

**PORT OF NEWPORT
RESOLUTION 2021-01**

**A RESOLUTION AUTHORIZING THE PORT OF NEWPORT TO ENTER
INTO A LEASE AGREEMENT WITH THE SECRETARY OF THE
ARMY FOR THE SOUTH BEACH DAY USE AREA**

WHEREAS the Port entered into a lease with the Secretary of the Army (USACE) on December 11th of 1989 (the Lease); and

WHEREAS the Term of the Lease was from November 01, 1989 until October 31, 2014; and

WHEREAS although the Term of the lease has expired, the Port continued to use the Premises without extending the Lease; and

WHEREAS the Port and the USACE have negotiated a new lease, including a smaller footprint to the Premises.

**NOW THEREFORE, THE PORT OF NEWPORT BOARD OF COMMISSIONERS
RESOLVES AS FOLLOWS:**

The General Manager is hereby authorized to execute the attached Lease, as presented.

APPROVED AND ADOPTED BY THE BOARD OF COMMISSIONERS this
26th day of January, 2021.

ATTEST:

james m burke Digitally signed by james m burke
Date: 2021.02.02 09:50:19 -08'00'

James Burke, President

Walter Chuck Digitally signed by Walter Chuck
DN: cn=Walter Chuck, o=Port of Newport,
ou=Port of Newport,
email=wchuck@portofnewport.com, c=US
Date: 2021.02.08 11:26:42 -08'00'

Walter Chuck, Secretary/Treasurer



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT
PO BOX 2946
PORTLAND OR 97208-2946

December 17, 2020

Real Estate Division

Paula Miranda
General Manager
Port of Newport
600 SE Bay Blvd.
Newport, Oregon 97365

Dear Ms. Miranda,

Enclosed for signature are two copies of proposed Department of the Army Lease No. DACW57-1-20-0047, granting use of property owned by the United States and administered by the U.S. Army Corps of Engineers at Yaquina Bay and Harbor Project, Lincoln County, Oregon. This document will replace Lease No. DACW57-1-90-0008, which expired on October 31, 2014.

Please review, sign, and return the enclosed documents to the United States Army Corps of Engineers, Portland District, ATTN: Real Estate Division, P.O. Box 2946, Portland, OR 97208-2946. Once the agreements are accepted on behalf of the Department of the Army a fully executed copy will be returned for your records. Please ensure that the person attesting to the certificate of authority is different than the person signing the Lease.

If you have any questions or require further assistance, please contact Robin Norris at 503-808-4669, or email at Robin.C.Norris@usace.army.mil.

Sincerely,

Amanda J. Dethman
District Chief of Real Estate
Real Estate Contracting Officer

Enclosure

DEPARTMENT OF THE ARMY
LEASE TO NON-STATE GOVERNMENTAL AGENCIES
FOR PUBLIC PARK AND RECREATIONAL PURPOSES
SOUTH BEACH DAY USE AREA
YAQUINA BAY and HARBOR PROJECT, SOUTH JETTY
LINCOLN COUNTY, OREGON

THIS LEASE is made on behalf of the United States, between the **SECRETARY OF THE ARMY**, hereinafter referred to as the Secretary, and the Port of Newport, hereinafter referred to as the Lessee,

WITNESSETH:

That the Secretary, by authority of Title 16, United States Code, Section 460d, and for the consideration hereinafter set forth, hereby Leases to the Lessee, the property identified in **Exhibits "A" and "B"**, attached hereto and made a part hereof, hereinafter referred to as the premises, for public park and recreational purposes.

THIS LEASE is granted subject to the following conditions:

1. TERM

Said premises are hereby Leased for a term of twenty-five years (25) years, beginning November 1, 2014 and ending October 31, 2039.

2. CONSIDERATION

The consideration for this Lease is the operation and maintenance of the premises by the Lessee for the benefit of the United States and the general public in accordance with the conditions herein set forth.

3. NOTICES

All correspondence and notices to be given pursuant to this Lease shall be addressed, if to the grantee, to the Port of Newport, 600 SE Bay Boulevard, Newport Oregon 97365, and if to the United States, to the District Engineer, Attention: Chief, Real Estate Division, Portland District, PO Box 2946, Portland, Oregon 97208-2946, or as may from time to time otherwise be directed by the parties. Notice shall be deemed to have been duly given if and when enclosed in a properly sealed envelope or wrapper addressed as aforesaid, and deposited, postage prepaid, in a post office regularly maintained by the United States Postal Service.

4. AUTHORIZED REPRESENTATIVES

Except as otherwise specifically provided, any reference herein to "Secretary of the Army," "District Engineer," "said officer" or "Lessor" shall include their duly authorized representatives. Any reference to "Lessee" shall include sublessees, assignees, transferees, concessionaires, and its duly authorized representatives.

5. DEVELOPMENT PLANS

The Lessee shall be guided by an annual Plan of Operation and Maintenance in furtherance of the Lessees implementing Plan of Recreation Development and Management (Development Plan) attached as **Exhibit "C"** which shows the facilities and services necessary to meet the current and potential public demand and the management and development activities to be undertaken by the Lessee and any sublessees. No later than 1 April of each year the Lessee will submit the annual Plan to be mutually agreed on between the Lessee and the District Engineer. Such annual Plan shall include but is not limited to the following:

- a. Plans for management, maintenance and development activities to be undertaken by the Lessee and any sublessees.
- b. Report of the management, maintenance and development accomplishments of the Lessee for the preceding year.
- c. Report on any significant modification of policies or procedures which are planned for the following year as well as those implemented in the preceding year.
- d. Minor modifications to the Development Plan. Major modifications are to be accomplished by amendment to the Plan before proceeding to implement any changes in the development or management of the Leased premises.
- e. Budget of the Lessee for carrying out all activities for the upcoming year.
- f. Personnel to be used in the management of the Leased premises.
- g. Annual certification that all water and sanitary systems on the premises have been inspected and comply with Federal, state and local standards. Lessee will also provide a statement of compliance with the Rehabilitations Act and the Americans with Disabilities Act, as required in the condition on **NON-DISCRIMINATION**, noting any deficiencies and providing a schedule for correction.

The use and occupation of the premises shall be subject to the general supervision and approval of the District Engineer. During the term of the Lease, the District Engineer will notify the Lessee of any updates to the existing project Master Plan affecting the premises and the Lessee may provide comments.

6. STRUCTURES AND EQUIPMENT

The Lessee shall have the right, during the term of the Lease, to erect such structures and to provide such equipment upon the premises as may be necessary to furnish the facilities and services authorized. Those structures and equipment shall be and remain the property of the Lessee, except as otherwise provided in the Condition on **RESTORATION**. However, no structures may be erected or altered upon the premises unless and until the type of use, design, and proposed location or alteration thereof shall have been approved in writing by the District Engineer. The District Engineer may require the Lessee, upon the completion of each of the proposed developments to furnish complete "as built" construction plans for all facilities.

7. APPLICABLE LAWS AND REGULATIONS

a. The Lessee shall comply with all applicable Federal laws and regulations and with all applicable laws, ordinances, and regulations of the state, county, and municipality wherein the premises are located, including, but not limited to, those regarding construction, health, safety, food service, water supply, sanitation, use of pesticides, and licenses or permits to do business. The Lessee shall make and enforce such regulations as are necessary and within its legal authority in exercising the privileges granted in this Lease, provided that such regulations are not inconsistent with those issued by the Secretary of the Army or with the provisions of 16 U.S.C. § 460d.

b. The Lessee will provide an annual certification that all water and sanitary systems on the premises have been inspected and comply with Federal, state and local standards. The Lessee will also provide a statement of compliance with the Rehabilitations Act and the Americans with Disability Act, as required in the condition on **NON-DISCRIMINATION**, noting any deficiencies and providing a schedule for correction.

8. CONDITION OF PREMISES

a. The Lessee acknowledges that it has inspected the premises, knows its condition, and understands that the same is Leased without any representations or warranties whatsoever and without obligation on the part of the United States to make any alterations, repairs, or additions thereto.

9. FACILITIES AND SERVICES

The Lessee shall provide the facilities and services as agreed upon in the Development Plan referred to in the Condition on **DEVELOPMENT PLANS** either directly or through subleases or concession agreements that have been reviewed and accepted by the District Engineer. These subleases or agreements shall state: (1) that they are granted subject to the provisions of this Lease; and (2) that the agreement will not be effective until the third party activities have been approved by the District Engineer. The Lessee will not allow any third party activities with a rental to the Lessee or prices to the public which would give the third party an undue economic advantage or

circumvent the intent of the Development Plan. The rates and prices charged by the Lessee or its sub-Lessees or concessionaires shall be reasonable and comparable to rates charged for similar goods and services by others in the area. The use of sublessee's and concessionaires will not relieve the Lessee from the primary responsibility for ensuring compliance with all of the terms and conditions of this Lease.

10. TRANSFERS, ASSIGNMENTS, SUBLEASES

a. Without prior written approval of the District Engineer, the Lessee shall neither transfer nor assign this Lease nor sublet the premises or any part thereof, nor grant any interest, privilege, or license whatsoever in connection with this Lease.

b. The Lessee will not sponsor or participate in timeshare ownership of any structures, facilities, accommodations, or personal property on the premises. The Lessee will not subdivide nor develop the premises into private residential development.

11. FEES

Fees may be charged by the Lessee for the entrance to or use of the premises or any facilities, however, no user fees may be charged by the Lessee or its sub-Lessees for use of facilities developed in whole or part with federal funds if a user charge by the Corps of Engineers for the facility would be prohibited under law.

12. ACCOUNTS, RECORDS AND RECEIPTS

All monies received by the Lessee from operations conducted on the premises, including, but not limited to, entrance, admission and user fees and rental or other consideration received from its concessionaires, may be utilized by the Lessee for the administration, maintenance, operation and development of the premises. Beginning 5 years from the date of this Lease and continuing at 5-year intervals, any such monies not so utilized or programmed for utilization within a reasonable time shall be paid to the District Engineer. The Lessee shall establish and maintain accurate records and accounts and provide an annual statement of receipts and expenditures to the District Engineer. Annual or weekly entrance fees not collected on the Project, which also are honored at other recreational areas operated by the Lessee, are excluded from this requirement. The District Engineer shall have the right to perform audits or to require the Lessee to audit the records and accounts of the Lessee, third party concessionaires and sub-Lessees, in accordance with auditing standards and procedures promulgated by the American Institute of Certified Public Accountants or by the state, and furnish the District Engineer with the results of such an audit.

13. PROTECTION OF PROPERTY

The Lessee shall be responsible for any damage that may be caused to property of the United States by the activities of the Lessee under this Lease and shall exercise due diligence in the protection of all property located on the premises against fire or damage from any and all other causes. Any property of the United States damaged or destroyed

by the Lessee incident to the exercise of the privileges herein granted shall be promptly repaired or replaced by the Lessee to the satisfaction of the District Engineer, or at the election of the District Engineer, reimbursement may be made therefore by the Lessee in an amount necessary to restore or replace the property to a condition satisfactory to the District Engineer.

14. RIGHT TO ENTER AND FLOOD

The right is reserved to the United States, its officers, agents, and employees to enter upon the premises at any time and for any purpose necessary or convenient in connection with Government purposes; to make inspections; to remove timber or other material, except property of the Lessee; to flood the premises; to manipulate the level of the lake or pool in any manner whatsoever; and/or to make any other use of the land as may be necessary in connection with project purposes, and the Lessee shall have no claim for damages on account thereof against the United States or any officer, agent, or employee thereof.

15. LIGHTS, SIGNALS AND NAVIGATION

There shall be no unreasonable interference with navigation by the exercise of the privileges granted by this Lease. If the display of lights and signals on any work hereby authorized is not otherwise provided for by law, such lights and signals as may be prescribed by the Coast Guard or by the District Engineer shall be installed and maintained by and at the expense of the Lessee.

16. INSURANCE

a. At the commencement of this Lease, the Lessee, unless self-insured, and its sub-Lessees and concessionaires at the commencement of operating under the terms of this Lease as third parties, shall obtain from a reputable insurance company or companies contracts of liability insurance. The insurance shall provide an amount not less than that which is prudent, reasonable and consistent with sound business practices or a minimum Combined Single Limit of \$500,000, whichever is greater, for any number of persons or claims arising from any one incident with respect to bodily injuries or death resulting therefrom, property damage, or both, suffered or alleged to have been suffered by any person or persons, resulting from the operations of the Lessee, sub-lessees and concessionaires under the terms of this Lease. The Lessee shall require its insurance company to furnish to the District Engineer a copy of the policy or policies, or, if acceptable to the District Engineer, certificates of insurance evidencing the purchase of such insurance. The District Engineer shall have the right to review and revise the amount of minimum liability insurance required.

b. The insurance policy or policies shall specifically provide protection appropriate for the types of facilities, services and products involved; and shall provide that the District Engineer be given thirty (30) days notice of any cancellation or change in such insurance.

c. In the event the Lessee is self-insured, the Lessee shall certify such self-insurance in writing in the minimum amount specified above to the District Engineer. The Lessee's insurance status shall not eliminate the requirement for its sub-lessees and concessionaires to have insurance from a reputable insurance carrier as set out above.

d. The District Engineer may require closure of any or all of the premises during any period for which the Lessee and/or its sub-Lessees and concessionaires do not have the required insurance coverage.

