

[Ecology announces penalties for second quarter of 2013](#)

Local News

Posted by: David Haviland

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OLYMPIA, Wash. - The Washington Department of Ecology (Ecology) issued \$141,800 in penalties of \$1,000 or more in the second quarter (April, May, June) of 2013. Locally, Sturgell Fisheries was fined \$11,500 for an oil spill that dumped nearly 675 gallons of oil at the entrance of Willapa Bay on Jan. 25, 2013 after the crabbing vessel Genesis A ran aground on the Long Beach Peninsula. An Aberdeen boat owner was also fined for discharging oily bilge water from the vessel Sapphire Sea into Union Slough at Seacrest Marina on June 14th of last summer (2012). Ecology issues individual news releases for penalties of \$10,000 or greater. Links to the news release are included in the table. A particular penalty may be fully satisfied at this time or in the process of an appeal or settlement discussions. Communities, families and businesses depend on clean air, land and water, and on reliable water supplies. Complying with our state's and our nation's laws helps assure this. See Ecology's "Protecting Washington's Quality of Life" website portal for more information: <http://www.ecy.wa.gov/about/qualityoflife.html>.

Ecology works with thousands of businesses and individuals to help them comply with these laws. Penalties are issued in cases where non-compliance continues after Ecology has provided technical assistance or warnings, or for particularly serious violations. The money owed from penalties may be reduced from the issued amount due to a ruling by the Pollution Control Hearings Board or a negotiated settlement. Ecology doesn't benefit from penalty payments. The final penalty amount owed and collected is deposited in special accounts that pay for: Environmental restoration and enhancement projects. Research and development. Permitting and regulatory programs. Education and assistance. The most common accounts receiving collected penalties are: Coastal Protection (RCW 90.48.400 and RCW 90.48.390) Vessel Response (RCW 90.56.335) Underground Storage Tank (RCW 90.76.100) Air Pollution Control (RCW 70.94.015) Biosolids (RCW 70.95J.025) State Toxics Control (RCW 70.105D.070) Oil Spill Prevention (RCW 90.56.510) Reclamation (RCW 18.104.155 and RCW 89.16.020) Electronic Recycling (RCW 70.95N.130) [pagebreak: April 1 - June 30, 2013 FULL REPORT Page 1]

| County | of violation | City | Date Issued | Recipients | Violation Description | Penalty amount | Media contact |
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| Chelan | | Leavenworth | 5/17/2013 | Mellenberger Property | Daniel Mellenberger Burned prohibited materials in an outdoor fire, including demolition debris from three travel trailers and a chicken coop over three days from March 23-25, 2012. Conducted the outdoor burning without an approved burn permit | \$1,600 | |
|--------|--|-------------|-----------|-----------------------|---|---------|--|

Joye Redfield-Wilder, 509-575-2610

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|-------|--|---------------|-----------|-------------------------------------|---|---------|--|
| Clark | | Battle Ground | 6/17/2013 | Gold Medal Group LLC/Dennis Pavlina | Failed to implement conditions of an order required to offset damage caused by illegally filling in some 37 acres of wetlands while preparing to build Battle Ground Commerce, a mixed-use development. This caused critical damage by reducing natural flooding and erosion control, water filtration and purification, and ground water recharge. | \$9,000 | |
|-------|--|---------------|-----------|-------------------------------------|---|---------|--|

Linda Kent, 360-407-6239

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|---------|--|----------------|-----------|----------------------|------------------------------|--|--|
| Douglas | | East Wenatchee | 5/17/2013 | Circle K Stores, LLC | Owners failed to comply with | | |
|---------|--|----------------|-----------|----------------------|------------------------------|--|--|

reporting, recordkeeping, and release detection requirements for fueling operations. \$1,100
Joye Redfield-Wilder,509-575-2610

JeffersonPort Townsend5/21/2013Sea MarineThe company failed to conduct monitoring as required by its permit, did not keep required inspection reports or checklists and missed four monthly monitoring submittals. \$1,000
Linda Kent, 360-407-6239

