



Oregon

Tina Kotek, Governor

Department of Environmental Quality
Office of Compliance and Enforcement
700 NE Multnomah Street, Suite 600
Portland, OR 97232-4100
(503) 229-5696
FAX (503) 229-5100
TTY 711

July 11, 2023

CERTIFIED MAIL: 9589 0710 5270 0110 6009 51

LGI Homes – Oregon, LLC
c/o Corporation Service Company
1127 Broadway Street, NE Suite 310
Salem, OR 97301

Re: Notice of Civil Penalty Assessment and Order
Case No. WQ/401-WR-2023-513

This letter is to inform you that the Oregon Department of Environmental Quality (DEQ) has issued you a civil penalty of \$13,800 for violations of Mutual Agreement and Order (MAO) in Lieu of Permit No. WQ/2020-465 and the National Pollutant Discharge Elimination System (NPDES) Construction Stormwater General Permit No. 1200-C (the Permit) issued to you for the Dove Landing Subdivision project located in Woodburn, Oregon. Specifically, you failed to keep a copy of the MAO on site, failed to implement erosion and sediment control measures to prevent soil from reaching waters of the state, caused wastes to be placed in a location where such wastes are likely to be carried to waters of the state, and impacted wetlands outside the scope of the approved project.

DEQ issued this penalty because your failure to properly install and maintain erosion controls and to work within the scope of your approved project posed a risk of harm to water quality. Both the MAO and 1200-C Permit require implementation of the ESCP as the primary mechanism to reduce pollutants in potential stormwater discharges from the project site. By failing to implement erosion and sediment controls, and by allowing the discharge of sediment laden stormwater from the project site, you created a risk that high levels of sediment and other pollutants were discharged to Mill Creek.

If you wish to appeal this matter, DEQ must receive a request for a hearing within 20 calendar days from your receipt of this letter. The hearing request must be in writing. Send your request to DEQ Office of Compliance and Enforcement:

Via mail – 700 NE Multnomah Street, Suite 600, Portland, Oregon 97232

Via email – DEQappeals@deq.state.or.us

Via fax – 503-229-5100

Once DEQ receives your request, we will arrange to meet with you to discuss this matter. If DEQ does not receive a timely written hearing request, the penalty will become due. Alternatively, you can pay the penalty by sending a check or money order to the above address.

The attached Notice further details DEQ's reasons for issuing the penalty and provides further instructions for appealing the penalty. Please review and refer to it when discussing this case with DEQ.

DEQ may allow you to resolve part of your penalty through the completion of a Supplemental Environmental Project (SEP). SEPs are environmental improvement projects that you sponsor instead of paying a penalty. Further information is available by calling the number below or at <http://www.oregon.gov/deq/Regulations/Pages/SEP.aspx>.

DEQ's rules are available at <http://www.oregon.gov/deq/Regulations/Pages/Statutes.aspx> or by calling the number below.

If you have any questions, please contact Erin Saylor at 503-229-5422 or toll free in Oregon at 800-452-4011, extension 5422.

Sincerely,

A handwritten signature in black ink, appearing to read "Kieran O'Donnell", written in a cursive style.

Kieran O'Donnell, Manager
Office of Compliance and Enforcement

Enclosures

cc: Chance Plunk, DEQ 401 Program
Accounting, DEQ

1 BEFORE THE ENVIRONMENTAL QUALITY COMMISSION
2 OF THE STATE OF OREGON

3 IN THE MATTER OF:)
4 LGI HOMES-OREGON, LLC) NOTICE OF CIVIL PENALTY
5) ASSESSMENT AND ORDER
6 Respondent.) CASE NO. WQ/401-WR-2023-513

7 I. AUTHORITY

8 The Department of Environmental Quality (DEQ) issues this Notice of Civil Penalty Assessment
9 and Order (Notice) pursuant to Oregon Revised Statutes (ORS) 468.100, ORS 468.126 through 468.140,
10 ORS Chapter 468B, ORS Chapter 183 and Oregon Administrative Rules (OAR) Chapter 340, Divisions
11 011, 012, and 048.