17. RESTORATION

On or before the expiration of this Lease or its termination by the Lessee, the Lessee shall vacate the premises, remove the property of the Lessee, and restore the premises to a condition satisfactory to the District Engineer. If, however, this Lease is revoked, the Lessee shall vacate the premises, remove said property therefrom, and restore the premises to the aforesaid condition within such time as the District Engineer may designate. In either event, if the Lessee shall fail or neglect to remove said property and restore the premises, then, at the option of the District Engineer, said property shall either become the property of the United States without compensation therefore, or the District Engineer may cause the property to be removed and no claim for damages against the United States or its officers or agents shall be created by or made on account of such removal and restoration work. The Lessee shall also pay the United States on demand any sum which may be expended by the United States after the expiration, revocation, or termination of this Lease in restoring the premises.

18. NON-DISCRIMINATION

a. The Lessee shall not discriminate against any person or persons or exclude them from participation in the Lessee's operations, programs or activities conducted on the Leased premises, because of race, color, religion, sex, age, handicap, or national origin. The Lessee will comply with the Americans with Disabilities Act and attendant Americans with Disabilities Act Accessibility Guidelines (ADAAG) published by the Architectural and Transportation Barriers Compliance Board.

b. The Lessee, by acceptance of this Lease, is receiving a type of Federal assistance and, therefore, hereby gives assurance that it will comply with the provisions of Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000d); the Age Discrimination Act of 1975 (42 U.S.C. § 6102); the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794); and all requirements imposed by or pursuant to the Directive of the Department of Defense (32 CFR Part 300) issued as Department of Defense Directives 5500.11 and 1020.1, and Army Regulation 600-7. This assurance shall be binding on the Lessee, its agents, successors, transferees, sublessees and assignees.

19. SUBJECT TO EASEMENTS

This Lease is subject to all existing easements, easements subsequently granted, and established access routes for roadways and utilities located, or to be located, on the premises, provided that the proposed grant of any new easement or route will be coordinated with the Lessee, and easements will not be granted which will, in the opinion of the District Engineer, interfere with developments, present or proposed, by the Lessee. The Lessee will not close any established access routes without written permission of the District Engineer.

20. SUBJECT TO MINERAL INTERESTS

This Lease is subject to all outstanding mineral interests. As to federally owned mineral interests, it is understood that they may be included in present or future mineral Leases issued by the Bureau of Land Management (BLM), which has responsibility for mineral development on Federal lands. The Secretary will provide Lease stipulations to BLM for inclusion in such mineral Leases that are designed to protect the premises from activities that would interfere with the Lessee's operations or would be contrary to local laws.

21. COMPLIANCE, CLOSURE, REVOCATION AND RELINQUISHMENT

a. The Lessee and/or any sub-Lessees or licensees are charged at all times with full knowledge of all the limitations and requirements of this Lease, and the necessity for correction of deficiencies, and with compliance with reasonable requests by the District Engineer. This Lease may be revoked in the event that the Lessee violates any of the terms and conditions and continues and persists in such non-compliance, or fails to obtain correction of deficiencies by sub-lessees or licensees. The Lessee will be notified of any non-compliance, which notice shall be in writing or shall be confirmed in writing, giving a period of time in which to correct the non-compliance. Failure to satisfactorily correct any substantial or persistent non-compliance within the specified time is grounds for closure of all or part of the premises, temporary suspension of operation, or revocation of the Lease, after notice in writing of such intent. Future requests by the Lessee to extend the Lease, expand the premises, modify authorized activities, or assign the Lease shall take into consideration the Lessee's past performance and compliance with the Lease terms.

b. This Lease may be relinquished by the Lessee by giving one (1) year prior written notice to the District Engineer in the manner prescribed in the Condition on **NOTICES**.

22. HEALTH AND SAFETY

a. The Lessee shall keep the premises in good order and in a clean, sanitary, and safe condition and shall have the primary responsibility for ensuring that any sub-Lessees and concessionaires operate and maintain the premises in such a manner.

b. In addition to the rights of revocation for non-compliance, the District Engineer, upon discovery of any hazardous conditions on the premises that presents an immediate threat to health and/or danger to life or property, will so notify the Lessee and will require that the affected part or all of the premises be closed to the public until such condition is corrected and the danger to the public eliminated. If the condition is not corrected within the time specified, the District Engineer will have the option to: (1) correct the hazardous conditions and collect the cost of repairs from the Lessee; or, (2) revoke the Lease. The Lessee and its assignees or sub-Lessees shall have no claim for damages against the United States, or any officer, agent, or employee thereof on account of action taken pursuant to this condition.

23. PUBLIC USE

No attempt shall be made by the Lessee, or any of its sub-Lessees or concessionaires, to forbid the full use by the public of the premises and of the water areas of the project, subject, however, to the authority and responsibility of the Lessee to manage the premises and provide safety and security to the visiting public.

24. PROHIBITED USES

a. The Lessee shall not permit gambling on the premises or install or operate, or permit to be installed or operated thereon, any device which is illegal, or use the premises or permit them to be used for any illegal business or purpose. There shall not be conducted on or permitted upon the premises any activity which would constitute a nuisance.

b. As an exception, some games of chance, such as raffles, games and sporting events, may be conducted by nonprofit organizations under special use permits issued in conjunction with special events, if permissible by state and local law. Any request to conduct such activities must be submitted in writing to the District Engineer.

c. In accordance with state and local laws and regulations, the Lessee may sell, store, or dispense, or permit the sale, storage, or dispensing of beer, malt beverages, light wines or other intoxicating beverages on the premises in those facilities where such service is customarily found. Bar facilities will only be permitted if offered in connection with other approved activities. Advertising of such beverages outside of buildings is not permitted. Carry out package sales of hard liquor is prohibited.

25. NATURAL RESOURCES

The Lessee shall cut no timber, conduct no mining operations, remove no sand, gravel, or kindred substances from the ground, commit no waste of any kind, nor in any manner substantially change the contour or condition of the premises, except as may be authorized under and pursuant to the Development Plan described in the Condition on **DEVELOPMENT PLANS** herein. The Lessee may salvage fallen or dead timber; however, no commercial use shall be made of such timber. Except for timber salvaged by the Lessee when in the way of construction of improvements or other facilities, all

sales of forest products will be conducted by the United States and the proceeds therefrom shall not be available to the Lessee under the provisions of this Lease.

26. DISPUTES CLAUSE

a. Except as provided in the Contract Disputes Act of 1978 (41 U.S.C. 7101-7109) (the Act), all disputes arising under or relating to this Lease shall be resolved under this clause and the provisions of the Act.

b. "Claim," as used in this clause, means a written demand or written assertion by the Lessee seeking, as a matter of right, the payment of money in a sum certain, the adjustment of interpretation of Lease terms, or other relief arising under or relating to this Lease. A claim arising under this Lease, unlike a claim relating to that Lease, is a claim that can be resolved under a Lease clause that provides for the relief sought by the Lessee. However, a written demand or written assertion by the Lessee seeking the payment of money exceeding \$100,000 is not a claim under the Act until certified as required by subparagraph c. (2) below.

c. (1) A claim by the Lessee shall be made in writing and submitted to the District Engineer for a written decision. A claim by the Government against the Lessee shall be subject to a written decision by the District Engineer.

(2) For Lessee claims exceeding \$100,000, the Lessee shall submit with the claim a certification that:

- (i) The claim is made in good faith;
- (ii) Supporting data are accurate and complete to the best of the Lessee's knowledge and belief; and
- (iii) The amount requested accurately reflects the Lease adjustment for which the Lessee believes the Government is liable.

(3) If the Lessee is an individual, the certificate shall be executed by that individual. If the Lessee is not an individual, the certification shall be executed by:

- (i) A senior company official in charge at the Lessee's location involved; or
- (ii) An officer or general partner of the Lessee having overall responsibility of the conduct of the Lessee's affairs.

d. For Lessee claims of \$100,000 or less, the District Engineer must, if requested in writing by the Lessee, render a decision within 60 days of the request. For Lessee-certified claims over \$100,000, the District Engineer must, within 60 days, decide the claim or notify the Lessee of the date by which the decision will be made.

e. The District Engineer's decision shall be final unless the Lessee appeals or files a suit as provided in the Act.

f. At the time a claim by the Lessee is submitted to the District Engineer or a claim by the Government is presented to the Lessee, the parties, by mutual consent, may agree to use alternative means of dispute resolution. When using alternate dispute

resolution procedures, any claim, regardless of amount, shall be accompanied by the certificate described in paragraph c.(2) of this clause, and executed in accordance with paragraph c.(3) of this clause

g. The Government shall pay interest on the amount found due and unpaid by the Government from (1) the date the District Engineer received the claim (properly certified if required), or (2) the date payment otherwise would be due, if that date is later, until the date of payment. Simple interest on claims shall be paid at the rate, fixed by the Secretary of the Treasury, as provided in the Act, which is applicable to the period during which the District Engineer receives the claim, and then at the rate applicable for each 6-month period as fixed by the Treasury Secretary during the pendency of the claim.

h. The Lessee shall proceed diligently with the performance of the Lease, pending final resolution of any request for relief, claim, appeal, or action arising under the Lease, and comply with any decision of the District Engineer.

27. ENVIRONMENTAL PROTECTION

a. Within the limits of their respective legal powers, the parties to this Lease shall protect the project against pollution of its air, ground, and water. The Lessee shall comply promptly with any laws, regulations, conditions or instructions affecting the activity hereby authorized, if and when issued by the Environmental Protection Agency, or any Federal, state, interstate or local governmental agency having jurisdiction to abate or prevent pollution. The disposal of any toxic or hazardous materials within the Leased area is specifically prohibited. Such regulations, conditions, or instructions in effect or prescribed by the Environmental Protection Agency, or any Federal, state, interstate or local governmental agency, are hereby made a condition of this Lease. The Lessee shall require all sanitation facilities on boats moored at the Lessee's facilities, including rental boats, to be sealed against any discharge into the lake. Services for waste disposal, including sewage pump-out of watercraft, shall be provided by the Lessee as appropriate. The Lessee shall not discharge waste or effluent from the premises in such a manner that the discharge will contaminate streams or other bodies of water or otherwise become a public nuisance.

b. The Lessee will use all reasonable means available to protect the environment and natural resources, and where damage nonetheless occurs from the Lessee's activities, the Lessee shall be liable to restore the damaged resources.

c. The Lessee must obtain approval in writing from the District Engineer before any pesticides or herbicides are applied to the premises.

28. ENVIRONMENTAL CONDITION OF PROPERTY

An Environmental Condition of Property (ECP) documenting the known history of the property with regard to the storage, release or disposal of substances thereon is attached hereto and made a part hereof as **Exhibit "D"**. Upon expiration, revocation or

termination of this Lease, another ECP shall be prepared which will document the environmental condition of the property at that time. A comparison of the two assessments will assist the District Engineer in determining any environmental restoration requirements. Any such requirements will be completed by the Lessee in accordance with the condition on **RESTORATION**.

29. HISTORIC PRESERVATION

The Lessee shall not remove or disturb, or cause or permit to be removed or disturbed, any historical, archaeological, architectural or other cultural artifacts, relics, remains, or objects of antiquity. In the event such items are discovered on the premises, the Lessee shall immediately notify the District Engineer and protect the site and the material from further disturbance until the District Engineer gives clearance to proceed.

30. SOIL AND WATER CONSERVATION

The Lessee shall maintain in a manner satisfactory to the District Engineer, all soil and water conservation structures that may be in existence upon said premises at the beginning of, or that may be constructed by the Lessee during the term of, this Lease, and the Lessee shall take appropriate measures to prevent or control soil erosion within the premises. Any soil erosion occurring outside the premises resulting from the activities of the Lessee shall be corrected by the Lessee as directed by the District Engineer.

31. TRANSIENT USE

a. Camping, including transient trailers or recreational vehicles, at one or more campsites for a period longer than thirty (30) days during any sixty (60) consecutive day period is prohibited. The Lessee will maintain a ledger and reservation system for the use of any such campsites.

b. Occupying any lands, buildings, vessels or other facilities within the premises for the purpose of maintaining a full-or part-time residence is prohibited, except for employees residing on the premises for security purposes, if authorized by the District Engineer.

32. COVENANT AGAINST CONTINGENT FEES

The Lessee warrants that no person or selling agency has been employed or retained to solicit or secure this Lease upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the Lessee for the purpose of securing business. For breach or violation of this warranty, the United States shall have the right to annul this Lease without liability or, in its discretion, to require the Lessee to pay, in addition to the Lease rental or consideration, the full amount of such commission, percentage, brokerage, or contingent fee.

33. OFFICIALS NOT TO BENEFIT

No Member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this Lease or to any benefits to arise therefrom. However nothing herein contained shall be construed to extend to any incorporated company if the Lease be for the general benefit of such corporation or company.

