



# Oregon

Kate Brown, Governor

Department of Environmental Quality

Agency Headquarters

700 NE Multnomah Street, Suite 600

Portland, OR 97232

(503) 229-5696

FAX (503) 229-6124

TTY 711

August 6, 2021

Jeremy Jones  
West Coast Program Manager  
PaintCare Oregon LLC  
901 New York Ave NW  
Suite 300 West  
Washington, DC 20001

Re: DEQ Approval of the 2021-2025 PaintCare Program Plan submitted June 11, 2021

Dear Jeremy,

DEQ reviewed PaintCare's Oregon Architectural Paint Stewardship Program Plan for 2021 - 2025 submitted on June 11, 2021. **DEQ finds the Plan is designed to operate in accordance with the requirements of ORS 459A.827 and approves the Plan per ORS 459A.832.** DEQ appreciates the thought and detail that went into the Plan. Appendix A includes comments for program implementation and suggestions for improvement in future program plan renewals.

DEQ looks forward to receiving Plan amendments for establishing and implementing goals to reduce the amount of post-consumer architectural paint generated in this state and to increase public awareness of the architectural paint stewardship program. For any changes to the program, especially those requiring notification or approval per ORS 459A.837 and ORS 459A.835, please email the changes to Blake Bennett, Product Stewardship Specialist, at [blake.bennett@deq.state.or.us](mailto:blake.bennett@deq.state.or.us).

*Regulatory effect of this letter*

This letter constitutes approval of the Oregon Architectural Paint Stewardship Program Plan and is final agency action. Failure to follow the approved Plan is a violation of ORS 459A.832 and may result in enforcement action.

If you have questions about this letter or the terms of the approval, please contact Blake Bennett, Product Stewardship Specialist at (503) 229-5198 or [blake.bennett@deq.state.or.us](mailto:blake.bennett@deq.state.or.us). DEQ looks forward to continuing to work with PaintCare to ensure a successful architectural paint stewardship program in Oregon.

Sincerely,

*Lydia Emer*

Lydia Emer  
Land Quality Administrator

CC: Marjaneh Zarrehparvar, President, PaintCare Inc  
Richard Whitman, Director, Oregon Department of Environmental Quality  
Cheryl Grabham, Manager, Materials Management

## Appendix A

The following list includes recommendations regarding implementation and future program plan renewal.

- Please note that Very Small Quantity Generators (VSQGs):
  - Must not generate more than 220 pounds of spill cleanup debris containing hazardous waste
  - Must not accumulate, in addition to generate, more than 2.2 pounds of acute hazardous waste
  
- Please note that 75% of the oil-based paint collected by the program in a year must be processed in that year
  
- DEQ will continue to seek more transparency regarding actions PaintCare is taking to ensure paint is managed in an environmentally sound and responsible manner, including but not limited to more detailed descriptions of inspection and auditing activities and the frequency of such activities. Many of the actions described in the Plan focus on PaintCare ensuring transporters and processors have proper permitting and procedures but do not describe activities PaintCare is doing to ensure those procedures are followed.
  
- DEQ encourages PaintCare to consider ways in which it can increase equitable service delivery across its program, especially in such areas as determining locations for collection sites and events, public awareness and outreach, and educational materials.