12 II. FINDINGS OF FACT

13 1. On June 3, 2021, Respondent applied to DEQ to develop a 154-lot single family
14 residential subdivision that would impact 0.31 acres of wetlands through the removal of 228 cubic
15 yards of fill material and discharge of 1,770 cubic yards of fill material to drainage systems that
16 discharge to Mill Creek. The project is referred to as the Dove Landing Subdivision and is located at N.
17 Boones Ferry Road, approximately 0.91 miles north of Highway 214 in Woodburn, Oregon (the
18 Project).

19 2. Mill Creek is a water of the state pursuant to ORS 468B.005(10).

20 3. Based on Respondent's application, DEQ determined the Project required a water
21 quality permit issued pursuant to ORS 468B.050. In lieu of issuing such a permit, on June 24, 2022,
22 pursuant to OAR 340-045-0062(1), Respondent and DEQ entered into Mutual Agreement and Order
23 No. WQ-2020-465 (the MAO).

24 4. Paragraph 8 of the MAO stipulated that the Respondent may complete the Project
25 provided the Respondent complies with the conditions specified in Attachment A of the MAO.

26 5. On June 15, 2022, Respondent was issued coverage under the National Pollutant
27 Discharge Elimination System (NPDES) Construction Stormwater General Permit No. 1200-C (the

1 1200-C Permit) under Permit / PLC No. NGEN12C-ORR10H271.

2 6. On December 14, 2022, DEQ conducted an inspection of the Project site.

3 7. Pursuant to Attachment A, Condition 2 of the MAO, a copy of the MAO “must be kept
4 on the job site and readily available for reference by the [Respondent] and its contractors and
5 subcontractors, as well as by DEQ.”

6 8. At the time of the inspection, a copy of the MAO was not present at the Project site.

7 9. Pursuant to Attachment A, Condition 3 of the MAO, “[d]uring construction, erosion
8 control measures must be implemented to prevent soil from reaching waters of the state. The
9 [Respondent] is required to develop and implement an effective erosion and sediment control plan.”

10 10. Pursuant to Condition 2.2.8 of the 1200-C Permit and the erosion and sediment control
11 plan (ESCP) developed for the project, Respondent is required to manage the stockpiles on site by
12 installing a sediment fence along all downgradient perimeter areas. Stockpiles that are not in use must
13 be covered or temporarily stabilized.

14 11. At the time of the inspection, fencing was not installed around the perimeters of the
15 stockpiles and the inactive stockpiles on site were not covered or stabilized.

16 12. Pursuant to Condition 2.2.20 of the 1200-C Permit and the ESCP developed for the
17 Project, Respondent must implement and maintain stabilization measures to prevent erosion on exposed
18 portions of the site.

19 13. At the time of the inspection, large areas of disturbed soils were left exposed with no
20 controls in place to prevent erosion.

21 14. Pursuant to Condition 1.5 of the 1200-C Permit, discharges of sediment from the
22 construction site to surface waters or a conveyance system that leads to waters of the state are
23 prohibited. Pursuant to Condition 2.2.11 of the 1200-C Permit, sediment laden or turbid flows of
24 stormwater that are not filtered or settled to remove sediment and turbidity indicate that sediment has
25 left or is likely to leave the construction site and is prohibited.

26 15. At the time of the inspection, erosion and sediment controls were improperly
27 implemented, such that sediment laden stormwater was collecting in the post-construction stormwater

1 treatment facility which was not plugged to prevent discharges. The post-construction stormwater
2 treatment facility had not yet been completed to the approved specifications, and thus was not yet
3 functioning as a proper treatment facility.

4 16. At the time of the inspection, stormwater was discharging from the post-construction
5 stormwater treatment facility through an outfall located east of Boones Ferry Road which ultimately
6 leads to Mill Creek.

7 17. Pursuant to Attachment A, Condition 7 of the MAO, Respondent is required to “protect
8 riparian, wetland, and shoreline vegetation in the authorized project area (as defined in the permit
9 application materials) from disturbance.”