34. MODIFICATIONS

This Lease contains the entire agreement between the parties hereto, and no modification of this agreement, or waiver, or consent hereunder shall be valid unless the same be in writing, signed by the parties to be bound or by a duly authorized representative; and this provision shall apply to this clause as well as all other conditions of this Lease.

35. EXECUTIVE ORDER 13658

a. Any reference in this section to “prime contractor” or “contractor” shall mean the Port of Newport and any reference to “contract” shall refer to the Lease.

b. The parties expressly stipulate this contract is subject to Executive Order 13658, the regulations issued by the Secretary of Labor in 29 CFR part 10 pursuant to the Executive Order, and the following provisions.

c. Minimum Wages.

(1) Each worker (as defined in 29 CFR 10.2) engaged in the performance of this contract by the prime contractor or any subcontractor, regardless of any contractual relationship which may be alleged to exist between the contractor and worker, shall be paid not less than the applicable minimum wage under Executive Order 13658.

(2) The minimum wage required to be paid to each worker performing work on or in connection with this contract between January 1, 2015 and December 31, 2015 shall be \$10.10 per hour. The minimum wage shall be adjusted each time the Secretary of Labor's annual determination of the applicable minimum wage under section 2(a)(ii) of Executive Order 13658 results in a higher minimum wage. Adjustments to the Executive Order minimum wage under section 2(a)(ii) of Executive Order 13658 will be effective for all workers subject to the Executive Order beginning January 1 of the following year. If appropriate, the contracting officer, or other agency official overseeing this contract shall ensure the contractor is compensated only for the increase in labor costs resulting from the annual inflation increases in the Executive Order 13658 minimum wage beginning on January 1, 2016. The Secretary of Labor will publish annual determinations in the Federal Register no later than 90 days before such new wage is to take effect. The Secretary will also publish the applicable minimum wage on www.wdol.gov (or any successor Web site). The applicable published minimum wage is incorporated by reference into this contract.

(3) The contractor shall pay unconditionally to each worker all wages due free and

clear and without subsequent deduction (except as otherwise provided by 29 CFR 10.23), rebate, or kickback on any account. Such payments shall be made no later than one pay period following the end of the regular pay period in which such wages were earned or accrued. A pay period under this Executive Order may not be of any duration longer than semi-monthly.

(4) The prime contractor and any upper-tier subcontractor shall be responsible for the compliance by any subcontractor or lower-tier subcontractor with the Executive Order minimum wage requirements. In the event of any violation of the minimum wage obligation of this clause, the contractor and any subcontractor(s) responsible therefore shall be liable for the unpaid wages.

(5) If the commensurate wage rate paid to a worker on a covered contract whose wages are calculated pursuant to a special certificate issued under 29 U.S.C. 214(c), whether hourly or piece rate, is less than the Executive Order minimum wage, the contractor must pay the Executive Order minimum wage rate to achieve compliance with the Order. If the commensurate wage due under the certificate is greater than the Executive Order minimum wage, the contractor must pay the 14(c) worker the greater commensurate wage.

d. Withholding.

The agency head shall upon its own action or upon written request of an authorized representative of the Department of Labor withhold or cause to be withheld from the prime contractor under this or any other Federal contract with the same prime contractor, so much of the accrued payments or advances as may be considered necessary to pay workers the full amount of wages required by Executive Order 13658.

e. Contract Suspension/Contract Termination/Contractor Debarment.

In the event of a failure to pay any worker all or part of the wages due under Executive Order 13658 or 29 CFR part 10, or a failure to comply with any other term or condition of Executive Order 13658 or 29 CFR part 10, the contracting agency may on its own action or after authorization or by direction of the Department of Labor and written notification to the contractor, take action to cause suspension of any further payment, advance or guarantee of funds until such violations have ceased. Additionally, any failure to comply with the requirements of this clause may be grounds for termination of the right to proceed with the contract work. In such event, the Government may enter into other contracts or arrangements for completion of the work, charging the contractor in default with any additional cost. A breach of the contract clause may be grounds for debarment as a contractor and subcontractor as provided in 29 CFR 10.52.

f. The contractor may not discharge any part of its minimum wage obligation under Executive Order 13658 by furnishing fringe benefits or, with respect to workers whose wages are governed by the Service Contract Act, the cash equivalent thereof.

g. Nothing herein shall relieve the contractor of any other obligation under Federal, State or local law, or under contract, for the payment of a higher wage to any worker, nor shall a lower prevailing wage under any such Federal, State, or local law, or under

contract, entitle a contractor to pay less than \$10.10 (or the minimum wage as established each January thereafter) to any worker.

h. Payroll Records.

(1) The contractor shall make and maintain for three years records containing the information specified in paragraphs (h) (1) (i) through (vi) of this section for each worker and shall make the records available for inspection and transcription by authorized representatives of the Wage and Hour Division of the U.S. Department of Labor:

- (i) Name, address, and social security number.
- (ii) The worker's occupation(s) or classification(s)
- (iii) The rate or rates of wages paid.
- (iv) The number of daily and weekly hours worked by each worker.
- (v) Any deductions made; and
- (vi) Total wages paid.

(2) The contractor shall also make available a copy of the contract, as applicable, for inspection or transcription by authorized representatives of the Wage and Hour Division.

(3) Failure to make and maintain or to make available such records for inspection and transcription shall be a violation of 29 CFR part 10 and this contract, and in the case of failure to produce such records, the contracting officer, upon direction of an authorized representative of the Department of Labor, or under its own action, shall take such action as may be necessary to cause suspension of any further payment or advance of funds until such time as the violations are discontinued.

(4) The contractor shall permit authorized representatives of the Wage and Hour Division to conduct investigations, including interviewing workers at the worksite during normal working hours.

(5) Nothing in this clause limits or otherwise modifies the contractor's payroll and recordkeeping obligations, if any, under the Davis-Bacon Act, as amended, and its implementing regulations; the Service Contract Act, as amended, and its implementing regulations; the Fair Labor Standards Act, as amended, and its implementing regulations; or any other applicable law.

i. The contractor (as defined in 29 CFR 10.2) shall insert this clause in all of its covered subcontracts and shall require its subcontractors to include this clause in any covered lower-tier subcontracts. The prime contractor and any upper-tier subcontractor shall be responsible for the compliance by any subcontractor or lower-tier subcontractor with this contract clause.

j. Certification of Eligibility.

(1) By entering into this contract, the contractor (and officials thereof) certifies that neither it (nor he or she) nor any person or firm who has an interest in the contractor's firm is a person or firm ineligible to be awarded Government contracts by virtue of the sanctions imposed pursuant to section 5 of the Service Contract Act, section 3(a) of the Davis-Bacon Act, or 29 CFR 5.12(a)(1).

(2) No part of this contract shall be subcontracted to any person or firm whose name appears on the list of persons or firms ineligible to receive Federal contracts.

(3) The penalty for making false statements is prescribed in the U.S. Criminal Code, 18 U.S.C. 1001.

k. Tipped employees.

(1) In paying wages to a tipped employee as defined in section 3(t) of the Fair Labor Standards Act, 29 U.S.C. 203(t), the contractor may take a partial credit against the wage payment obligation (tip credit) to the extent permitted under section 3(a) of Executive Order 13658. In order to take such a tip credit, the employee must receive an amount of tips at least equal to the amount of the credit taken; where the tipped employee does not receive sufficient tips to equal the amount of the tip credit the contractor must increase the cash wage paid for the workweek so that the amount of cash wage paid and the tips received by the employee equal the applicable minimum wage under Executive Order 13658. To utilize this provision:

- (i) The employer must inform the tipped employee in advance of the use of the tip credit;
- (ii) The employer must inform the tipped employee of the amount of cash wage that will be paid and the additional amount by which the employee's wages will be considered increased on account of the tip credit;
- (iii) The employees must be allowed to retain all tips (individually or through a pooling arrangement and regardless of whether the employer elects to take a credit for tips received); and
- (iv) The employer must be able to show by records that the tipped employee receives at least the applicable Executive Order minimum wage through the combination of direct wages and tip credit.

l. Anti-retaliation.

It shall be unlawful for any person to discharge or in any other manner discriminate against any worker because such worker has filed any complaint or instituted or caused to be instituted any proceeding under or related to Executive Order 13658 or 29 CFR part 10, or has testified or is about to testify in any such proceeding.

m. Disputes concerning labor standards. Disputes related to the application of Executive Order 13658 to this contract shall not be subject to the general disputes clause of the contract. Such disputes shall be resolved in accordance with the procedures of the Department of Labor set forth in 29 CFR part 10. Disputes within the meaning of this contract clause include disputes between the contractor (or any of its subcontractors) and the contracting agency, the U.S. Department of Labor, or the workers or their representatives.

n. Notice.

The contractor must notify all workers performing work on or in connection with a covered contract of the applicable minimum wage rate under the Executive Order. With respect to service employees on contracts covered by the Service Contract Act and

laborers and mechanics on contracts covered by the Davis-Bacon Act, the contractor may meet this requirement by posting, in a prominent and accessible place at the worksite, the applicable wage determination under those statutes. With respect to workers performing work on or in connection with a covered contract whose wages are governed by the FLSA, the contractor must post a notice provided by the Department of Labor in a prominent and accessible place at the worksite so it may be readily seen by workers. Contractors that customarily post notices to workers electronically may post the notice electronically provided such electronic posting is displayed prominently on any Web site that is maintained by the contractor, whether external or internal, and customarily used for notices to workers about terms and conditions of employment.

36. EXECUTIVE ORDER 13658 HOLD HARMLESS AND INDEMNIFICATION

If a duly authorized representative of the United States discovers or determines, whether before or subsequent to executing this contract, that an erroneous determination regarding the applicability of Executive Order 13658 was made, contractor, to the extent permitted by law, agrees to indemnify and hold harmless the United States, its officers, agents, and employees, for and from any and all liabilities, losses, claims, expenses, suits, fines, penalties, judgments, demands or actions, costs, fees, and damages directly or indirectly arising out of, caused by, related to, resulting from or in any way predicated upon, in whole or in part, the erroneous Executive Order 13658 determination. This includes contractor releasing any claim or entitlement it would otherwise have to an equitable adjustment to the contract and indemnifying and holding harmless the United States from the claims of subcontractors and contractor employees.

37. EXECUTIVE ORDER 13706

Any reference in this section to "prime contractor" or "contractor" shall mean the Port of Newport and any reference to "contract" shall refer to the Lease.

a. Executive Order 13706.

This contract is subject to Executive Order 13706, the regulations issued by the Secretary of Labor in 29 CFR part 13 pursuant to the Executive Order, and the following provisions.

b. Paid Sick Leave.

(1) The contractor shall permit each employee (as defined in 29 CFR 13.2) engaged in the performance of this contract by the prime contractor or any subcontractor, regardless of any contractual relationship that may be alleged to exist between the contractor and employee, to earn not less than 1 hour of paid sick leave for every 30 hours worked. The contractor shall additionally allow accrual and use of paid sick leave as required by Executive Order 13706 and 29 CFR part 13. The contractor shall in particular comply with the accrual, use, and other requirements set forth in 29 CFR 13.5 and 13.6, which are incorporated by reference in this contract.

(2) The contractor shall provide paid sick leave to all employees when due free

and clear and without subsequent deduction (except as otherwise provided by 29 CFR 13.24), rebate, or kickback on any account. The contractor shall provide pay and benefits for paid sick leave used no later than one pay period following the end of the regular pay period in which the paid sick leave was taken.

(3) The prime contractor and any upper-tier subcontractor shall be responsible for the compliance by any subcontractor or lower-tier subcontractor with the requirements of Executive Order 13706, 29 CFR part 13, and this clause.

c. Withholding.

The contracting officer shall, upon its own action or upon written request of an authorized representative of the Department of Labor, withhold or cause to be withheld from the prime contractor under this or any other Federal contract with the same prime contractor, so much of the accrued payments or advances as may be considered necessary to pay employees the full amount owed to compensate for any violation of the requirements of Executive Order 13706, 29 CFR part 13, or this clause, including any pay and/or benefits denied or lost by reason of the violation; other actual monetary losses sustained as a direct result of the violation, and liquidated damages.

d. Contract Suspension/Contract Termination/Contractor Debarment.

In the event of a failure to comply with Executive Order 13706, 29 CFR part 13, or this clause, the contracting agency may on its own action or after authorization or by direction of the Department of Labor and written notification to the contractor, take action to cause suspension of any further payment, advance, or guarantee of funds until such violations have ceased. Additionally, any failure to comply with the requirements of this clause may be grounds for termination of the right to proceed with the contract work. In such event, the Government may enter into other contracts or arrangements for completion of the work, charging the contractor in default with any additional cost. A breach of the contract clause may be grounds for debarment as a contractor and subcontractor as provided in 29 CFR 13.52.

e. The paid sick leave required by Executive Order 13706, 29 CFR part 13, and this clause is in addition to a contractor's obligations under the Service Contract Act and Davis-Bacon Act, and a contractor may not receive credit toward its prevailing wage or fringe benefit obligations under those Acts for any paid sick leave provided in satisfaction of the requirements of Executive Order 13706 and 29 CFR part 13.

f. Nothing in Executive Order 13706 or 29 CFR part 13 shall excuse noncompliance with or supersede any applicable Federal or State law, any applicable law or municipal ordinance, or a collective bargaining agreement requiring greater paid sick leave or leave rights than those established under Executive Order 13706 and 29 CFR part 13.

g. Recordkeeping.