KingSeattle6/27/2013Seattle Tunnel PartnersViolated the state's construction stormwater general permit for the State Route 99 tunnel project when material used to seal off closed storm drains was discharged into Seattle's storm sewer in November 2012. \$2,000
Larry Altose, 425-649-7009

KingSeattle4/24/2013Glacier NorthwestDischarged muddy water to the Duwamish River from a barge on Jan. 10, 2013. \$3,000
Larry Altose, 425-649-7009

KingSeattle 6/25/2013Marine Vacuum Service, Inc.Settled an Ecology penalty, originally \$28,000, for illegally disposing hazardous waste, failing to properly document procedures, storing waste longer than allowed, and failing to maintain liability insurance. [News release](#). \$19,600
Larry Altose, 425-649-7009

King Seattle4/12/2013Shell Exploration & Production Co.Discharged oily water, containing approx. two gal. of diesel oil, into Elliott Bay while servicing the drilling rig Kulluk at Vigor Shipyards on May 29, 2012. \$1,200
Larry Altose, 425-649-7009

King Redmond4/12/2013NW Maintenance And JanitorialKinder CareDisposed waste floor-stripping material into a parking lot storm drain clearly marked "Drains to Creek, No Dumping" on Aug. 8, 2012 at 2060 152nd Ave. NE. in Redmond. \$1,600
Larry Altose, 425-649-7009

King Lake Forest Park4/12/2013Seattle City LightDelayed response to a 32 gal. mineral oil spill from a downed electrical transformer allowed oil to flow through a half-mile of storm drains and reach McAleer Creek, a salmon-bearing tributary to Lake Washington. \$2,100
Larry Altose, 425-649-7009

KittitasCle Elum 6/13/2013Espot LLCOwners failed to comply with reporting, recordkeeping, release detection and corrosion protection requirements for fueling operations. \$1,000
Joye Redfield-Wilder,509-575-2610

Pacific Willapa Bay6/25/2013Sturgell Fisheries LLCSpilled nearly 675 gallons of oil to marine waters at the entrance of Willapa Bay on Jan. 25, 2013, after the crabbing vessel Genesis A ran aground on the Long Beach Peninsula. Investigators determined that human error caused the grounding and subsequent oil spill. [News Release](#) \$11,500
Linda Kent, 360-407-6239

Pend Oreille Newport4/10/2013Mr. Don StorroDisposed of construction debris illegally by burning. \$3,500
Brook Beeler, 509-329-3478

Pierce Tacoma6/11/2013RV AssociatesSpilled oil to the Hylebos Waterway while illegally deconstructing a derelict vessel known as the Hauff Barge. [News release](#) \$4,800
Linda Kent, 360-407-6239

Pierce Tacoma6/11/2013Tacoma Industrial Properties The company deconstructed a barge without a permit at its property along Taylor Road on the Hylebos Waterway.[News release](#) \$20,000
Linda Kent, 360-407-6239

SnohomishMukilteo4/16/2013Industrial Plating Corp.Failed to take or delayed several measures required to protect water quality from wastewater discharges coming from the manufacturing facility. [News release](#). \$19,500

Larry Altose, 425-649-7009
 Snohomish Everett4/19/2013Robert Dossett; Aberdeen, Wash.Discharged oily bilge water from the vessel Saphire Sea into Union Slough at Seacrest Marina on June 14, 2012. Also assessed \$4,995.51 for state spill response costs. \$1,500

Larry Altose, 425-649-7009
 Snohomish Woodinville5/28/2013King CountyReleased more than 10 million gallons of sewage from a 4,000 foot pipeline section near Thrashers Corner to North Creek and the wetlands area in Centennial Park between Nov. 19, 2012 and Jan. 9, 2013. [News release](#). \$22,000

Larry Altose, 425-649-7009
 Walla Walla Wallula6/11/2013TransCanadaThe facility exceeded allowable emission limits for carbon oxide from a compressor station for a natural gas pipeline. \$1,000