10 18. Pursuant to Attachment A, Condition 8 of the MAO, Respondent is required to “avoid
11 and protect from harm, all wetlands and provide a 50 foot buffer to waters of the state, unless proposed,
12 necessary, and approved as part of the project.”

13 19. The Joint Permit Application signed on February 10, 2021, indicates that Wetlands A-J
14 located near the southern project boundary will not be impacted by the project.

15 20. At no point between February 10, 2021, and the date of the inspection did Respondent
16 notify DEQ that the scope of the approved project had changed or apply for a modification to the
17 MAO.

18 21. At the time of the inspection, the required buffer around Wetlands A-J had been
19 removed and the wetlands had been drained of water, stripped, and graded.

20 22. Pursuant to Paragraph 14 of the MAO, the “MAO is enforceable in all ways as a permit
21 and [] any and all applications, notices, plans, records, reports, or other documents required by [the]
22 MAO are required by ORS 468 and 468B and implementing rules.”

23 23. Pursuant to Attachment A, Condition 1 of the MAO, “[w]ork authorized by this MAO is
24 limited to the work described in the Joint Permit Application signed on February 10th, 2021, and
25 additional materials submitted to DEQ prior to the date of this MAO, unless otherwise authorized in
26 writing by DEQ. If the project is operated in a manner that is not consistent with or is outside the scope
27 of the project description contained in the permit application materials, the [Respondent] is not in

1 compliance with this MAO and may be subject to enforcement.”

2 24. Pursuant to ORS 468B.025(1)(a), no person shall “place or cause to be placed any
3 wastes in a location where such wastes are likely to escape or be carried into the waters of the state by
4 any means.”

5 25. “Wastes” is defined in ORS 468B.005(9) as “sewage, industrial wastes, and all other
6 liquid, gaseous, solid, radioactive or other substances which will or may cause pollution or tend to
7 cause pollution of any waters of the state.”

8 26. “Pollution” is defined in ORS 468B.005(5) as “such alteration of the physical, chemical
9 or biological properties of any waters of the state, including change in temperature, taste, color,
10 turbidity, silt or odor of the waters”

11 III. CONCLUSIONS

12 1. Respondent violated Attachment A, Condition 3 of the MAO and Conditions 1.5 and 2.2.11 of
13 the 1200-C Permit by failing to implement erosion and sediment control measures to prevent soil from
14 reaching waters of the state. Specifically, Respondent failed to implement and maintain stabilization
15 measures on exposed soils and to install perimeter fencing around the stockpiles. Respondent’s failure to
16 implement these erosion and sediment control measures resulted in sediment discharges to the post-
17 construction stormwater treatment facility. This is a Class I violation pursuant to OAR 340-012-
18 0053(1)(a). DEQ hereby assesses a \$6,000 civil penalty for this violation.

19 2. Respondent violated ORS 468B.025(1)(a) by causing wastes to be placed in a location where
20 such wastes are likely to escape or be carried into the waters of the state. Specifically, Respondent allowed
21 sediment laden construction stormwater to discharge from the not-yet-functional post-construction
22 stormwater treatment facility to an outfall east of Boones Ferry Road which ultimately leads to Mill Creek,
23 a water of the state. This is a Class II violation pursuant to OAR 340-012-0055(c). DEQ hereby assesses a
24 \$2,200 civil penalty for this violation.

25 3. Respondent violated Attachment A, Conditions 1, 7 and 8 of the MAO by impacting wetlands
26 outside the scope of the approved project. Specifically, Respondent drained, stripped, and graded,
27 Wetlands A-J along the southern project boundary when the approved project description indicated those

1 wetlands would not be impacted by the project. This is a Class I violation pursuant to OAR 340-012-
2 0053(1)(a). DEQ hereby assesses a \$5,600 civil penalty for this violation.

3 4. Respondent violated Attachment A, Condition 2 of the MAO by failing to keep a copy of the
4 MAO on site. This is a Class I violation pursuant to OAR 340-012-0053(1)(a). DEQ has not assessed a
5 civil penalty for this violation.

