



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

April 2, 2026

CERTIFIED MAIL: 9589 0710 5270 0110 5986 61

Christine and Alexander Tsarnas
PO Box 194
Wolf Creek OR 97497

Re: Notice of Civil Penalty Assessment and Order
Case No. LQ/SW-WR-2024-123

This letter is to inform you that the Oregon Department of Environmental Quality (DEQ) has issued you a civil penalty of \$14,053 for disposing of solid waste without a permit at your property at 100 Speaker Road in Wolf Creek, Oregon.

DEQ issued this penalty because despite DEQ's repeated attempts to work with you to clean up the property, including sending a Warning Letter with Opportunity to Correct in July of 2023 and a Pre-Enforcement Notice in September of 2023, you have not corrected the violation. The discarded vehicles, vehicle parts, tires, furniture, appliances, and household garbage at your property pose a risk to the environment and human health and must be disposed at a permitted solid waste disposal site.

Included in Section IV is an order requiring you to properly dispose of the solid waste at your property and provide documentation to DEQ. \$3,253 of the civil penalty represents the economic benefit you gained by failing to properly dispose of the solid waste. If you complete these requirements, DEQ will consider recalculating the costs as delayed rather than avoided and will reduce the civil penalty accordingly.

You may pay the civil penalty as follows:

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

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

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.oregon.gov
Via fax – 503-229-6762

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.

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 portion of your 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 <https://www.oregon.gov/deq/Regulations/Pages/Administrative-Rules.aspx> or by calling the number below.

If you have any questions, please contact Sarah Wheeler at 971-301-0622.

Sincerely,



Erin Saylor, Manager
Office of Compliance and Enforcement

Enclosures

cc: Jason Zanni, DEQ
Christine and Alexander Tsarnas, 100 Speaker Road, Wolf Creek, OR 97497
James Black, Josephine County, jblack@josephinecounty.gov

1 Exhibit 1 and is incorporated as part of this Notice.

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

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

9 Pay by check or money order: Make checks payable to “Department of Environmental
10 Quality” and mail to the address on the enclosed payment slip. Please make sure to include the payment
11 slip with your check or money order.

12 2. Within 60 days of this order becoming final by operation of law or on appeal, remove
13 and properly dispose or recycle all solid waste at the Property, and provide documentation (including
14 receipts and photographs) to Jason Zanni, DEQ, by email to jason.zanni@deq.oregon.gov or by mail to
15 221 Stewart Avenue, Suite 201, Medford OR 97501.

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

17 You have a right to a contested case hearing on this Notice, if you request one in writing. DEQ
18 must receive your request for hearing **within 20 calendar days** from the date you receive this Notice. If
19 you have any affirmative defenses or wish to dispute any allegations of fact in this Notice or attached
20 exhibit, you must do so in your request for hearing, as factual matters not denied will be considered
21 admitted, and failure to raise a defense will be a waiver of the defense. (See OAR 340-011-0530 for
22 further information about requests for hearing.) You must send your request to: **DEQ, Office of**
23 **Compliance and Enforcement, 700 NE Multnomah Street, Suite 600, Portland, Oregon 97232**, fax
24 it to **503-229-6762** or email it to DEQappeals@deq.oregon.gov. An administrative law judge
25 employed by the Office of Administrative Hearings will conduct the hearing, according to ORS
26 Chapter 183, OAR Chapter 340, Division 011 and OAR 137-003-0501 to 0700. You have a right to be
27 represented by an attorney at the hearing, however you are not required to be. If you request a hearing,

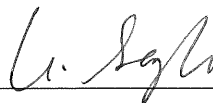
1 you will be notified of the time and place of the hearing and you will be given information on the
2 procedures, and other rights of parties relating to the conduct of the hearing before commencement of
3 the hearing. If you are an individual, you may represent yourself. If you are a corporation, partnership,
4 limited liability company, unincorporated association, trust or government body, you must be
5 represented by an attorney or a duly authorized representative, as set forth in OAR 137-003-0555.

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

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

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19 4/2/2026

20 Date



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Erin Saylor, Manager
Office of Compliance and Enforcement

EXHIBIT 1

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

VIOLATION NO. 1 Disposing of or authorizing the disposal of solid waste at the Property without a solid waste disposal site permit, in violation of OAR 340-093-0040(1).

CLASSIFICATION: This is a Class I violation pursuant to OAR 340-012-0065(1)(c).