(1) Any contractor performing work subject to Executive Order 13706 and 29 CFR

part 13 must make and maintain, for no less than three (3) years from the completion of the work on the contract, records containing the information specified in paragraphs (i) through (xv) of this section for each employee and shall make them available for inspection, copying, and transcription by authorized representatives of the Wage and Hour Division of the U.S. Department of Labor:

- (i) Name, address, and Social Security number of each employee;
 - (ii) The employee's occupation(s) or classification(s);
 - (iii) The rate or rates of wages paid (including all pay and benefits provided);
 - (iv) The number of daily and weekly hours worked;
 - (v) Any deductions made;
 - (vi) The total wages paid (including all pay and benefits provided) each pay period;
 - (vii) A copy of notifications to employees of the amount of paid sick leave the employee has accrued, as required under 29 CFR 13.5(a)(2);
 - (viii) A copy of employees' requests to use paid sick leave, if in writing, or, if not in writing, any other records reflecting such employee requests;
 - (ix) Dates and amounts of paid sick leave taken by employees (unless a contractor's paid time off policy satisfies the requirements of Executive Order 13706 and 29 CFR part 13 as described in § 13.5(f)(5), leave must be designated in records as paid sick leave pursuant to Executive Order 13706);
 - (x) A copy of any written responses to employees' requests to use paid sick leave, including explanations for any denials of such requests, as required under 29 CFR 13.5(d)(3);
 - (xi) Any records reflecting the certification and documentation a contractor may require an employee to provide under 29 CFR 13.5(e), including copies of any certification or documentation provided by an employee;
 - (xii) Any other records showing any tracking of or calculations related to an employee's accrual or use of paid sick leave;
 - (xiii) The relevant covered contract;
 - (xiv) The regular pay and benefits provided to an employee for each use of paid sick leave; and
 - (xv) Any financial payment made for unused paid sick leave upon a separation from employment intended, pursuant to 29 CFR 13.5(b)(5), to relieve a contractor from the obligation to reinstate such paid sick leave as otherwise required by 29 CFR 13.5(b)(4).
- (2)
- (i) If a contractor wishes to distinguish between an employee's covered and non-covered work, the contractor must keep records or other proof reflecting such distinctions. Only if the contractor adequately segregates the employee's time will time spent on non-covered work be excluded from hours worked counted toward the accrual of paid sick leave. Similarly, only if that contractor adequately segregates the employee's time may a contractor properly refuse an employee's request to use paid sick leave on the ground that the employee was scheduled to perform non-covered work during the time she asked to use paid sick leave.

- (ii) If a contractor estimates covered hours worked by an employee who performs work in connection with covered contracts pursuant to 29 CFR 13.5(a)(i) or;
- (iii) the contractor must keep records or other proof of the verifiable information on which such estimates are reasonably based. Only if the contractor relies on an estimate that is reasonable and based on verifiable information will an employee's time spent in connection with non-covered work be excluded from hours worked counted toward the accrual of paid sick leave. If a contractor estimates the amount of time an employee spends performing in connection with covered contracts, the contractor must permit the employee to use her paid sick leave during any work time for the contractor.

(3) In the event a contractor is not obligated by the Service Contract Act, the Davis-Bacon Act, or the Fair Labor Standards Act to keep records of an employee's hours worked, such as because the employee is exempt from the FLSA's minimum wage and overtime requirements, and the contractor chooses to use the assumption permitted by 29 CFR 13.5(a)(1)(iii), the contractor is excused from the requirement in paragraph (1)(d) of this section to keep records of the employee's number of daily and weekly hours worked.

- (4)
 - (i) Records relating to medical histories or domestic violence, sexual assault, or stalking, created for purposes of Executive Order 13706, whether of an employee or an employee's child, parent, spouse, domestic partner, or other individual related by blood or affinity whose close association with the employee is the equivalent of a family relationship, shall be maintained as confidential records in separate files/records from the usual personnel files.
 - (ii) If the confidentiality requirements of the Genetic Information Nondiscrimination Act of 2008 (GINA), section 503 of the Rehabilitation Act of 1973, and/or the Americans with Disabilities Act (ADA) apply to records or documents created to comply with the recordkeeping requirements in this contract clause, the records and documents must also be maintained in compliance with the confidentiality requirements of the GINA, section 503 of the Rehabilitation Act of 1973, and/or ADA as described in 29 CFR 1635.9, 41 CFR 60-741.23(d), and 29 CFR 1630.14(c)(1), respectively.
 - (iii) The contractor shall not disclose any documentation used to verify the need to use 3 or more consecutive days of paid sick leave for the purposes listed in 29 CFR 13.5(c)(1)(iv) (as described in 29 CFR 13.5(e)(1)(ii)) and shall maintain confidentiality about any domestic abuse, sexual assault, or stalking, unless the employee consents or when disclosure is required by law.

(5) The contractor shall permit authorized representatives of the Wage and Hour Division to conduct interviews with employees at the worksite during normal working

hours.

(6) Nothing in this contract clause limits or otherwise modifies the contractor's recordkeeping obligations, if any, under the Davis-Bacon Act, the Service Contract Act, the Fair Labor Standards Act, the Family and Medical Leave Act, Executive Order 13658, their respective implementing regulations, or any other applicable law.

h. The contractor (as defined in 29 CFR 13.2) shall insert this clause in all of its covered subcontracts and shall require its subcontractors to include this clause in any covered lower-tier subcontracts.

i. Certification of Eligibility.

(1) By entering into this contract, the contractor (and officials thereof) certifies that neither it (nor he or she) nor any person or firm who has an interest in the contractor's firm is a person or firm ineligible to be awarded Government contracts by virtue of the sanctions imposed pursuant to section 5 of the Service Contract Act, section 3(a) of the Davis-Bacon Act, or 29 CFR 5.12(a)(1).

(2) No part of this contract shall be subcontracted to any person or firm whose name appears on the list of persons or firms ineligible to receive Federal contracts currently maintained on the System for Award Management Web site, <http://www.SAM.gov>.

(3) The penalty for making false statements is prescribed in the U.S. Criminal Code, 18 U.S.C. 1001.

j. Interference/Discrimination.

(1) A contractor may not in any manner interfere with an employee's accrual or use of paid sick leave as required by Executive Order 13706 or 29 CFR part 13. Interference includes, but is not limited to, miscalculating the amount of paid sick leave an employee has accrued, denying or unreasonably delaying a response to a proper request to use paid sick leave, discouraging an employee from using paid sick leave, reducing an employee's accrued paid sick leave by more than the amount of such leave used, transferring an employee to work on non-covered contracts to prevent the accrual or use of paid sick leave, disclosing confidential information contained in certification or other documentation provided to verify the need to use paid sick leave, or making the use of paid sick leave contingent on the employee's finding a replacement worker or the fulfillment of the contractor's operational needs.

(2) A contractor may not discharge or in any other manner discriminate against any employee for:

- (i) Using, or attempting to use, paid sick leave as provided for under Executive Order 13706 and 29 CFR part 13;
- (ii) Filing any complaint, initiating any proceeding, or otherwise asserting any right or claim under Executive Order 13706 and 29 CFR part 13;

- (iii) Cooperating in any investigation or testifying in any proceeding under Executive Order 13706 and 29 CFR part 13; or
- (iv) Informing any other person about his or her rights under Executive Order 13706 and 29 CFR part 13.

k. Waiver.

Employees cannot waive, nor may contractors induce employees to waive, their rights under Executive Order 13706, 29 CFR part 13, or this clause.

l. Notice.

The contractor must notify all employees performing work on or in connection with a covered contract of the paid sick leave requirements of Executive Order 13706, 29 CFR part 13, and this clause by posting a notice provided by the Department of Labor in a prominent and accessible place at the worksite so it may be readily seen by employees. Contractors that customarily post notices to employees electronically may post the notice electronically, provided such electronic posting is displayed prominently on any Web site that is maintained by the contractor, whether external or internal, and customarily used for notices to employees about terms and conditions of employment.

m. Disputes concerning labor standards. Disputes related to the application of Executive Order 13706 to this contract shall not be subject to the general disputes clause of the contract. Such disputes shall be resolved in accordance with the procedures of the Department of Labor set forth in 29 CFR part 13. Disputes within the meaning of this contract clause include disputes between the contractor (or any of its subcontractors) and the contracting agency, the U.S. Department of Labor, or the employees or their representatives.

38. DISCLAIMER

This Lease is effective only insofar as the rights of the United States in the premises are concerned; and the Lessee shall obtain such permission as may be required on account of any other existing rights. It is understood that the granting of this Lease does not eliminate the necessity of obtaining any Department of the Army permit which may be required pursuant to the provisions of Section 10 of the Rivers and Harbors Act of 3 March 1899 (30 Stat. 1151; 33 U.S.C. § 403), or Section 404 of the Clean Water Act (33 U.S.C. § 1344).

39. SPECIAL CONDITIONS

The Lessee shall not be responsible or liable for any damage to, or destruction of, property of the United States located on the premises by the activities of a third party incident to the valid exercise of rights in the premises granted by United States to said third party except to the extent the Lessee's negligent or willful act or omission caused or contributed to such damage or destruction.

IN WITNESS WHEREOF, I have hereunto set my hand by authority of the Secretary of Army, this _____ day of _____, _____.

AMANDA J. DETHMAN
District Chief of Real Estate
Real Estate Contracting Officer

THIS LEASE is also executed by the Lessee this _____ day of _____,
_____.

PAULA J. MIRANDA
General Manager
Port of Newport

ACKNOWLEDGMENT

STATE OF OREGON)
) :ss
COUNTY OF LINCOLN)

On this _____ day of _____, 2020, before me the undersigned Notary Public, personally appeared **Paula J. Miranda**, known to me to be the person described in the foregoing instrument, who acknowledged that they executed the same in the capacity therein stated and for the purposes therein contained.

GIVEN under my hand and seal, this _____ day of _____, _____.

NOTARY PUBLIC

(Seal)

My commission expires on the _____ day of _____, _____.

ACKNOWLEDGMENT

STATE OF OREGON)
) :ss
COUNTY OF MULTNOMAH)

BEFORE ME, a Notary Public in and for Multnomah County, personally appeared **Amanda J. Dethman**, to me known to be the identical person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the said instrument by authority of the Secretary of the Army, for the purposes therein expressed as the act and deed of the United States.

GIVEN under my hand and seal, this _____ day of _____, _____.

NOTARY PUBLIC

(Seal)

My commission expires on the _____ day of _____, _____.

CERTIFICATE OF AUTHORITY

I _____ certify that I am the _____ of
(name) (title)

Port of Newport that **Paula J. Miranda** who signed the foregoing instrument on behalf of the grantee was then General Manager of the Port of Newport. I further certify that the said officer was acting within the scope of powers delegated to this governing body of the grantee in executing said instrument.

Port of Newport

Date: _____

Clerk or Appropriate Official

FOLLOWING, IS A DESCRIPTION FOR A UNITED STATES ARMY CORPS OF ENGINEERS (USACE) PARCEL CONTAINING PORTIONS WHICH ARE DETERMINED BY A JUDGEMENT OF THE CIRCUIT COURT OF THE UNITED STATES FOR THE DISTRICT OF OREGON; LYDIA BRASFIELD AND J.W. BRASFIELD VS THE UNITED STATES, FEBRUARY 27, 1889 NO. 1545. THE FOLLOWING DESCRIBED USACE PARCEL DOES NOT TRACE THE AFOREMENTIONED PLAT CREATED BY SAID DECISION IN ITS ENTIRETY AS AN ORDINARY HIGH WATER (OHW) LINE WAS APPLIED TO SAID JUDGEMENT DEED, WITH THE BEST EVIDENCE OF THE OHW IS PROVIDED, AND APPLIED, BY AN UNRECORDED DOCUMENT HELD BY LINCOLN COUNTY AS "CORVALLIS & EASTERN RAILROAD CO. SECTION MAPS OF TIDE AND MARSH LANDS" DATED 1912 SURVEY. SAID DOCUMENT REVEALED THE PLAT CREATED BY THE AFOREMENTIONED JUDGEMENT EXTENDED WATERWARD BEYOND THE ORDINARY HIGH WATER LINE. OREGON REVISED STATUES ORS 274.025 SPECIFY THAT THE TITLE TO SUBMERSIBLE AND SUBMERGED LANDS BELOW THE ORDINARY HIGH WATER LINE BELONG TO THE STATE. THUSLY, THE AREA OF SAID PLAT LYING WATERWARD OF THE SAID OHW WAS NOT OWNED BY THE DEFENDANT (BRASFIELD) AND COULD NOT, PER ORS 274.025, BE CONVEYED TO THE FEDERAL GOVERNMENT BY SAID COURT DECREE.

