

**Attachment #9. State of Washington Department of Ecology Administrative Order
No. 99SPRHQ-54, December 2, 1999.**

OPL
Bellingham, WA
June 10, 1999
DCA99-MP008



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

December 2, 1999

CERTIFIED MAIL
Z 370 072 015

Olympic Pipeline Co.
Mr. Fred Crognale
PO Box 1800
Renton, Washington 98057-1800

Dear Mr. Crognale:

Enclosed are Administrative Order No. 99SPPRHQ-54 and a Notice of Penalty Incurred and Due No. 99SPPRHQ-53. If you wish to formally contest the order or penalty, you must follow the procedures described in the documents.

I would like to meet with you and other Olympic Pipeline personnel as soon as possible. I will be contacting you by phone. Please address your issues and concerns over the enclosed order or penalty to Linda Pilkey-Jarvis. You may contact her at (360) 407-7447.

Sincerely,

Joe Stohr
Spills Prevention, Preparedness, and Response

JS:SH:LPJ:th
Enclosures

cc: Steve Hunter
Paul O'Brien
Elin Storey
Gary Lee
LeAnn Ryser



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

IN THE MATTER OF AN)
ADMINISTRATIVE ORDER) ORDER No. 99SPPRHQ-54
AGAINST: Fred Crognale, Olympic Pipeline Co.)

To: Olympic Pipeline Company
Mr. Fred Crognale
PO Box 1800
Renton, WA 98057-1800

This is an Administrative Order requiring Olympic Pipeline Company (OPLC) to comply with Chapters 90.48 and 90.56 RCW, and the rules and regulations of the Department of Ecology (Department), by taking certain actions which are described below. RCW 90.48.120 (2) authorizes the Department to issue Administrative Orders requiring compliance whenever it determines that a person has violated or creates a substantial potential to violate any provision of Chapter 90.48 or 90.56 RCW.

The Department's determination that a violation has occurred is based on the following findings:

On August 29, 1999, a bolt failed on the injection pump at the OPLC Renton facility, causing a spill of "transmix" oil (a mixture of Jet A, gasoline and diesel fuel). Approximately 3300 gallons of "transmix" spilled, overflowing the injection pump's containment capacity. As much as 600 gallons of oil reached groundwater. It is unlawful to discharge oil into the waters of Washington State. This discharge is a violation of RCW 90.56.320 and RCW 90.48.080.

Washington Administrative Code (WAC) 173-181-080 authorizes the Department to review a facility's oil spill contingency plan following a spill for which the plan holder is responsible. A review of the OPLC contingency plan has been conducted. It has been determined that the OPLC plan does not meet the requirements of Chapter 173-181 WAC, specifically 173-181-050 (11) concerning *notification procedures*, and WAC 173-181-045 (5) concerning *field documents*.

OPLC facilities have a history of spill incidents that indicate a significant need for improvements in company policy and procedures. OPLC has been responsible for at least 45 spill incidents in 34 years. Since the August 29 Renton ground water discharge, there have been four additional incidents, including another from the same injection pump: Sea-tac, September 10, 1999, improper valve operations; Castle Rock, September 14, 1999, installation of improper material and inadequate communication; Renton, October 24, 1999, improper valve operations; and Vancouver, November 1, 1999, improper valve operations.

The Department is concerned that OPLC take sufficient and immediate action to minimize threats to the environment and protect the quality of Washington's waters. The Department is authorized under 90.48.030 to control and prevent the pollution of waters of the state. RCW 90.48.010 requires the use of all known available and reasonable methods to prevent and control the pollution of waters of the state. For these reasons, and in accordance with RCW 90.48.120(2), IT IS ORDERED that OPLC take the following actions:

1. Immediately, but no later than 30 days from receipt of this order, OPLC shall develop a written preventative maintenance program for pumps and ancillary equipment at all Washington OPLC facilities. The preventative maintenance measures shall include a description of service procedures,

maintenance schedules, and inspection intervals based on manufacturer's recommendations for equipment, OPLC operating records and any other industrial operational information that is available. OPLC shall provide the procedures to the Department for approval within the 30 days, and then immediately implement the maintenance program.

2. Immediately, but no later than 30 days from receipt of this order, OPLC shall modify the facility's contingency plan to be consistent with Chapter 173-181 WAC, specifically WAC 173-181-050 (11) *Notification Procedures*, and WAC 173-181-045 (5) *Field Document*. OPLC shall arrange to meet with Ms. Elin Storey, Plan Review Coordinator, prior to commencing work on this requirement. Ms. Storey may be contacted at (425) 649-7111.
3. Immediately, but no later than 60 days from the receipt of this order, OPLC shall submit to the Department for approval the design of a stormwater management system to be installed at all pump stations. The system shall employ the use of best management practices, and must include installation of an impervious liner for tank secondary containment systems and the construction of impervious surfaces for all other areas containing equipment associated with pipeline transfer operations. The design must also describe a stormwater management system to address collection, treatment and disposal alternatives for the stations. Installation of the systems shall commence no later than 60 days after OPLC receives design approval from the Department. OPLC shall obtain all necessary permits prior to discharging stormwater.

This Order may be appealed. Your appeal must be filed with the Pollution Control Hearings Board within thirty (30) days of your receipt of this Order. Send your appeal to: The Pollution Control Hearings Board, P.O. Box 40903, Olympia, Washington, 98504-0903. At the same time, a copy of your appeal must be sent to: Department of Ecology c/o LeAnn Ryser and Linda Pilkey-Jarvis, P.O. Box 47600, Olympia, WA 98504-7600. These procedures are consistent with Chapter 43.21B RCW.

DATED this 2nd day of December 1999, at Olympia, Washington.



Joe Stohr, Manager
Spill Prevention, Preparedness & Response Program