

NEW/OPEN ENFORCEMENT ACTIONS STATUS REPORT

10/01/2022 -- 10/31/2022

Report of open and actions initiated since last report

NEW ENFORCEMENT ACTIONS: NON.

PENDING (Enforcement actions issued prior to 10/01/2022 with no subsequent action in the current reporting period):

1. **BASARABA, DANIEL (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 06/15/2022: request for hearing received 07/07/2022, cancelled due to negotiations of settlement with Stipulated Final Order for \$3,406
 - D. Resolution: PENDING
2. **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 06/22/2022
 - C. Subsequent Action: PENDING – On schedule with submitting status reports biweekly.
 - D. Resolution: PENDING
3. **BASARABA, DANIEL (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 06/24/2022
 - C. Subsequent Action: NCP #2022-3861 (\$5,000) issued 08/08/2022: no response, default order judgment in process for a lien on the property
 - D. Resolution: PENDING
4. **THABET MANAGEMENT - BARGER ARCO 005 (EUGENE) 1700 BARGER DRIVE**
- 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 08/04/2022
 - C. Subsequent Action: NCP #2022-3864 (\$2,250) issued 08/05/2022: no response, default order judgment in process for a lien on the property
 - D. Resolution: PENDING

5. **AMERICAN LAMINATORS (SWISSHOME) 12796 HWY 36**
 - A. Violation: Permit Condition 9 - Exceeded 20% opacity as a six-minute block average from wood fired boiler
 - B. Initial Action Taken: NON #3865 issued 08/26/2022
 - C. Subsequent Action: PENDING
 - D. Resolution: PENDING

6. **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 #3866 issued 08/08/2022
 - C. Subsequent Action: PENDING
 - D. Resolution: PENDING

7. **ADAMS, DANNY (OAKRIDGE) 47614 RIVERVIEW STREET**
 - A. Violation: Failure to abide by asbestos abatement notification and fee requirements; failure to abide by asbestos abatement negative pressure enclosure requirements; failure to adequately wet asbestos containing material; failure to adequately clean project area at conclusion of abatement project; failure to secure asbestos containing waste at project site; open storage of asbestos containing waste; conducting an asbestos abatement without possessing a current license or certification; failure to abide by friable asbestos disposal requirements;
 - B. Initial Action Taken: NON #3867 issued 08/29/2022
 - C. Subsequent Action: NCP #2022-3867 (\$12,000) issued 09/16/2022, returned by USPS unclaimed and legal server hand-served 10/05/2022; no response, default order judgment in process for a lien on the property
 - D. Resolution: PENDING

8. CHRISTIANSEN, MICHAEL (CRESWELL) 33830 ORCHARD AVENUE

- 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 (clothing, wiring, paper products, garbage)
- B. Initial Action Taken: NON #3870 issued 09/01/2022
- C. Subsequent Action: NCP #2022-3870 (\$700) issued 09/16/2022: returned by USPS unclaimed, legal server hand-served 10/16/2022
- 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	21
Notices of Violation with Civil Penalties	29	23	28	37	37	28	43	37	26	17	21