FOLLOWING DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER SECTION QUARTER CORNER SECTION 17, TOWNSHIP 11 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, LINCOLN COUNTY, OREGON. SAID MONUMENT BEING A 5/8" REBAR WITH A YELLOW PLASTIC CAP, SET BY OREGON LICENSED SURVEYOR 574 AS PER LINCOLN COUNTY CS#12577, THE CENTER QUARTER MARK BEING IDENTICAL WITH THE SOUTH EAST CORNER OF LOT 6, BLOCK 1 OF SOUTH BEACH, BOOK 3, PAGE 3, LINCOLN COUNTY, AND THE SOUTH EAST CORNER OF GOVERNMENT LOT 4, SECTION 17, TOWNSHIP 11 SOUTH, RANGE 11 WEST AS DETERMINED PER LINCOLN COUNTY CS#21138;

THENCE, NORTH 00°20'16" WEST, 961.37 FEET ALONG THE CENTER SECTION LINE, TO A RAILROAD SPIKE AS DETERMINED PER LINCOLN COUNTY CS#21138 AND ALSO BEING A POINT WITHIN SAID UNITED STATES DISTRICT COURT DECREE NO. 1545, DATED FEBRUARY 27, 1889, SAID POINT BEING THE SOUTH EAST CORNER OF 'FIRST TRACT' (LISTED AS A 1.74 ACRE PARCEL) DESCRIBED IN SAID DECREE ALSO BEING THE ***TRUE POINT OF BEGINNING***;

THENCE, CONTINUING ALONG THE EASTERLY LINE OF SAID 'FIRST TRACT', ALSO SAID NORTH-SOUTH CENTER SECTION LINE, NORTH 00°20'16" WEST, 121.51 FEET TO A TO A USACE 2" ALUMINUM CAP';

THENCE, CONTINUING ALONG THE EASTERLY LINE OF SAID 'FIRST TRACT', ALSO SAID NORTH-SOUTH CENTER SECTION LINE, NORTH 00°20'16" WEST, 2.4 FEET MORE OR LESS, TO THE BACK OF A CURB AS IN EXISTENCE NOVEMBER, 2020,

THENCE, ALONG SAID BACK OF CURB, BEING ON A CURVE TO THE RIGHT, WITH A RADIUS OF 162.44 FEET, A DELTA ANGLE OF 21°22'48", AN ARC LENGTH OF 60.62 FEET AND A LONG CHORD OF NORTH 45° 56'46" WEST, 60.62 FEET TO A POINT WHICH INTERSECTS AN ORDINARY HIGH WATER (HEREAFTER REFERRED TO AS OHW) LINE PER SAID CS#21138,

THENCE, LEAVING SAID BACK OF CURB, AND ALONG SAID OHW LINE, SOUTH 64°18'02" WEST, A DISTANCE OF 24.00 FEET ALONG SAID OHW LINE TO A USACE 2 INCH CAP ON A 5/8 INCH REBAR REPRESENTING OHW 18 PER LINCOLN COUNTY CS#21138;

THENCE, SOUTH 52°44'01" WEST, A DISTANCE OF 100.07 FEET ALONG SAID OHW LINE TO A USACE 2 INCH CAP ON A 5/8 INCH REBAR REPRESENTING OHW 17 PER SAID CS#21138;

THENCE, CONTINUING ALONG SAID OHW LINE SOUTH 28°10'02" WEST, A DISTANCE OF 63.81 FEET, TO A POINT LAYING ON A POINT REPRESENTING THE EXTENT OF A BICYCLE/PEDESTRIAN PATH, POINT ALSO BEING NORTH 28°10'40" EAST, 6.80 FEET FROM A RAILROAD SPIKE BEING THE CENTERLINE OF A BICYCLE PATH PER SAID CS#21138;

THENCE, FOLLOWING THE EASTERNMOST EXTENT OF SAID BICYCLE/PEDESTRIAN PATH, A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 67.94 FEET, A RADIUS OF 133.46 FEET, A DELTA ANGLE OF 29°10'08", A LONG CHORD BEARING OF SOUTH 05° 30'57" EAST, 67.21 FEET;

THENCE, ALONG SAID EASTERNMOST EXTENT OF SAID BICYCLE/PEDESTRIAN PATH, SOUTH 22°01'59" WEST, 17.28 FEET,

THENCE, CONTINUING ALONG SAID EASTERNMOST EXTENT OF SAID BICYCLE/PEDESTRIAN PATH, SOUTH 29°57'49" WEST, 20.78 FEET;

THENCE, LEAVING SAID BICYCLE/PEDESTRIAN PATH, SOUTH 05°35'09" EAST, 8.53 FEET, MORE OR LESS, TO THE BACK OF A CURB AS IN EXISTENCE NOVEMBER, 2020;

THENCE, ALONG SAID BACK OF CURB, SOUTH 28°17'58" EAST, 16.8 FEET, MORE OR LESS, TO A POINT ON SAID BACK OF CURB;

THENCE, LEAVING SAID BACK OF CURB, SOUTH 28°17'58" EAST, 36.12 FEET, TO A POINT LAYING ON THE NORTHERLY LINE PER 'THE REGATTA, A CONDOMINIUM, PLAT NO. BK 1, PG 201, 201A-B, LINCOLN COUNTY RECORDS, ALSO BEING NORTH 38°20'16" WEST, 7.5 FEET, MORE OR LESS, PERPENDICULAR OF THE SOUTHERLY LINE OF USACE HOLDINGS PER LINCOLN CS#21138;

THENCE, ALONG SAID NORTHERLY BOUNDARY, NORTH 51°32'37" EAST, 76.97 FEET, TO A 5/8 INCH REBAR REPRESENTING THE MOST NORTHEASTERLY POINT OF SAID 'THE REGATTA, A CONDOMINIUM, ALSO BEING 7.5 FEET, MORE OR LESS, PERPENDICULAR OF THE SOUTHERLY LINE OF USACE HOLDINGS PER LINCOLN CS#21138;

THENCE, LEAVING SAID NORTHERLY BOUNDARY, SOUTH 00°17'31" EAST, 9.67 FEET, TO A POINT LAYING ON THE SOUTHERLY LINE OF USACE HOLDINGS PER LINCOLN CS#21138;

THENCE, CONTINUING ALONG SAID SOUTHERLY LINE OF USACE HOLDINGS, NORTH 51°39'44" EAST, 127.39 FEET, TO A RAILROAD SPIKE, AS DETERMINED PER LINCOLN COUNTY CS#21138 AND ALSO BEING A POINT WITHIN SAID UNITED STATES DISTRICT COURT DECREE NO. 1545, DATED FEBRUARY 27, 1889, SAID POINT BEING THE SOUTH EAST CORNER OF 'FIRST TRACT' (LISTED AS A 1.74 ACRE PARCEL) DESCRIBED IN SAID DECREE ALSO BEING THE **TRUE POINT OF BEGINNING**;

THENCE, SOUTH 00°20'16" EAST, 961.37 FEET ALONG THE CENTER SECTION LINE TO THE CENTER SECTION QUARTER CORNER SECTION 17, TOWNSHIP 11 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, LINCOLN COUNTY, OREGON. SAID MONUMENT BEING A 5/8" REBAR WITH A YELLOW PLASTIC CAP, SET BY OREGON LICENSED SURVEYOR 574 AS PER LINCOLN COUNTY CS#12577, THE CENTER QUARTER MARK BEING IDENTICAL WITH THE SOUTH EAST CORNER OF LOT 6, BLOCK 1 OF SOUTH BEACH, BOOK 3, PAGE 3, LINCOLN COUNTY, AND THE SOUTH EAST CORNER OF GOVERNMENT LOT 4, SECTION 17, TOWNSHIP 11 SOUTH, RANGE 11 WEST AS DETERMINED PER LINCOLN COUNTY CS#21138, BEING THE POINT OF **COMMENCEMENT**.

DESCRIBED PARCEL CONTAINS 0.76 ACRES (33184 SQ FT) more or less.

BASIS OF BEARING: OREGON COORDINATE REFERENCE SYSTEM OREGON COASTAL ZONE (OREGON COAST COORDINATE REFERENCE SYSTEMS IS A LOW-DISTORTION PROJECTION IN WHICH GRID COORDINATE ZONE DISTANCES CLOSELY MATCH THE SAME DISTANCE MEASURED ON THE GROUND.)

ALL DISTANCES INTERNATIONAL FOOT.

September 28, 2020

District Engineer, Portland District, US Army Corps of Engineers

ATTN: Real Estate Division

P.O. Box 2946

Portland, OR 97208

RE: Plan of Recreation Development and Management (Development Plan)
South Beach Day Use Area, Lease DACW57-1-20-0047

The Port of Newport leases a parcel of land from the US Army Corps of Engineers (USACE) in the Yaquina Bay area for public recreation purposes. The lease requires the Port to provide the USACE with Development Plan and an annual plan of operation and maintenance of the leased property that implements that plan.

The parcel is approximately 1.0 acre in size with the majority of the land consisting of rip rap and shore stabilization material. Improvements include a city walking trail, picnic bunkers, lamp posts, and a parking lot.

Normal maintenance includes mowing and edging the grass, cleaning and weeding the public parking lot which accesses the walking trails, and maintain and repair the picnic bunkers and lamp posts as needed. The Port will work with the City of Newport to maintain the asphalt on the trail system.

The management and maintenance of the leased property will continue consistent with previous years into the future. Current policies or procedures will continue to be implemented for the foreseeable future.

The leased parcel is managed by the Port's South Beach Marina Maintenance Team that consists of the Harbormaster and four maintenance crew people.

Sincerely,



Aaron T. Bretz

Director of Operations

Port of Newport

DACW57-1-20-0047
Exhibit C



**US Army Corps
of Engineers®**

Portland District

Supplement Update to Environmental Condition of Property

Port of Newport South Beach Park



Prepared by:
Arthur F Leskovich
Portland District
US Army Corps of Engineers
September 2020

DACW57-1-20-0047, Exhibit D

1. PURPOSE

The purpose of this supplemental information is to update a prior Environmental Site Assessment (ESA) on the Newport South Beach Park originally prepared by REK Associates and Portage dated December 21, 2016 and to document that there has been no changes in the environmental condition of the property since the prior ESA. The only observed change to the previous ESA is the Oregon Department of Transportation (DOT) has staged temporary fencing with laydown areas around and under the Yaquina Bay Bridge (Highway 101) above the property. The DOT is in the process of constructing scaffolding to be used to access the bridge for anticipated repairs and repainting. This update revealed no evidence of recognized environmental conditions or material threat in, on, or at the property nor evidence to indicate a migration of hazardous substances or petroleum products from adjoining properties.

2. DOCUMENTS REVIEWED

CENWP-RE project records and Phase I Environmental Site Assessment of the Newport South Beach Park, Lincoln County, OR, December 2016 provided by CENWP-RE.

3. DATABASES REVIEWED

No new areas of concern were identified in federal or state database records for this supplemental update for the subject property or properties within an approximate minimum search distance between December 2018 and August 2020.

The Phase 1 ESA of the Port of Newport South Beach Park, December 2016 reference of the Environmental Data Resources (ERD) review did, however, identify several sites with recognized environmental conditions located near the property as summarized below.

Port of Newport

The Port of Newport is listed in two databases as a location for potential recognized environmental conditions: Leaking Underground Storage Tank (LUST) and National Pollutant Discharge Elimination System (NPDES). The leaking underground storage tank at the Port of Newport has a cleanup date of June 2, 2010, and the NPDES permit is no longer active.

Newport Research Station – Northwest Fisheries Science Center

The Newport Research Station is listed in two databases as a location for potential recognized environmental conditions: Aboveground Storage Tank (AST) and Hazardous Substances Information Survey (HSIS). The aboveground storage tank located at this property contains diesel fuel and propylene glycol. There are several hazardous substances located at this facility, including formaldehyde and propylene glycol. This facility is located east of the property.

Rogue Ales

Rogue Ales, a brewery, is listed in two databases as a location for potential recognized environmental conditions: HSIS and AST. The listing in each of these databases is for the aboveground storage tanks used to hold chemicals for brewery activities. This is a current location

for potential recognized environmental conditions. Rogue Ales is located immediately east of the property.

Motel 6

The Motel 6 is a commercial hotel property located southeast of the property. This facility is listed in two databases for potential recognized environmental conditions: AST and HSIS. The listings are for an aboveground storage tank that contains propane.

Newport Marina at South Beach

The Newport Marina at South Beach is located within the Port of Newport and is located east of the property. This facility is used for the moorage of recreation vessels and boat launchings. This facility is listed in three databases for potential recognized environmental conditions: Underground Storage Tank (UST), LUST, and SPILLS (reported oil spills). There are two active underground storage tanks at this facility, with the contents unknown. The leaking underground storage tank was reported on June 30, 2014 and has not yet been remediated. There have been several oil spills in Yaquina Bay reported to the Coast Guard that have been attributed to this facility.

Yaquina Bay Coast Guard Station

The Yaquina Bay Coast Guard Station is located on the north side of the Yaquina Bay. This facility is listed in one database for potential recognized environmental conditions: LUST. The leaking underground storage tank at this facility was remediated on May 28, 2004.

Drum Site at the Corner of SE Ferry Slip Road and SE Chestnut St.

