

**NEW/OPEN ENFORCEMENT ACTIONS STATUS REPORT**

**07/01/2022 -- 08/31/2022**

**Report of open and actions initiated since last report**

**NEW: 7/1/2022 -- 8/31/2022**

1. **ALPINE ABATEMENT SERVICES, INC. (SPRINGFIELD) 638 NORTHRIDGE AVENUE**
  - A. Violation: Open storage or open accumulation of friable asbestos-containing material or asbestos containing waste material.
  - B. Initial Action Taken: NON #3858 issued 7/5/2022
  - C. Subsequent Action: NCP #2022-3858 (\$2,200) issued 7/5/2022; request for reduction approved and reduced to \$1,400 - paid.
  - D. Resolution: CASE CLOSED 08/19/2022
  
2. **WEYBRIGHT, BROGAN AND MICHELLE (COTTAGE GROVE) Tax Lot #20-03-28-14-00200**
  - A. Violation: Failure to obtain an asbestos survey from an accredited asbestos inspector prior to conducting the demolition of a facility; outdoor burning of prohibited materials (roofing shingles/tar paper, vinyl, drywall, metal, etc.); burning construction/demolition waste without first obtaining an LRAPA letter permit.
  - B. Initial Action Taken: NON #3859 issued 7/19/2022
  - C. Subsequent Action: NCP #2022-3859 (\$5,175) issued 7/22/2022; request for hearing received and denied due to the request was received after the 21 days, no payment or request for reduction received; default order judgment in process for a lien on the property
  - D. Resolution: PENDING
  
3. **SWANSON GROUP MFG LLC (SPRINGFIELD) 1651 SOUTH F STREET**
  - A. Violation: Exceeded 20% opacity as a six-minute block average from wood fired boiler; 16.a.iii. - failed to conduct visible emissions observations during operating conditions that include breakdown, upset, maintenance, and excursions of parametric monitoring requirements that may result in an

emission limit exceedance; 63.a. - failure to report an excess emission event within one hour of onset.

- B. Initial Action Taken: NON #3862 issued 7/19/2022
  - C. Subsequent Action: NCP #22-3862 (3,900) issued 08/30/2022
  - D. Resolution: PENDING
4. **THABET MANAGEMENT - BARGER ARCO 005 (EUGENE) 2155 CUBIT STREET**
- A. Violation: The permittee failed to submit in a timely manner performance testing records to LRAPA which demonstrate compliance with triennial vapor testing requirements outlined in permit conditions 5.1.a and 5.1.b. Prior test results relative to conditions 5.1.a and 5.1.b were submitted to LRAPA for testing conducted on May 10th, 2019. Permittee submitted test results relative to conditions 5.1.a and 5.1.b for testing conducted on July 11th, 2022, however, testing was required to have been conducted no later than May 10th, 2022.
  - B. Initial Action Taken: NON #3864 issued 8/4/2022
  - C. Subsequent Action: NCP #2022-3864 (\$2,250) issued 8/5/2022
  - D. Resolution: PENDING
5. **JOOSSE, BRANDON (COTTAGE GROVE) 842 CHESTNUT AVENUE**
- A. Violation: Failure to provide for asbestos survey prior to commencing renovation or demolition of a facility
  - B. Initial Action Taken: NON #3869 issued 8/8/2022
  - C. Subsequent Action: PENDING
  - D. Resolution: PENDING

**ACTIONS PERFORMED (Enforcement actions issued prior to 07/01/2022 with subsequent action in the current reporting period):**

1. **KINGSFORD MFG (SPRINGFIELD) 3315 MARCOLA ROAD**
  - A. Violation: Exceeded 20% opacity from EU03 (Permit condition 22.); failed to notify LRAPA of Excess Emission Event in accordance with Permit condition 86.a, failed to submit written report of the event in accordance with Permit condition 86.b.; 86.d.
  - B. Initial Action Taken: NON #3852 issued 3/15/2022
  - C. Subsequent Action: NCP #2022-3852 (\$6,600) issued 6/27/2022: paid
  - D. Resolution: CASE CLOSED on 7/5/2022
  
2. **OREGON INDUSTRIAL LUMBER PRODUCTS (SPRINGFIELD) 3950 MARCOLA ROAD**
  - A. Violation: Respondent continues to operate wood fired boiler in such a manner as to cause the deposition of ash fallout on the property of other persons and has failed to correct the issue in a timely manner.
  - B. Initial Action Taken: NON #3838 issued 6/21/2021; the week of 7/4/2022 through 7/12/2022 planned install of multiclone and ID fan; 6/27/2022 update with planning to shut down for the equipment install on July 1st. Estimated startup with the multi-clone in place on July 12th. On 07/15/2022 LRAPA affirmed the equipment was installed and operational.
  - C. Subsequent Action: NCP #2021-3838 (\$3,200) issued 8/15/2022
  - D. Resolution: PENDING
  