Brook Beeler, 509-329-3478
 StevensLoon Lake 5/8/2013Loon Lake Self ServiceOwner failed to test and record inspections of fuel tank linings, lines and leak detection equipment. \$1,200

Brook Beeler, 509-329-3478
 StevensClayton 4/16/2013Chief PetroleumOwner failed to maintain proper licenses, insurance, and records. \$1,300

Brook Beeler, 509-329-3478
 ThurstonLacey5/11/2013Sutter Metals The company violated the state industrial stormwater general permit by illegally discharging oily, contaminated stormwater runoff and not using best management practices to avoid or minimize environmental damage. \$2,000

Linda Kent, 360-407-6239
 WhatcomLummi Island6/14/2013Lummi Rock LLCReleased oil five times during the removal of two offshore sunken barges in March, Aug. and Sept. 2012, totaling 79 gallons. [News release](#). \$10,300

Dustin Terpening, 360-715-5205 [pagebreak:April 1 - June 30, 2013 FULL REPORT Page 2]

County of violationCityDate IssuedRecipientsViolation DescriptionPenalty amountMedia contact

BentonRichland3/14/2013Harris Transportation of Portland, Ore.Delivered petroleum to USA Gas No. 62506, a facility that didn't display a compliance tag showing it was in compliance with underground storage tank (UST) regulations. \$1,500Joye Redfield-Wilder , 509 - 575-2610

ChelanChelan1/9/2013Lakeside Petroleum Co.Failed to comply with tank release detection requirements at Lakeside Petroleum Co.\$1,600Joye Redfield-Wilder , 509 - 575-2610

ClarkVancouver3/14/2013Holly Park Properties, LLC,Multiple underground storage tank infractions were found during An inspection at the Corner Market.\$1,200Linda Kent, 360-407-6239

ClarkCamas1/24/2013Bret A. Simpson and his company Principle Metals LLCSpilling oil and 40 days of ongoing environmental harm from continuing oil leaks to the Columbia River from the 431-foot derelict barge Davy Crockett during an illegal in-water scrapping operation. [News release](#)\$405,000

Linda Kent, 360-407-6239

ClallamSequim1/11/2013Delhur Industries & Angeles Concrete ProductsThis fine is for discharging to groundwater without a permit. The company failed to apply for a permit after taking over this concrete batch plant in October 2012.\$1,000Linda Kent, 360-407-6239

ClallamPort Angeles3/21/2013Black Diamond QuarryThis penalty is for the unauthorized discharge of muddy, silt-laden water to Tumwater Creek, a fish bearing stream; having an inadequate stormwater pollution prevention plan and an inadequately sized on-site pond for containing runoff; and for failure to monitor stormwater discharges.\$3,000Linda Kent, 360-407-6239

CowlitzLongview3/4/2013Longview Fibre Paper & PackagingThe company exceeded the amount of oxygen-depleting material allowed in wastewater discharges under its wastewater permit.\$2,500

Linda Kent, 360-407-6239

FranklinOthello3/12/2013JDC Michel Farms, Inc., Michel LLCBurned 10 acres of wheat stubble

without an agricultural burn permit. The burn also caused a wildfire on adjacent property. The local fire department responded to extinguish the fire. \$5,000 Brook Beeler, (509) 329-3478

GrantRoyal City1/23/2013B & G Farms - Smyrna BenchViolated Washington's water quality laws by not preventing extreme erosion on farm land known as Smyrna Bench. Soil from the land smothered fish habitat and polluted Lower Crab Creek with mud. [News release](#) \$20,000 Brook Beeler, (509) 329-3478

JeffersonPort Ludlow1/10/2103Mason Quarry Inc. (Shine Quarry)The company repeatedly discharged muddy, silt-laden water to a ditch that flows into Shine Creek. Under the company's permit, discharges to the ground are authorized, but discharges to surface water, such as a creek, are not. \$2,000 Linda Kent, 360-407-6239

KingSeattle1/10/2013Seattle Iron Metals Corp. Released scrap metal materials into the Duwamish Waterway during barge loading and unloading. \$5,000 Larry Altose, 206-920-2600