This is listed by the Oregon Department of Environmental Quality as containing five drums of roofing tar that leaked onto the soil. In December 1999, five drums were reported to be corroding and potentially leaking onto the soil. The Oregon Department of Environmental Quality listed the site in the Environmental Cleanup Site Information (ECSI) database. The drums were removed from the site. The site has not been delisted from this database because it is still in the site evaluation process. This site is located about 2,300 feet southeast of the property.

Oregon Coast Aquarium

The Oregon Coast Aquarium is a recreational and research facility located about 2,500 feet southeast of the property. This facility is listed in two databases for potential recognized environmental conditions: UST and LUST. The facility has two decommissioned underground storage tanks located on the property. A leaking underground storage tank was remediated in September 1993.

Pioneer Telephone Co-op

The former Pioneer Telephone Co-op facility is located near the Oregon Coast Aquarium. The facility is listed in the LUST database. The leaking under-ground tank was remediated April 4, 1994.

Spy, LLC

Spy, LLC, is a truck yard located on Hwy 101, about 1 mile southeast of the property. This site is listed on four databases for potential recognized environmental conditions: Enforcement and

Compliance History Online (ECHO), Facility Index System (FINDS), ECSI, and Confirmed Release List (CRL). The listing in these databases is related to an incident that involved the storage of leaking drums in a wetland area, the storage of hazardous wastes, and the burying of hazardous wastes on the location. The initial remediation has occurred with the removal of the drums and contaminated soil. As of November 28, 2001, the site has been recommended for an expanded preliminary assessment.

Port of Newport International Terminal

The Port of Newport International Terminal is located on the north site of Yaquina Bay approximately 1-mile northeast of the property. This facility is listed in five databases for potential recognized environmental conditions: ECSI, Volunteer Cleanup Site (VCS), Oregon Brownfields, FINDS, and ECHO. The listings are related to oil spills from vessels located at the facility. These oil spills were remediated as of December 2002.

Morse Brothers Truck Stop

Morse Brothers Truck Stop is listed in the ECSI database. In 2002 a listing was created for this property for having a leaking aboveground storage diesel tank. The location in relation to the property cannot be confirmed.

High Risk Historical Records

High Risk Historical Records (HRHR) is a database that records historical properties which, at one time, had potential contaminants. These historical properties include proprietary manufactured gas plants, historic auto stations, and historic dry cleaners. EDR reported that there are no HRHR properties located within 1/2 mile of the property.

4. MAPS & PHOTOGRAPHS REVIEWED

Aerial photos reviewed since original ESA (Appendix A):

09/24/2020 – Color Aerial Photo, Google Earth

Maps reviewed since original ESA (Appendix A):

Newport South Beach Park, EPA Cleanup Site map 9/18/20

Site Photographs - (Appendix A):

Oregon DOT staging/scaffolding, September 2020

5. PROPERTY INSPECTION

Two (2) additional visual site inspection (VSI) has been conducted on the subject property since the Dec. 2016 Phase 1. ACOE Real Estate Specialist Ben Hier conducted an Outgrant Compliance Inspection on 6/29/2019. The purpose of the VSI was to identify any changes or new environmental areas of concern for the subject property and adjoining properties. No changes at the site were observed and Ben met with the Port Director to discuss the lease renewal requirements.

An onsite Visual Site Inspection (VSI) occurred on July 7, 2020 by ACOE employees Robin Norris (Real Estate) and Greg Speer (Operations, Project Manager) met onsite with Aaron Bretz with the Port of Newport. No changes to the site or REC's were observed.

6. INTERVIEWS

Telephone interviews were conducted the week of September 17, 2020 to provide this update and document the most recent July 7, 2020 VSI. There was only one observed significant change to the property as documented in the original Phase I Environmental Site Assessment that was completed in December 2016. The following personnel participated in a phone interviews and confirmed the observed activities by the Oregon Department of Transportation at the site.

- Robin Norris, Realty Specialist, US Army Corps of Engineers Portland District
- Greg Speer, Project Manager, US Army Corps of Engineers Portland District
- Aaron Bretz, Director of Operations, Port of Newport

One new observation was identified in the interviews:

- Aaron Bretz explained the Oregon Department of Transportation recently has occupied areas under the Yaquina Bridge (including their leased area) and constructed fenced staging areas and scaffolding around the bridge pillars to provide safe access to the bridge for repairs. He said he was not aware of communications with the Port to occupy their leased property. He had informed the ACOE Real Estate office of the activity.
- Greg Speer confirmed the construction activities and has provided site photos from the construction activities which apparently began in August/September 2020.

7. CONCLUSIONS AND RECOMMENDATIONS

This supplemental update and review have revealed no change in the environmental condition of the subject property. The conclusions of the prior ESA are still valid. The prior Phase I ESA was performed in conformance with the scope and limitations of ASTM Standard Practice E1527 on the Newport South Beach Park and revealed no evidence of recognized environmental conditions in connection with the property. It is expected that the ODOT construction/repair activities associated with the Yaquina Bay Bridge are consistent with industry Best Management Practices for the protection of the lands and surface waters under and adjacent to the bridge project. The current

and historical use of the property as an open space and recreation area has not caused contamination that would indicate the need for further study of the property or prevent a decision to conduct a property disposal and real estate transaction on the subject property. In addition, there was no evidence to indicate a migration of hazardous substances or petroleum products from adjacent properties in, on, at, or to the subject property tract.

I declare that to the best of our professional knowledge and belief, I meet the definition of Environmental professional as defined in §312.10 of 40 CFR §312. I have the specific qualifications based on education, training, and experience to assess a property of the nature, history, and setting of the subject property. I have developed and performed all appropriate inquiries in conformance with the standards and practices set forth in 40 CFR Part 312.

Prepared by:

Arthur F Leskowich, Environmental Resource Specialist

Education

University of West Florida, BS, Biology, 1985.

Brief Summary of Relevant Experience

Mr. Leskowich has more than 10 years working for the U.S. Army Corps of Engineers and over 30 years experience as an environmental professional completing environmental analysis, environmental remediation, environmental inspection, project management, and has extensive knowledge of environmental laws and regulations.

LESKOWICH.ARTHUR.F.1262483610 Digitally signed by
LESKOWICH.ARTHUR.F.1262483610
R.F.1262483610 Date: 2020.09.28 16:04:58 -07'00'

Arthur F Leskowich
Environmental Compliance Coordinator
Channels and Harbors
Portland District, U.S. Army Corps of Engineers
CENWP-ODN-P

8. REFERENCES

American Society for Testing and Materials (ASTM). 2013. Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process. E1527-13.

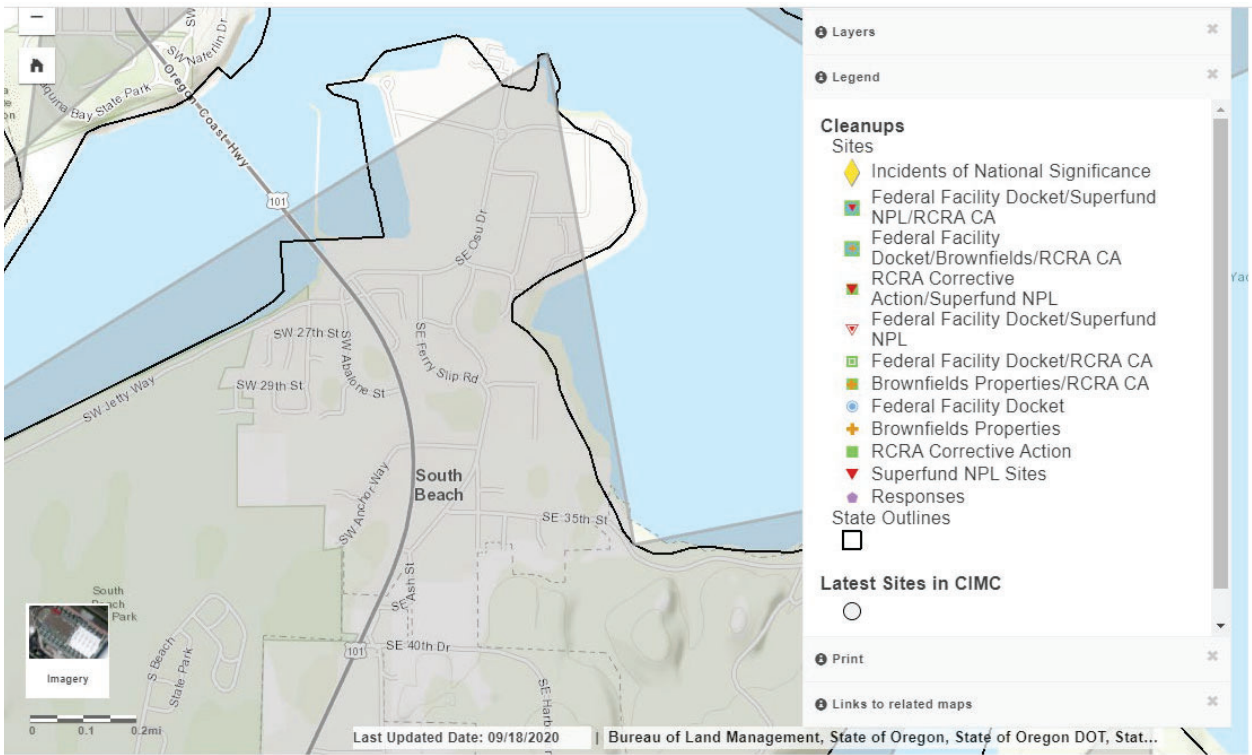
United States Army Corps of Engineers USACE, 2010. Environmental Quality- Environmental Compliance Policies. ER 200-2-3.

Phase I Environmental Site Assessment of the Newport South Beach Park , Lincoln County, Oregon, REK Associates and Portage, December 21, 2016.

APPENDIX A: MAPS & Photographs Reviewed



Google Earth Aerial screenshot 9/18/20



EPA Cleanups in My Community Map, Screenshot, 09/18/20



Yaquina Bridge, Newport - ODOT Staging area – Looking south



Yaquina Bridge, Newport - ODOT Scaffolding looking northeast



Yaquina Bridge, Newport - ODOT Staging area – looking north



Yaquina Bridge, Newport - ODOT Staging area and scaffolding - looking north

PHASE I ENVIRONMENTAL SITE ASSESSMENT
OF THE PORT OF NEWPORT SOUTH BEACH PARK
Newport, Lincoln County, Oregon



December 21, 2016

PREPARED FOR:

U.S. Army Corps of Engineers, Portland District

PREPARED BY:



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EXECUTIVE SUMMARY

The Port of Newport South Beach Park property assessed in this report, hereinafter referred to as the *property*, consists of an approximately 4-acre tract near SW 26th Street and Hwy 101 located in the city of Newport, Lincoln County, Oregon. The property is currently owned by U.S. Army Corps of Engineers, hereinafter referred to as the *user*. The property is currently under lease by the City of Newport for public park and recreation purposes, and the City of Newport has requested to renew its lease with the U.S. Army Corps of Engineers.

The land borders residential property to the south, and mixed used residential/commercial property to the east. The property is bounded by the Yaquina Bay on the north and west. The property is currently being used as a public park. There are no buildings on the property. There is infrastructure for walking paths and parking areas on the property. The south end of the Yaquina Bay bridge, including several supporting piers, is located on the property.

A Phase I Environmental Site Assessment site visit was performed of the property on October 19, 2016, in conformance with the scope and limitations of American Society for Testing and Materials practice E-1527-13.

Based on results of the inspection and information gathered during the inquiries process, no recognized environmental conditions exist on the property but there have been several oil spills from marine vessels within the bay near the property.

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1.0 INTRODUCTION

1.1 Purpose

A Phase I Environmental Site Assessment (ESA) site visit was performed of the Port of Newport South Beach Park property (hereinafter referred to as the *property*) on October 19, 2016, in order to identify and disclose recognized environmental conditions associated with the property. The property consists of a public park on approximately 4 acres located in Newport, Oregon.

This Phase I ESA has been completed at the request of U.S. Army Corps of Engineers, Portland District, and in accordance with the All Appropriate Inquiries Standard (40 CFR 312) and the American Society for Testing and Materials (ASTM) E-1527-13, “Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process.”

1.2 Detailed Scope-of-Services

Development of this ESA included an evaluation by Environmental Data Resources (EDR) of available historical environmental records regarding the property, evaluation of other publicly available records, a site reconnaissance, and interviews with the present/former owners and persons with information about the current and historical use of the property. All activities were performed in conformance with the scope and limitations of ASTM E-1527-13.

1.3 Significant Assumptions

A good-faith effort was made to visually assess as much of the property as possible. Sections that were not physically walked down were visually assessed from a distance.

1.4 Limitations and Exceptions

None

1.5 Special Terms and Conditions

None

2.0 SITE DESCRIPTION

2.1 General Location and Legal Description

The property assessed in this report consists of a public park on approximately 4 acres in a residential/mixed use neighborhood. The property is owned by the U.S. Army Corps of Engineers and is leased to the Port of Newport, Oregon, for recreational use. The property is within the Port of Newport, city of Newport, Lincoln County, Oregon. The survey maps of the property are provided in Appendix A.