6 IV. ORDER TO PAY CIVIL PENALTY

7 Based upon the foregoing FINDINGS OF FACTS AND CONCLUSIONS, Respondent is
8 hereby ORDERED TO:

- 9 1. Pay a civil penalty of \$13,800. The determination of the civil penalty is attached as Exhibits No. 1-
10 3 and is incorporated as part of this Notice.

11 If you do not file a request for hearing as set forth in Section V below, please pay the penalty as follows:

12 Pay online with e-check (ACH) or Credit Card. Go to Your DEQ Online here:
13 <https://ydo.oregon.gov>. Select Register Account or Login, then select Pay Invoices/Fees on your account
14 dashboard. Enter the reference number and Account ID included on the attached payment slip. Note: US
15 Bank charges a 2.3% convenience charge for credit card transactions. ACH payments have no additional
16 charges.

17 Pay by check or money order: Make checks payable to "Department of Environmental Quality"
18 and mail to the address on the enclosed payment slip. Please make sure to include the payment slip with
19 your check or money order and note the case number on your check.

20 V. NOTICE OF RIGHT TO REQUEST A CONTESTED CASE HEARING

21 You have a right to a contested case hearing on this Notice, if you request one in writing. DEQ
22 must receive your request for hearing **within 20 calendar days** from the date you receive this Notice. If
23 you have any affirmative defenses or wish to dispute any allegations of fact in this Notice or attached
24 exhibits, you must do so in your request for hearing, as factual matters not denied will be considered
25 admitted, and failure to raise a defense will be a waiver of the defense. (See OAR 340-011-0530 for
26 further information about requests for hearing.) You must send your request to: **DEQ, Office of**
27 **Compliance and Enforcement, 700 NE Multnomah Street, Suite 600, Portland, Oregon 97232, fax**

1 it to **503-229-5100** or email it to DEQappeals@deq.state.or.us. An administrative law judge
2 employed by the Office of Administrative Hearings will conduct the hearing, according to ORS
3 Chapter 183, OAR Chapter 340, Division 011 and OAR 137-003-0501 to 0700. You have a right to be
4 represented by an attorney at the hearing, however you are not required to be. If you are an individual,
5 you may represent yourself. If you are a corporation, partnership, limited liability company,
6 unincorporated association, trust or government body, you must be represented by an attorney or a duly
7 authorized representative, as set forth in OAR 137-003-0555.

8 Active duty Service members have a right to stay proceedings under the federal Service
9 Members Civil Relief Act. For more information contact the Oregon State Bar at 1-800-
10 452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed
11 Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military
12 Department does not have a toll free telephone number.

13 If you fail to file a timely request for hearing, the Notice will become a final order by default
14 without further action by DEQ, as per OAR 340-011-0535(1). If you do request a hearing but later
15 withdraw your request, fail to attend the hearing or notify DEQ that you will not be attending the
16 hearing, DEQ will issue a final order by default pursuant to OAR 340-011-0535(3). DEQ designates
17 the relevant portions of its files, including information submitted by you, as the record for purposes of
18 proving a prima facie case.

19
20
21
22 7/11/2023
23 Date

Kieran O'Donnell
24 Kieran O'Donnell, Manager
25 Office of Compliance and Enforcement
26
27