MAGNITUDE: The magnitude of the violation is moderate pursuant to OAR 340-012-0135(3)(a)(B) because Respondents illegally disposed of an estimated 150 cubic yards of solid waste.

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 \$6,000 for a Class I, moderate magnitude violation in the matrix listed in OAR 340-012-0140(2)(b)(A)(ii) and applicable pursuant to OAR 340-012-0140(2)(a)(Q)(i) because Respondents should have had a solid waste disposal permit.

"P" is whether Respondents have any prior significant actions, 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 Respondents and receives a value of 0 according to OAR 340-012-0145(2)(a)(A), because there are no prior significant actions.

"H" is Respondents' 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 there were more than 28 occurrences of the violation. According to OAR 340-012-0145(4), each day of a violation with a duration of more than one day is a separate occurrence when determining the "O" factor. The violation has been ongoing since at least June 26, 2023.

"M" is the mental state of the Respondent and receives a value of 4 according to OAR 340-012-0145(5)(c) because Respondents' conduct was negligent. According to OAR 340-012-0030(15), negligent means failure to take reasonable care to avoid a foreseeable risk of conduct constituting or resulting in a violation. Since at least June of 2023, DEQ and local authorities have communicated to Respondents that Respondents are in violation and must clean up the solid waste at the Property.

"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 there is insufficient information to make a

finding under paragraphs (6)(a) through (6)(e) or (6)(g). Respondents are on a compliance plan with Josephine County and have made some progress. As of the date of this Notice, Respondents have not corrected the violation.

"EB" is the approximate dollar value of the benefit gained and the costs avoided or delayed as a result of the Respondents' 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 \$3,253. This is the amount Respondents have gained by avoiding spending \$2,812 to properly dispose of the solid waste at his property since June 26, 2023. This "EB" was calculated pursuant to OAR 340-012-0150(1) using the U.S. Environmental Protection Agency's BEN computer model.

PENALTY CALCULATION: $\text{Penalty} = \text{BP} + [(0.1 \times \text{BP}) \times (\text{P} + \text{H} + \text{O} + \text{M} + \text{C})] + \text{EB}$
= \$6,000 + [(0.1 x \$6,000) x (0 + 0 + 4 + 4 + 0)] + \$3,253
= \$6,000 + (\$600 x 8) + \$3,253
= \$6,000 + \$4,800 + \$3,253
= \$14,053

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



State of Oregon
DEQ Department of Environmental Quality

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

CIVIL PENALTY - ORS 468.135(2)

DATE:	April 2, 2026
RESPONSE DATE*:	June 11, 2026
TOTAL PENALTY:	\$14,053.00

Account Name:	PRIVATE PROPERTY		
Account Type:	Vendor/Organization/Company	Reference Number:	CPGFD2600095
SubSystem ID:	303258	FIMS Acct. ID:	30893

Penalty Summary

Penalty Amount	Interest	Adjustment	Amount Paid	Total Penalty
\$ 14,053.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 14,053.00

*This is the date the penalty is due if you do not exercise your right to appeal the attached order. 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'

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 PLEASE RETURN THIS PORTION WITH YOUR PAYMENT



REFERENCE NO.	CPGFD2600095		
PAYCODE:	00401 7400 10040 74001 0500 000000 00		
FEE PROGRAM ID:	950	RESPONSE DATE:	June 11, 2026
FIMS ACCT. ID:	30893	TOTAL PENALTY DUE:	\$14053.00

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 0095000308932CPGFD260009500014053009



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
4/1/2026	2024-123 LQ-SW-WR-2024-123	\$14,053.00

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 _____

CERTIFICATE OF MAILING

I hereby certify that I served DEQ Case No. LQ/SW-WR-2024-123 upon:

9589 0710 5270 0110 5986 61

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com™

OFFICIAL USE

Certified Mail Fee \$	
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy) \$	
<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
<input type="checkbox"/> Adult Signature Restricted Delivery \$	

Postmark Here

Christine and Alexander Tsarnas
PO Box 194
Wolf Creek, OR 97497

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

Christine and Alexander Tsarnas
100 Speaker Road
Wolf Creek, OR 97497

By mailing a true copy of the above by placing it in a sealed envelope, with postage prepaid at the DEQ/DAS mail services in Portland, Oregon on April 2, 2026

Isaac Griffith
Isaac Griffith, Case Coordinator
Office of Compliance & Enforcement
Department of Environmental Quality