2.2 Site and Vicinity General Characteristics

The elevation of the property is at sea level and increases to the southeast. The property is accessed by Jetty Way and SW Abalone Street from the south and SE Marine Science Drive on the east. The property is bisected by Hwy 101 on the Yaquina Bay bridge. There are no identified roadways and roadway infrastructure on the property, except for Hwy 101 on the Yaquina Bay bridge. A parking lot west of Hwy 101 is accessed from SE Marina Science Drive.

There is a paved walking path that crosses the property from the east to the west. Additionally, there are several picnic tables on the property. The property has some trees, especially near the central portion of the property. There appear to be recreationist-created paths to the beach and rocky area at the water. Maps of the property are provided in Appendix B.

Surrounding the property are single- and multi-family residential properties. Most notable is a multi-family residential unit directly to the south of the property. Directly to the east is a commercial property.

2.3 Current Use of the Property

The property is currently leased to the Port of Newport for a public park. The current use of the property is for recreation. The property has several parking areas, walkways, picnic tables, lawns, and trees.

2.4 Descriptions of Structures, Roads, and Other Improvements

There are no buildings or paved roads on the property. A paved pedestrian walkway crosses the eastern extent of the property. There is also a paved parking area near the townhomes on the western side of the Yaquina Bay bridge. This parking area appears to be used by recreationists and residents of the townhomes. Additionally, there are several recreationist-created walkways from the paved walkway to the beach area.

Picnic tables and associated shelters are located on the grassy area in the eastern portion of the property. Near the southeast corner of the property is a fish cleaning station.

Throughout the property are signs of electrical, sanitary sewer, surface water control, and water utility infrastructure.

2.5 Current Uses of the Adjoining Properties

The surrounding properties are commercial and residential in use. The properties to the south are residential townhomes and single-family residential homes. These properties are connected to the property by paved roadways and trails. Adjacent to the east are public and commercial properties associated with the Port of Newport.

3.0 USER-PROVIDED INFORMATION

3.1 Overview

As specified in ASTM E-1527-13, Section 6 – User’s Responsibilities, the user is required to assist with identifying possible recognized environmental conditions. In an effort to meet this requirement, the user is requested to provide the following information:

- Environmental liens or activity and use limitations associated with the property
- Specialized knowledge or experience regarding the property
- Commonly known or reasonably ascertainable information regarding the property
- Whether the purchase price may reflect a valuation reduction for environmental issues

- Reason for performing the Phase I ESA.

This Phase I ESA has been requested as part of a lease renewal of the property. The user and prospective owner have indicated that the property value is not affected by any environmental issues.

Additional information obtained through the records review and interviews is summarized in Sections 4.0 and 5.0, respectively.

3.2 Title Records

A search of the title documents revealed no information indicating any environmental liens or activity and use limitation associated with hazardous substances or petroleum products for the property.

4.0 RECORDS REVIEW

4.1 Physical Setting

The elevation of the property is at sea level. Based on the surface topography, it is assumed that groundwater and surface water flow from south to north. There are several buildings located directly south of the property. Due to the surface water and groundwater flow direction, contaminants from adjoining properties to the south and southeast could potentially migrate to the property.

Based on Soil Conservation Service SSURGO data, the soil on the property consists of poorly graded coarse-grained sands. The soil is well drained and has very quick infiltration rates. As such, potential contamination from surrounding sites could infiltrate the property via groundwater and surface water.

The property is within 100-year and 500-year flood zones and contains wetlands listed in state or national wetland inventories.

4.2 Historical Use of Property

The property has been vacant or has been used for public recreation since at least 1936, when the Yaquina Bay bridge was opened. The picnic facilities were constructed in 1979 (Port of Newport 2013). It is assumed that the initial walkways and grassy area were installed around the same time and that they have undergone periodic maintenance since then.

4.3 Historical Use of Adjoining Properties

Based on interviews and historical maps, the surrounding and adjacent properties were residential or commercial allotments. Historical uses of the properties include residential housing and small commercial ventures, including fueling stations with underground storage tanks.

4.4 Environmental Sources

An EDR review of environmental sources did not identify recognized environmental conditions on the property. The EDR review did, however, identify several sites with recognized environmental conditions located near the property (EDR 2016a, EDR 2016b, and EDR 2016c).

Results of the environmental sources review are summarized in in Table 1 (standard environmental records), Table 2 (additional environmental records), Table 3 (high risk historical records), and Table 4 (recovered government archives).

Table 1. Results of review of standard environmental records (source: EDR).

Standard Environmental Records			
Database	Approximate Minimum Search Distance (miles)	Date of List	Findings
Federal NPL	1.0	04/15/2016	0
Proposed NPL	1.0	04/15/2016	0
NPL Liens	Property	03/30/1994	0
Delisted NPL	1.0	04/15/2016	0
CERCLIS	0.5	04/15/2016	0
Federal Facility	0.5	5/20/2016	0
SEMS	0.5	04/15/2016	0
RCRA CORRACTS	1.0	09/02/2016	0
RCRA-TSDF	0.5	09/02/2016	0
RCRA-LQG	0.25	09/02/2016	0
RCRA-SQG	0.25	09/02/2016	0
RCRA-CESQG	0.25	09/02/2016	0
US ENG Controls	0.5	09/02/2016	0
US INST Controls	0.5	09/02/2016	0
LUCIS	0.5	06/11/2015	0
ERNS	Property	05/20/2016	0
ECSI	1.0	08/10/2016	4
CRL	1.0	08/10/2016	1
SWF/LF	0.5	06/13/2016	0
LUST	0.5	08/10/2016	5
INDIAN LUST R10	0.5	02/18/2016	0
FEMA UST	0.25	04/12/2010	0
UST	0.25	08/10/2016	1
AST	0.25	08/10/2016	3
INDIAN UST R10	0.25	02/18/2016	0
VCS	0.5	08/10/2016	0
BROWNFIELDS	0.5	08/10/2016	0

Table 2. Results of review of additional environmental records (source: EDR).

Additional Environmental Records			
Database	Approximate Minimum Search Distance (miles)	Date of List	Findings
US Brownfields	0.5	09/02/2016	0
HIST LF	0.5	07/18/2003	0
SWRCY	0.5	08/10/2016	0
INDIAN - ODI	05	01/24/2008	0
ODI	0.5	09/17/2004	0

Additional Environmental Records			
Database	Approximate Minimum Search Distance (miles)	Date of List	Findings
Debris Region 9	0.5	09/21/2009	0
US HIST CDL	Property	09/23/2016	0
CDL 2	Property	06/13/2016	0
CDL	Property	06/13/2016	0
US CDL	Property	09/23/2016	0
LIENS 2	Property	04/24/2014	0
HMIRS	Property	09/23/2016	0
SPILLS	Property	08/10/2016	0
HAZMAT	Property	06/13/2016	0
SPILLS 90	Property	02/11/2013	0
RCRA NonGen/NLR	0.25	09/02/2016	0
FUDS	1.0	10/13/2015	0
DOT OPS	Property	09/18/2012	0
DOD	1.0	01/11/2007	0
FUDS	1.0	04/24/2014	0
SCRD DRYCLEANERS	0.5	05/02/2011	0
US FIN ASSUR	Property	09/02/2016	0
EPA WATCH LIST	Property	06/17/2014	0
2020 COR ACTION	0.25	03/09/2015	0
TSCA	Property	01/29/2015	0
TRIS	Property	04/05/2016	0
SSTS	Property	02/25/2011	0
ROD	1.0	02/24/2014	0
RMP	Property	09/02/2016	0
RAATS	Property	08/07/1995	0
PRP	Property	10/20/2014	0
PADS	Property	09/02/2016	0
ICIS	Property	03/09/2015	0
FTTS	Property	05/11/2009	0
MLTS	Property	04/15/2016	0
COAL ASH DOE	Property	10/22/2009	0
COAL ASH EPA	0.5	10/20/2014	0
PCB Transformer	Property	09/10/2012	0
RADINFO	Property	09/16/2015	0
HIST FTTS	Property	09/10/2007	0
DOT OPS	Property	09/18/2012	0
CONSENT	1.0	09/23/2016	0
INDIAN RESERV	Property	09/23/2016	0
FUSRAP	1.0	09/29/2016	0
UMTRA	0.5	03/01/2012	0
LEAD SMELTERS	Property	09/02/2016	0

Additional Environmental Records			
Database	Approximate Minimum Search Distance (miles)	Date of List	Findings
US AIRS	Property	01/04/2016	0
US MINES	0.25	09/23/2016	0
FINDS	Property	11/03/2015	0
DOCKET HWC	Property	09/02/2016	0
UXO	1.0	04/05/2016	0
AIRS	Property	03/15/2016	0
COAL ASH	0.5	11/10/2015	0
DRYCLEANERS	0.25	06/13/2016	0
US Financial Assurance	Property	05/04/2016	0
HSIS	Property	08/10/2016	0
MANIFEST	0.25	08/10/2016	0
NPDES	Property	08/10/2016	0
UIC	Property	08/10/2016	0
FUELS PROGRAM	0.25	07/13/2016	0
ECHO	Property	01/04/2016	0

Table 3. Results of review of high-risk historical records (source: EDR).

High Risk Historical Records			
Database	Approximate Minimum Search Distance (miles)	Date of List	Findings
EDR MGP	1.0	N/A	0
US HIST Auto Station	0.25	N/A	0
US HIST Cleaners	0.25	N/A	0

Table 4. Results of review of recovered government archives (source: EDR).

Recovered Government Archives			
Database	Approximate Minimum Search Distance (miles)	Date of List	Findings
RGA HWS	Property	01/03/2014	0
RGA LUST	Property	12/27/2013	0
RGA LF	Property	01/13/2014	0

The following provides additional information on recognized environmental conditions reported by EDR as occurring near the property.

Port of Newport

The Port of Newport is listed in two databases as a location for potential recognized environmental conditions: Leaking Underground Storage Tank (LUST) and National Pollutant Discharge Elimination System (NPDES). The leaking underground storage tank at the Port of Newport has a cleanup date of June 2, 2010, and the NPDES permit is no longer active.

Newport Research Station – Northwest Fisheries Science Center

The Newport Research Station is listed in two databases as a location for potential recognized environmental conditions: Aboveground Storage Tank (AST) and Hazardous Substances Information Survey (HSIS). The aboveground storage tank located at this property contains diesel fuel and propylene glycol. There are several hazardous substances located at this facility, including formaldehyde and propylene glycol. This facility is located east of the property.

Rogue Ales

Rogue Ales, a brewery, is listed in two databases as a location for potential recognized environmental conditions: HSIS and AST. The listing in each of these databases is for the aboveground storage tanks used to hold chemicals for brewery activities. This is a current location for potential recognized environmental conditions. Rogue Ales is located immediately east of the property.

Motel 6

The Motel 6 is a commercial hotel property located southeast of the property. This facility is listed in two databases for potential recognized environmental conditions: AST and HSIS. The listings are for an aboveground storage tank that contains propane.

Newport Marina at South Beach

The Newport Marina at South Beach is located within the Port of Newport and is located east of the property. This facility is used for the moorage of recreation vessels and boat launchings. This facility is listed in three databases for potential recognized environmental conditions: Underground Storage Tank (UST), LUST, and SPILLS (reported oil spills). There are two active underground storage tanks at this facility, with the contents unknown. The leaking underground storage tank was reported on June 30, 2014, and has not yet been remediated. There have been several oil spills in Yaquina Bay reported to the Coast Guard that have been attributed to this facility.

Yaquina Bay Coast Guard Station

The Yaquina Bay Coast Guard Station is located on the north side of the Yaquina Bay. This facility is listed in one database for potential recognized environmental conditions: LUST. The leaking underground storage tank at this facility was remediated on May 28, 2004.

Drum Site at the Corner of SE Ferry Slip Road and SE Chestnut St.

This is listed by the Oregon Department of Environmental Quality as containing five drums of roofing tar that leaked onto the soil. In December 1999, five drums were reported to be corroding and potentially leaking onto the soil. The Oregon Department of Environmental Quality listed the site in the Environmental Cleanup Site Information (ECSI) database. The drums were removed from the site. The site has not been delisted from this database because it is still in the site evaluation process. This site is located about 2,300 feet southeast of the property.

Oregon Coast Aquarium

The Oregon Coast Aquarium is a recreational and research facility located about 2,500 feet southeast of the property. This facility is listed in two databases for potential recognized environmental conditions: UST and LUST. The facility has two decommissioned underground storage tanks located on the property. A leaking underground storage tank was remediated in September 1993.

Pioneer Telephone Co-op

The former Pioneer Telephone Co-op facility is located near the Oregon Coast Aquarium. The facility is listed in the LUST database. The leaking under-ground tank was remediated April 4, 1994.

Spy, LLC

Spy, LLC, is a truck yard located on Hwy 101, about 1 mile southeast of the property. This site is listed on four databases for potential recognized environmental conditions: Enforcement and Compliance History Online (ECHO), Facility Index System (FINDS), ECSI, and Confirmed Release List (CRL). The listing in these databases is related to an incident that involved the storage of leaking drums in a wetland area, the storage of hazardous wastes, and the burying of hazardous wastes on the location. The initial remediation has occurred with the removal of the drums and contaminated soil. As of November 28, 2001, the site has been recommended for an expanded preliminary assessment.