EXHIBIT 1

FINDINGS AND DETERMINATION OF RESPONDENT'S CIVIL PENALTY PURSUANT TO OREGON ADMINISTRATIVE RULE (OAR) 340-012-0045

- VIOLATION: Respondent violated Attachment A, Condition 3 of the MAO and Conditions 1.5 and 2.2.11 of the 1200-C Permit by failing to implement erosion and sediment control measures to prevent soil from reaching waters of the state.
- CLASSIFICATION: This is a Class I violation pursuant to OAR 340-012-0053(1)(a).
- MAGNITUDE: The magnitude of the violation is moderate pursuant to OAR 340-012-0130(1) as there is no selected magnitude specified in OAR 340-012-0135 applicable to this violation, and the information reasonably available to DEQ does not indicate a minor or major magnitude.
- CIVIL PENALTY FORMULA: The formula for determining the amount of penalty of each violation is: $BP + [(0.1 \times BP) \times (P + H + O + M + C)] + EB$
- "BP" is the base penalty, which is \$4,000 for a Class I, moderate magnitude violation in the matrix listed in OAR 340-012-0140(3)(b)(A)(ii) and applicable pursuant to OAR 340-012-0140(3)(a)(G) because the MAO between DEQ and Respondent is considered equivalent to a Tier 2A Clean Water Act Section 401 Water Quality Certification.
- "P" is whether Respondent has any prior significant actions (PSAs), as defined in OAR 340-012-0030(19), in the same media as the violation at issue that occurred at a facility owned or operated by the same Respondent, and receives a value of 0 according to OAR 340-012-0145(2) because the Respondent has no prior enforcement history.
- "H" is Respondent's history of correcting prior significant actions and receives a value of 0 according to OAR 340-012-0145(3)(c) because there is no prior history.
- "O" is whether the violation was repeated or ongoing, and receives a value of 4 according to OAR 340-012-0145(4)(d) because construction had been underway at the Project site for more than 28 days. Each day of violation is a separate occurrence.
- "M" is the mental state of the Respondent and receives a value of 4 according to OAR 340-012-0145(5)(c) because Respondent's conduct was negligent. Both the MAO and 1200-C Permit clearly require Respondent to install erosion and sediment controls and to implement the approved ESCP for the project. By failing to do so, Respondent failed to take reasonable care to avoid the foreseeable risk that a violation would occur.
- "C" is Respondent's efforts to correct or mitigate the violation and receives a value of -3 according to OAR 340-012-0145(6)(c) because the Respondent made reasonable efforts to

correct the violation by covering the stockpiles; covering or seeding exposed soils; and covering catch basin inlets and grading several future lot areas lower than final grade to prevent stormwater from entering the post-construction stormwater treatment facility.

"EB" is the approximate dollar value of the benefit gained and the costs avoided or delayed as a result of the Respondent's noncompliance. It is designed to "level the playing field" by taking away any economic advantage the entity gained and to deter potential violators from deciding it is cheaper to violate and pay the penalty than to pay the costs of compliance. In this case, "EB" receives a value of 0 according to OAR 340-012-0150(4) because there is insufficient information on which to make an estimate under the rule.

PENALTY CALCULATION: $\text{Penalty} = \text{BP} + [(0.1 \times \text{BP}) \times (\text{P} + \text{H} + \text{O} + \text{M} + \text{C})] + \text{EB}$

$$\begin{aligned} &= \$4,000 + [(0.1 \times \$4,000) \times (0 + 0 + 4 + 4 + -3)] + \$0 \\ &= \$4,000 + [\$400 \times 5] + \$0 \\ &= \$4,000 + \$2,000 + \$0 \\ &= \$6,000 \end{aligned}$$