3. **MINISTRY CONSTRUCTION LLC (EUGENE) 837 EAST 39TH PLACE**
  - A. Violation: Failure to obtain an asbestos survey from an accredited asbestos inspector prior to conducting the renovation of a facility; 43-015(8)(B) - Allowing for the open storage and accumulation of asbestos containing materials or asbestos containing waste materials.
  - B. Initial Action Taken: NON #3857 issued 5/26/2022

- C. Subsequent Action: NCP #2022-3857 (\$6,600) issued 6/1/2022: no response, default order judgment filed with Lane County for a lien on the property
  - D. Resolution: CASE CLOSED on 8/29/2022
4. **BASARABA, DANIEL ABIGAIL BASARABA, DB REAL ESTATE INVESTMENTS LLC, PLANKTOWN HOLDINGS LLC (CRESWELL) 82671/82645 HOWE LANE**
- A. Violation: failure to attend outdoor burning until extinguished; failure to promptly extinguish illegal outdoor burning; outdoor burning when prohibited; outdoor burning such as to create a nuisance or hazard to public safety; outdoor burning of prohibited materials (wiring, aerosol cans, materials that emit noxious odors when outdoor burned); failure to conduct outdoor burning in an efficient manner; outdoor burning of construction/demolition wastes without first obtaining a letter permit issued by LRAPA. LRAPA Title 47 "Outdoor Burning" enclosed; Respondent may submit to LRAPA in writing, within 15 days of receipt of NON 3845, an account of the events pertaining to the allegations expressed in the "Violations(s) description:" section of NON 3845.
  - B. Initial Action Taken: NON #3845 issued 11/29/2021
  - C. Subsequent Action: NCP #2021-3845 (\$6,813) issued 6/15/2022: request for hearing received 7/7/2022, scheduling of hearing on hold for pending settlement negotiation
  - D. Resolution: PENDING
5. **JOHNSON, CHRIS & JULIE RENFRO (COTTAGE GROVE) 30579 KENADY LANE**
- A. Violation: Outdoor burning such as to create a nuisance; outdoor burning of prohibited materials (household garbage); conducting outdoor burning in barrels
  - B. Initial Action Taken: NON #3855 issued 4/6/2022
  - C. Subsequent Action: NCP #2022-3855 (\$375) issued 6/27/2022: NCP returned, re-issued 6/27/2022 and served on 8/8/2022 by Titanium Legal Server; no response, default order judgment in process for a lien on the property
  - D. Resolution: PENDING

6. FORREST PAINT COMPANY **EUGENE) 1011 MCKINLEY STREET**

- A. Violation: Failure to operate and maintain the air contaminant collection unit, biofilter, in a manner which minimizes air contaminant discharges, and failure to update the biofilter Operation and Maintenance (O&M) Plan once knowledge was acquired of insufficient maintenance and parametric data monitoring was discovered to ensure the biofilter is operated at the highest reasonable efficiency and effectiveness.
- B. Initial Action Taken: NON #3860 issued 6/22/2022
- C. Subsequent Action: On schedule with submitting biweekly status reports
- D. Resolution: PENDING

7. BASARABA, DANIEL ABIGAIL BASARABA, DB REAL ESTATE INVESTMENTS LLC, PLANKTOWN HOLDINGS LLC **(CRESWELL) 82671/82645 HOWE LANE**

- A. Violation: Failure to obtain an asbestos survey from an accredited asbestos inspector prior to conducting the demolition of a facility at: 82671/82645 Howe Lane, Creswell, OR, 97426. Respondent may submit to LRAPA in writing, within 15 days of receipt of NON 3861, an account of the events pertaining to the allegations expressed in the "Violations(s) description:" section of NON 3861.
- B. Initial Action Taken: NON #3861 issued 6/24/2022
- C. Subsequent Action: NCP #2022-3861 (\$5,000) issued 8/08/2022
- D. Resolution: PENDING

*For a perspective of the total number of enforcement actions for calendar year 2022 compared to previous years*

Year	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	*2022
Notices of Non-compliance and Warnings	41	51	36	38	41	39	41	55	15	21	17
Notices of Violation with Civil Penalties	29	23	28	37	37	28	43	37	26	17	17