Service Corporation	Violated Pretreatment discharge standard pH > 11.5 for cumulative time (t), where 15 < t <= 30 mins. in a calendar day (continuous monitoring)	III	17.34.40	ENB-4.03	NOV-2020-030	<input checked="" type="checkbox"/>
2/11/2020	Portland Hospital Service Corporation	Violated Pretreatment discharge standard pH > 11.5 for cumulative time (t), where 15 < t <= 30 mins. in a calendar day (continuous monitoring)	III	17.34.40	ENB-4.03	NOV-2020-031	<input checked="" type="checkbox"/>
2/13/2020	PCC Structurals, Inc	Violated Pretreatment discharge standard where x > 2.0 times the limit (Non-polar Oil & Grease = 208 mg/L)	I	17.34.40	ENB-4.03	NOV-2020-034	<input checked="" type="checkbox"/>
2/24/2020	Starks Industries, LLC	Failure to comply with a Notice of Violation: Failure to submit SWPCP	II	17.39.110	ENB-4.15	NOV-20-036-39	<input checked="" type="checkbox"/>
2/25/2020	IFCO Systems US, LLC	2nd late reporting incident in a calendar year (Self Monitoring Report)	III	17.34.90	ENB-4.03	NOV-2020-037	<input checked="" type="checkbox"/>
3/5/2020	American Sani-Can	Discharge of toxic substances (no endangerment): Porta-potty washwater discharge to storm sewer	II	17.39.40	ENB-4.15	NOV-20-039-39	<input checked="" type="checkbox"/>
3/10/2020	Darling Ingredients, Inc.	Failure to maintain records: Failure to calibrate pH meter	III	17.34.120	ENB-4.03	NOV-2020-042	<input checked="" type="checkbox"/>
3/10/2020	IFCO Systems US, LLC	Failure to maintain records: Failure to maintain a pH calibration log	III	17.34.120	ENB-4.03	NOV-2020-043	<input checked="" type="checkbox"/>
3/10/2020	IFCO Systems US, LLC	Failure to sample: >=2 offenses within cycle of violation	III	17.34.80	ENB-4.03	NOV-2020-046	<input checked="" type="checkbox"/>
3/10/2020	Port of Portland Terminal 4	Unauthorized discharge without a permit or batch discharge authorization (knowing)	I	17.34.30	ENB-4.03	NOV-2020-044	<input checked="" type="checkbox"/>

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

DATE ISSUED	RESPONSIBLE PARTY	VIOLATION DESCRIPTION	VIOLATION CLASS	CITY CODE VIOLATED	ADMINISTRATIVE RULE	ENFORCEMENT ACTION	CIVIL PENALTY
3/10/2020	Port of Portland Terminal 6	Unauthorized discharge without a permit or batch discharge authorization (knowing)	I	17.34.30	ENB-4.03	NOV-2020-045	☒
3/11/2020	Darigold, Inc	Slug load: glycol	I	17.34.30	ENB-4.03	NOV-2020-052	☒
3/24/2020	Andersen Construction Company of Oregon LLC	Discharge of solid or viscous substance(s) in amount(s) which will cause flow obstruction: Grout in main from lateral of construction site	II	17.34.30	ENB-4.03	NOV-20-038-34	☒
3/24/2020	D.R. Horton, Inc. - Portland	Discharge of process wastewater, including washwater (no endangerment): Concrete washwater discharge to City green street facility	II	17.39.40	ENB-4.15	NOV-20-056-39	☒
3/24/2020	D.R. Horton, Inc. - Portland	All other prohibited discharges as stated in 17.39 (no damage to storm system): Sediment-laden water discharged to City greenstreet facility	II	17.39.40	ENB-4.15	NOV-20-057-39	☒
3/24/2020	Iron Horse Excavation, L.L.C.	Discharge of process wastewater, including washwater (no endangerment)	II	17.39.40	ENB-4.15	NOV-20-041-39	☒
3/24/2020	McCulloch Construction Corporation	Direct water, from any source, on private property to run onto any City sidewalk, street, easement or right of way without authorization or approval: Washed concrete slurry to right-of-way.	II	17.32.30	ENB-4.22	NOV-20-053-32	☒
3/24/2020	McCulloch Construction Corporation	All other prohibited discharges as stated in 17.39 (no damage to storm system): Concrete slurry and sediment discharge	II	17.39.40	ENB-4.15	NOV-20-054-39	☒
3/26/2020	East Side Plating, Inc - Plant #4	Violated Pretreatment discharge standard where $1.0 < x \leq 1.2$ times the limit (Cyanide = 1.44 mg/L)	III	17.34.40	ENB-4.03	NOV-2020-055	☒
3/26/2020	PPV Inc	Violated Pretreatment discharge standard where $x > 2.0$ times the limit (Titanium DML = 0.195 mg/L)	I	17.34.40	ENB-4.03	NOV-2020-068	☒
3/26/2020	PPV Inc	Violated Pretreatment discharge standard where $1.20 < x \leq 2.0$ times the limit (Pentachlorophenol)	II	17.34.40	ENB-4.03	NOV-2020-067	☒
3/26/2020	Schnitzer Steel	Violated Pretreatment discharge standard where $1.20 < x \leq 2.0$ times the limit (Total Zinc = 4.61 mg/L)	II	17.34.40	ENB-4.03	NOV-2020-065	☒
3/26/2020	Schnitzer Steel	Violated Pretreatment discharge standard where $1.0 < x \leq 1.2$ times the limit (Total Zinc = 3.93 mg/L)	III	17.34.40	ENB-4.03	NOV-2020-063	☒
3/26/2020	Schnitzer Steel	Violated Pretreatment discharge standard where $1.0 < x \leq 1.2$ times the limit (Total Zinc = 3.94 mg/L)	III	17.34.40	ENB-4.03	NOV-2020-064	☒
3/30/2020	Pacific Coast Fruit Company	Any late reporting incident >30 days late (Self Monitoring Report)	I	17.34.90	ENB-4.03	NOV-2020-066	☒

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
56	\$42,150.00

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.