



# Oregon

Theodore Kulongoski, Governor

## Department of Environmental Quality

Western Region Eugene Office

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November 20, 2008

Robert and Lanetta Mobley  
PO Box 874  
Newport, OR 97365

Re: Removal of hazardous substances from your property at 109 King Place Road, King Salvage, Lincoln County

Dear Mr. and Mrs. Mobley:

On October 1, 2008, Department staff visited your property identified as King Salvage and located at the above-referenced address. Based on the Site visit, it was evident that you have not complied with the Department's request to correct the hazardous waste violations and to stabilize and contain used oil and automotive wastes from the Site. In addition, there is evidence that indicates that oil from your property has entered waters of the state (Beaver Creek) and will likely continue to enter Beaver Creek if the oil on your property is not properly contained and disposed of. The evidence includes pollution complaints documented through Oregon Emergency Response, DEQ's 2001 Strategy Recommendation, a water quality inspection in 2005, hazardous waste inspections in 2005, 2006, and 2008, and documented violations of Oregon law. Oregon Revised Statute (ORS 468B.025) states that no person shall cause pollution to waters of the state or place or cause to be placed any wastes in a location where such wastes are likely to escape or be carried into the waters of the state by any means.

Because you have not complied or shown an effort to comply, and because of the potential for continued releases of oil to waters of the state, DEQ has requested federal assistance from the US Environmental Protection Agency (EPA) to conduct a Removal of the waste oil and other hazardous substances from your property. The Removal will include containment and disposal of hazardous substances such as used oil and other waste automotive fluids, batteries, automotive switches, propane tanks, and any other hazardous substance that may continue to threaten the environment. The Removal may include the disposal of contaminated soil, used tires, steel, and other solid waste that is located in an area requiring cleanup or that threatens the environment.

EPA is planning to conduct the Removal in January 2009, and would like to make a site visit in December to evaluate the Site. The Department and EPA would like to work cooperatively with you in cleaning up your property. It is our understanding that King Salvage is being operated by a new operator and this information has been provided to them. The Removal will likely disrupt salvage operations temporarily. In order to be cooperative, you or a representative for you as well as the current operators of King Salvage should be available during the site visit to discuss preparation for the Removal. EPA will be contacting you shortly regarding access to your property to conduct the site visit.

## Before

Please contact me at 541-687-7355 if you have any questions.

Sincerely,

Keith Andersen  
Acting Division Administrator  
Western Region DEQ

Cc: Chris and Shannon Burton, King Salvage Co.  
Andy Smith, EPA Region 10  
Doug Canfield, Oregon State Police  
John Spangler, ODFW  
Amy Chapman, Lincoln County Health Department  
Matt Spangler, Lincoln County Planning  
Regina Cutler, DEQ Office of Compliance and Enforcement  
Max Rosenberg, DEQ Western Region Cleanup Program  
David R. Belyea, DEQ Regional Environmental Solutions  
Brian Fuller, DEQ Hazardous Waste and Solid Waste Program