KingSeattle1/24/2013Independent Metals Co. Failed to report an oil spill from machinery during unloading from a barge on the Duwamish Waterway; used detergent to scrub the dock and rinsed oil into the river. [News release](#) \$5,000 Larry Altose, 206-920-2600

KingSeattle1/24/2013SSA Marine Failed to promptly report and respond to an oil leak from a container during vessel unloading at Terminal 18, resulting in approximately 200 gallons entering the East Waterway. \$3,000 Larry Altose, 206-920-2600

KingDes Moines3/18/2013Leonel Arce-Hernandez A motor vehicle driven by the respondent left a road at Salt Water State Park, entered McSorley Creek and spilled motor oil into the waterway. \$1,600 Larry Altose, 425-649-7009

KingSeattle2/1/2013Phoenix Processor LP The fishing vessel Excellence spilled 177 gallons of diesel fuel to Elliott Bay on May 9, 2011 while while receiving fuel from a barge. [News release](#). \$12,000 Larry Altose, 425-649-7009

KingSeattle3/25/2013East West Seafoods Fishing vessel Pacific Producer Vessel entered state waters without Washington State Oil Spill contingency Plan Coverage. [News release](#). \$12,654 Larry Altose, 425-649-7009

KingSeattle3/13/2013ConGlobal Industries Failed to provide required treatment and violated pollution limits for water discharged into the Duwamish Waterway. [News release](#). \$35,000 Larry Altose, 425-649-7009

OkanoganOmak1/31/2013Omak Fish & Game Club Inc. Burned illegal materials, including plastic and garbage in an outdoor fire on March 21, 2012. \$1,127 Joye Redfield-Wilder , 509 - 575-2610

PierceTacoma1/3/2013Simpson Tacoma Kraft Pulp Mill The company exceeded the amount of oxygen-depleting material allowed in wastewater discharges under its wastewater permit. \$6,000 Linda Kent, 360-407-6239

PierceTacoma3/6/2013Performance Radiator Ecology fined Performance Radiator for not following standards for dangerous waste tanks, and for failing to clean up previous spills of dangerous waste. Ecology levied the penalty after numerous attempts to get the business to comply with standards to prevent releases of dangerous waste. [News Release](#) \$40,000 Linda Kent, 360-407-6239

Walla WallaWalla Walla2/22/2013Cliffstar Corp. Violated water quality permit limits for pH, causing chemical imbalance in wastewater sent to the Walla Walla wastewater treatment plan. The company also failed to submit the required engineering report. \$3,000 Brook Beeler, (509) 329-3478

WhatcomBlaine1/10/2013Doug Connelly (Hughes Ave. commercial site) Failure to implement and maintain best management practices according to permit. \$2,000 Dustin Terpening, (360) 715-5205

WhatcomFerndale1/24/2013Phillips 66 Ferndale Refinery Spilled one gallon of crude oil to Georgia Strait from a terminal pipeline. \$1,600 Larry Altose, 206-920-2600

WhatcomDeming3/25/2013Dale Marr, Marr Mink Farm Ecology is taking this formal enforcement action in the form of a Notice of Penalty for ongoing manure-contaminated discharges above water quality standards for fecal coliform bacteria into highly sensitive, salmon-bearing state waters from

this mink-rearing operation. [News release](#) \$48,000 Dustin Terpening, (360) 715-5205

Yakima Yakima 2/08/2013 General Transport of Grandview Delivered petroleum to Sunshine Mart, a facility that didn't display a compliance tag showing it was in compliance with underground storage tank (UST) regulations. \$1,500 Joye Redfield-Wilder, 509 - 575-2610

Yakima Yakima 3/12/2013 Michelsens Packaging Yakima Facility Discharged industrial stormwater to the Yakima City storm system without a permit and failed to submit necessary permit application by the due date. \$2,000 Joye Redfield-Wilder, 509 - 575-2610

For more information:

[Compliance and Enforcement \(http://www.ecy.wa.gov/enforce.html\)](http://www.ecy.wa.gov/enforce.html)