EXHIBIT 2

FINDINGS AND DETERMINATION OF RESPONDENT'S CIVIL PENALTY PURSUANT TO OREGON ADMINISTRATIVE RULE (OAR) 340-012-0045

- VIOLATION: Respondent violated ORS 468B.025(1)(a) by causing wastes to be placed in a location where such wastes are likely to escape or be carried into the waters of the state.
- CLASSIFICATION: This is a Class II violation pursuant to OAR 340-012-0055(2)(c).
- MAGNITUDE: The magnitude of the violation is moderate pursuant to OAR 340-012-0130(1) as there is no selected magnitude specified in OAR 340-012-0135 applicable to this violation, and the information reasonably available to DEQ does not indicate a minor or major magnitude.
- CIVIL PENALTY FORMULA: The formula for determining the amount of penalty of each violation is: $BP + [(0.1 \times BP) \times (P + H + O + M + C)] + EB$
- "BP" is the base penalty, which is \$2,000 for a Class II, moderate magnitude violation in the matrix listed in OAR 340-012-0140(3)(b)(B)(ii) and applicable pursuant to OAR 340-012-0140(3)(a)(G) because the MAO between DEQ and Respondent is considered equivalent to a Tier 2A Clean Water Act Section 401 Water Quality Certification.
- "P" is whether Respondent has any prior significant actions (PSAs), as defined in OAR 340-012-0030(19), in the same media as the violation at issue that occurred at a facility owned or operated by the same Respondent, and receives a value of 0 according to OAR 340-012-0145(2) because the Respondent has no prior enforcement history.
- "H" is Respondent's history of correcting prior significant actions and receives a value of 0 according to OAR 340-012-0145(3)(c) because there is no prior history.
- "O" is whether the violation was repeated or ongoing, and receives a value of 0 according to OAR 340-012-0145(4)(a) because there is insufficient information on which to base a finding under paragraphs (4)(b) through (4)(d).
- "M" is the mental state of the Respondent and receives a value of 4 according to OAR 340-012-0145(5)(c) because Respondent's conduct was negligent. By failing to plug the outlets from the post-construction stormwater treatment facility, Respondent failed to take reasonable care to avoid a foreseeable risk that a violation would occur.
- "C" is Respondent's efforts to correct or mitigate the violation and receives a value of -3 according to OAR 340-012-0145(6)(c) because the Respondent made reasonable efforts to correct the violation by plugging the outlet from the post-construction stormwater treatment facility so that no future discharges from the site can occur.

"EB" is the approximate dollar value of the benefit gained and the costs avoided or delayed as a result of the Respondent's noncompliance. It is designed to "level the playing field" by taking away any economic advantage the entity gained and to deter potential violators from deciding it is cheaper to violate and pay the penalty than to pay the costs of compliance. In this case, "EB" receives a value of 0 according to OAR 340-012-0150(4) because there is insufficient information on which to make an estimate under the rule.

PENALTY CALCULATION: $\text{Penalty} = \text{BP} + [(0.1 \times \text{BP}) \times (\text{P} + \text{H} + \text{O} + \text{M} + \text{C})] + \text{EB}$

$$\begin{aligned} &= \$2,000 + [(0.1 \times \$2,000) \times (0 + 0 + 0 + 4 + -3)] + \$0 \\ &= \$2,000 + [\$200 \times 1] + \$0 \\ &= \$2,000 + \$200 + \$0 \\ &= \$2,200 \end{aligned}$$

EXHIBIT 3

FINDINGS AND DETERMINATION OF RESPONDENT'S CIVIL PENALTY PURSUANT TO OREGON ADMINISTRATIVE RULE (OAR) 340-012-0045

- VIOLATION: Respondent violated Attachment A, Condition 1, 7, and 8 of the MAO by impacting wetlands outside the scope of the approved Project.
- CLASSIFICATION: This is a Class I violation pursuant to OAR 340-012-0053(1)(a).
- MAGNITUDE: The magnitude of the violation is moderate pursuant to OAR 340-012-0130(1) as there is no selected magnitude specified in OAR 340-012-0135 applicable to this violation, and the information reasonably available to DEQ does not indicate a minor or major magnitude.
- CIVIL PENALTY FORMULA: The formula for determining the amount of penalty of each violation is: $BP + [(0.1 \times BP) \times (P + H + O + M + C)] + EB$
- "BP" is the base penalty, which is \$4,000 for a Class I, moderate magnitude violation in the matrix listed in OAR 340-012-0140(3)(b)(A)(ii) and applicable pursuant to OAR 340-012-0140(3)(a)(G) because the MAO between DEQ and Respondent is considered equivalent to a Tier 2A Clean Water Act Section 401 Water Quality Certification.
- "P" is whether Respondent has any prior significant actions (PSAs), as defined in OAR 340-012-0030(19), in the same media as the violation at issue that occurred at a facility owned or operated by the same Respondent, and receives a value of 0 according to OAR 340-012-0145(2) because the Respondent has no prior enforcement history.
- "H" is Respondent's history of correcting prior significant actions and receives a value of 0 according to OAR 340-012-0145(3)(c) because there is no prior history.
- "O" is whether the violation was repeated or ongoing, and receives a value of 0 according to OAR 340-012-0145(4)(a) because there was only one occurrence of the violation.
- "M" is the mental state of the Respondent and receives a value of 4 according to OAR 340-012-0145(5)(c) because Respondent's conduct was negligent. Attachment A, Condition 1 of the MAO clearly states that Respondent is only authorized to conduct work within the scope of the project description contained in the permit application materials. By conducting work in a portion of the site for which the application materials indicated "no impact" without applying for a modification to the MAO, Respondent failed to take reasonable care to avoid the foreseeable risk that a violation would occur.
- "C" is Respondent's efforts to correct or mitigate the violation and receives a value of 0 according to OAR 340-012-0145(6)(f) because the violation cannot be corrected.

"EB" is the approximate dollar value of the benefit gained and the costs avoided or delayed as a result of the Respondent's noncompliance. It is designed to "level the playing field" by taking away any economic advantage the entity gained and to deter potential violators from deciding it is cheaper to violate and pay the penalty than to pay the costs of compliance. In this case, "EB" receives a value of 0 according to OAR 340-012-0150(4) because there is insufficient information on which to make an estimate under the rule.

PENALTY CALCULATION: $\text{Penalty} = \text{BP} + [(0.1 \times \text{BP}) \times (\text{P} + \text{H} + \text{O} + \text{M} + \text{C})] + \text{EB}$

$$\begin{aligned} &= \$4,000 + [(0.1 \times \$4,000) \times (0 + 0 + 0 + 4 + 0)] + \$0 \\ &= \$4,000 + [\$400 \times 4] + \$0 \\ &= \$4,000 + \$1,600 + \$0 \\ &= \$5,600 \end{aligned}$$

Oregon Department of Environmental Quality
 700 NE Multnomah Street, Suite 600
 Portland, OR 97232-4100



State of Oregon
Department of Environmental Quality

Phone: 503-229-5437
 Fax: 503-229-5850

CIVIL PENALTY - ORS 468.135(2)

DATE:	July 11, 2023
RESPONSE DATE :	September 19, 2023
TOTAL PENALTY:	\$13,800.00

Account Name:	MAO - DOVE LANDING SUBDIVISION		
Account Type:	Vendor/Organization/Company	Reference Number:	CPGFD2300090
SubSystem ID:	185468	FIMS Acct. ID:	6532

Penalty Summary

Penalty Amount	Interest	Adjustment	Amount Paid	Total Penalty
\$ 13,800.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 13,800.00

Payment of this penalty is subject to the exercise of your options or right to appeal as described in the enclosed enforcement documents.

To Pay Online with ACH or Credit Card Visit <https://ydo.oregon.gov> and select 'Register Account'



 PLEASE RETURN THIS PORTION WITH YOUR PAYMENT



REFERENCE NO.	CPGFD2300090		
PAYCODE:	00401 7400 10040 74001 0500 000000 00		
FEE PROGRAM ID:	950	RESPONSE DATE:	September 19,
FIMS ACCT. ID:	6532	TOTAL PENALTY DUE:	\$13800.00

AMOUNT ENCLOSED:

MAKE CHECK PAYABLE TO: Department of Environmental Quality

DEQ FINANCIAL SERVICES - LBX4244
 PO BOX 4244
 PORTLAND OR 97208-4244

Check this box if updated address information has been provided on the back of the form.

00401 7400 10040 74001 0500 000000 0095000065327CPGFD230009000013800009



State of Oregon
Department of
Environmental
Quality

State of Oregon Department of Environmental Quality

CIVIL PENALTY - ORS 468.135(2)

700 NE Multnomah Street, Suite 600
Portland, OR 97232-4100
Phone: 503-229-5437
Fax: 503-229-5850

Penalty Detail

Transaction Date	Description	Amount
7/10/2023	2023-513 WQ-401-WR-2023-513	\$13,800.00

SFMS Agencies Use:

Trans Code	Treasury Fund	SFMS	Index	PCA (5)	Agency Object	Project #	Phase
723	00401	7400	10040	74001	0500	00000	00

Address Changes

Please visit <https://ydo.oregon.gov> to update your mailing address online or provide the following information:

Name _____
Address _____
City, State, Zip _____