Port of Newport International Terminal

The Port of Newport International Terminal is located on the north site of Yaquina Bay approximately 1 mile northeast of the property. This facility is listed in five databases for potential recognized environmental conditions: ECSI, Volunteer Cleanup Site (VCS), Oregon Brownfields, FINDS, and ECHO. The listings are related to oil spills from vessels located at the facility. These oil spills were remediated as of December 2002.

Morse Brothers Truck Stop

Morse Brothers Truck Stop is listed in the ECSI database. In 2002 a listing was created for this property for having a leaking aboveground storage diesel tank. The location in relation to the property cannot be confirmed.

High Risk Historical Records

High Risk Historical Records (HRHR) is a database that records historical properties which, at one time, had potential contaminants. These historical properties include proprietary manufactured gas plants, historic auto stations, and historic dry cleaners. EDR reported that there are no HRHR properties located within 1/2 mile of the property.

Orphan Sites

The EDR review noted two orphan sites¹ within the vicinity of the property: 4 J's Plaza Property and the Port of Newport. An independent records search found that both of these sites are either at considerable distance from the property or have achieved closure for the incidents.

5.0 INTERVIEWS

Interviews were attempted or questionnaires distributed to obtain information on recognized environmental conditions in connection with the property. An attempt was made to conduct interviews with the following persons:

- Benjamin Hier, Realty Specialist, U.S. Army Corps of Engineers
- Kevin Greenwood, General Manager, Port of Newport
- Derrick Tokos, Community Development Director, City of Newport.

At the time of publication of this report, a response had been obtained only from Mr. Hier. His completed questionnaire is provided in Appendix D. His completed questionnaire indicates that he is not aware of any environmental cleanup liens, activity use limitations, land use restrictions, or institutional controls in connection with the property. He reported no previous communications with any federal, state, tribal, or local agency concerning environmental conditions on the property. He had no knowledge of government officials ever investigating, citing, or being involved with any violations of environmental law at the property or in the immediate vicinity of the property. Also, he was not aware of commonly known or reasonable ascertainable information about the property or surrounding properties that would cause concern about the environmental condition of the property.

6.0 SITE RECONNAISSANCE

6.1 Methodology

A site reconnaissance was performed by an investigator on October 19, 2016, beginning at approximately 1 p.m. No limiting conditions (e.g., restricted access, snow cover) existed at that time. The property was inspected by walking the perimeter and several transects within the property. Surrounding properties were observed from the property line. The investigator was:

- James R. Jackson, Environmental Scientist, Portage, Inc.

Photographs taken during the site reconnaissance are provided in Appendix E.

6.2 General Site Setting

Based on observations during the site reconnaissance, the property is generally flat, as are the surrounding properties. The hydrological gradient appeared to be from the south to the north across the entire property.

¹ An *orphan site* is a site that is listed in a database but whose location cannot be verified.

The main access to the property was from the south using Southwest Jetty Way/SW 26th or from the east using SE Marine Science Drive/SW Abalone Street. These roads are paved. There is a paved parking lot on the south side of property near the townhomes on an adjacent property. The parking lot is connected to the property with a paved driveway from SE Marine Science Drive. There are no paved vehicle roads on the property.

A paved walkway extends from the east side to the center part of the property. The walkway ends on Southwest Jetty Way. There are several recreationist-created pathways from the paved walkway to Yaquina Bay.

Six picnic tables are on the east side of the property. The tables are embedded in concrete pads and surrounded by wooden walls that are approximately 4 feet high. A fish cleaning station is in the southeast corner of the property. The station includes a metal table with water outlets with hoses reaching down to the table. The excess water is drained to the ground from the table through a pipe that discharges to a sanitary sewer. The fish cleaning table is directly north of a public restroom. The restroom is not on the property.

Two concrete piers supporting the Yaquina Bay bridge are located on the property. Electrical conduit for overhead lighting on the bridge is attached to the piers, running from the ground to the bridge deck. Also attached to the piers are drainage pipes that collect water from the bridge roadway.

The vegetation on the east side of the property consists mostly of grass. Several other vegetation species occur near the rock shoring along the waterway. A couple of tree species are found along the walkway. The western portion of the property consists primarily of rock shoring with scattered grass vegetation.

A water outlet is located on the shore near the central part of the property. It appears to be part of a surface water management system. Grates are located in the paved parking lot near the townhomes.

Two sanitary sewer manholes are on the property. Additionally, utility access covers are located throughout the property, apparently for underground water, sewer, communication, and electrical utility infrastructure.

Some scattered household trash was observed in the rock shoring along the water front. No ground staining was observed. No unusual odors, such as solvent or petroleum, were encountered.

No water wells were observed during the reconnaissance.

There are no oil or gas pipelines or wells or evidence of any other mining activities, and no underground or aboveground storage tanks on the property. There are no sumps, septic tanks, or septic fields and no evidence that the property has ever been used for solid waste disposal, except for a few scattered areas with discarded household garbage.

7.0 FINDINGS

This investigation revealed no current or historical recognized environmental conditions at the property. One site within 1/2 mile of the property (Rogue Ales) was identified during the records review process as having recognized environmental conditions that could potentially impact the property. The one site is at the same elevation and is upstream from the property.

A site reconnaissance performed October 19, 2016, revealed no unexplained/unusual bare areas, ground staining, or unusual surface features or odors. The property was observed to be fully developed with maintained grassy areas, walking paths, and underground utilities. No evidence was observed of wells, underground or aboveground storage tanks, septic tanks, or leach fields, and no indication that the property has ever been used for the disposal of solid waste (except for a few areas where household garbage was dumped). There is no evidence to suggest that chemicals or petroleum products have been stored, disposed of, spilled, or leaked on the property.

No direct evidence or information that the property environment has been adversely affected by current or past offsite use, storage, handling and/or disposal practices involving hazardous materials/wastes or petroleum products was observed or obtained during the reconnaissance or records review.

8.0 CONCLUSIONS

A Phase I ESA in conformance with the scope and limitations of ASTM E-1527-13 was performed on the Port of Newport South Beach property, located on SE Marine Science Drive, Lincoln County, Oregon.

Based on conditions identified during the inspection and information gathered during the inquiries process, it is unlikely that any additional investigation is necessary to detect the presence of hazardous substances or petroleum products at the property. No data gaps were encountered that would affect the identification of conditions indicative of releases or threatened releases of hazardous substances on, at, in, or to the subject property. No environmental samples were collected during this investigation, but it is unlikely that environmental conditions beyond the scope of this investigation exist on the property. In summary, this ESA has revealed no evidence of recognized environmental conditions in connection with the property.

9.0 DEVIATIONS

No deviations were made from ASTM E-1527-13 or the intent of this Phase I ESA.

10.0 REFERENCES

- EDR, 2016a, *EDR Historical Topo Map Report with QuadMatch™, Port of Newport South Beach Park*, Inquiry Number: 4741778.4, Environmental Data Resources, September 30, 2016.
- EDR, 2016b, *Certified Sanborn® Map Report, Port of Newport South Beach Park*, Inquiry Number: 4741778.3, Environmental Data Resources, September 30, 2016.
- EDR, 2016c, *The EDR Radius Map™ Report with GeoCheck®, Port of Newport South Beach Park*, Inquiry Number: 4741778.2s, Environmental Data Resources, September 30, 2016.
- ODEQ, 2016, Oregon Department of Environmental Quality, Leaking Underground Storage Tanks (LUST) Database. Accessed on October 5, 2016, at <http://www.deq.state.or.us/lq/tanks/lust/lustpubliclookup.asp>
- Port of Newport, 2013, *Capital Facilities Plan*, prepared for the Port of Newport by SHN Consulting Engineers and Geologists, Inc., January 2013.

11.0 SIGNATURES

Prepared by:
James R. Jackson, Environmental Professional
Portage, Inc.

I, James R. Jackson, declare that, to the best of my professional knowledge and belief, I meet the definition of Environmental Professional as defined in 40 *Code of Federal Regulations* (CFR) Part 312.10. I have the specific qualifications based on education, training, and experience to assess a property of the nature, history, and setting of the subject property. I have developed and performed the all appropriate inquiries in conformance with the standards and practices set forth in 40 CFR Part 312.



December 21, 2016

Signature

Date

12.0 QUALIFICATIONS

James R. Jackson has a bachelor of science in biology from Washington State University and master of science in environmental and resource management from Arizona State University. Mr. Jackson has more than 10 years of environmental remediation, environmental analysis, and project management experience, and has extensive knowledge of environmental laws and regulations.

Appendix A
Legal Description

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THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY



S.E. 1/4 N.W. 1/4 SEC. 17 T. 11S. R. 11W. W.M.
LINCOLN COUNTY
1" = 100'

11 11 17 BD
NEWPORT

- Cancelled
- 100
- 200
- 1000
- 1000
- 1000
- 1201
- 1300
- 1800
- 1902
- 2000
- 2100
- 2400
- 2600
- 2600
- 3401
- 5000
- 5100



Revised: SAO
05/23/2013

NEWPORT
11 11 17 BD

NARRATIVE FOR HARBORTON KEYS RECORD OF SURVEY

I. LOCATION OF SURVEY:

West 1/2 and SE 1/4 of Section 17, Township 11 South,
Range 11 West, W.M., Lincoln County, Oregon.

II. SURVEY FOR:

Schroff, Green, Christensen, Ling and Schroff.

III. DATE OF SURVEY:

April 1, 1982

IV. PURPOSE OF SURVEY:

The purpose of this survey is to establish the location of lots
in "HARBORTON", "WAGGONER'S ADDITION TO SOUTH BEACH" and property
abutting the last said subdivision to the west.

Of particular importance to this boundary determination are the
locations of:

- a) the south and west lines of Section 17;
- b) the south line of Government Lot 3 in Section 17;
- c) the plat of "HARBORTON";
- d) the plat of "WAGGONER'S ADDITION TO SOUTH BEACH";
- e) the high tide line of 1912;
- f) the location of the South Jetty Road (County Road No. 568);

V. PREVIOUS SURVEYS OF IMPORTANCE

A brief history of controlling surveys performed in Section 17
are:

1) Original GLO Survey of 1867

Section 17 is a fractional section due to the location of Yaquina Bay.
This survey marked the south and west lines of Section 17. None
of the lines between the fractional Government Lots 2,3, or 4 were
established at this time.

- 2) Plat of "SOUTH NEWPORT" recorded in July, 1887.
Irvin owned Government Lot 2 and the SE 1/4 SW 1/4 of Section 16 of which he platted a portion thereof.
- 3) Plat of "SOUTH BEACH" recorded in July 1887.
Brasfield owned Government Lots 3 and 4. The southeast corner of this plat is also the southeast corner of Government Lot 4. This plat indicates that the lots were laid out on a due "North" bearing and the east-west lines are due "West". The plat states that it was "surveyed".
- 4) Plat of "WAGGONER'S ADDITION TO SOUTH BEACH" recorded in January 1890.
Waggoner, et.al., owned Government Lot 3 of Section 17 (except 4 1/2 acres in the northeast corner). The southeast corner of this plat is 1320 feet north of the south one-quarter corner of Section 17. Therefore, the southeast plat corner is the southeast corner of Government Lot 3. This plat indicates that the lots are laid out on a due "North" bearing and the east-west lines are due "West". The plat states that it was "surveyed".
- 5) Mean High Tide Survey Line Survey of 1912.
The field notes and plat depict a survey that shows the mean high tide line.
- 6) Plat of "HARBORTON" recorded in July 1914.
This plat is bounded on the west by the north-south center section line of Section 17. The original GLO Meander Line of 1867 is the northerly and easterly plat boundary.
- 7) Various Surveys performed by the Oregon State Parks Department were conducted between 1963 and 1972.
These surveys are recorded as CS 2073-B (May 1963); CS 3633 (February 1968); CS 3916 (December 1968) and CS 5407 (December 1972). These surveys located the southwest corner of Section 17 according to different procedures and interpretations of the 1947 BLM Manual of Survey Instructions.

Date: April 1, 1982

C.S. # 9893
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LINCOLN COUNTY SURVEYOR

- 8) The 1912 High Tide Line Retracement Conducted by J.W. Hanna in January 1964.
- 9) The Survey of South Jetty Road (County Road No. 568) Conducted by J.W. Hanna in September 1975.
- 10) The Johnnie Summer's Survey (CS 6663) Conducted in February 1976.

This survey re-establishes the location of "SOUTH BEACH" and "WAGGONER'S ADDITION TO SOUTH BEACH". It also surveys land to the west and shows his interpretation of the High Tide Line of 1912. It also depicts his interpretation of the location of the South Jetty Road.

VI. IMPORTANT BOUNDARY CONCERNS

The numerous surveys and sometimes conflicting methods used have produced the following concerns:

- 1) The location of the southwest corner of Section 17 is in doubt based upon the Shirley re-establishment (CS 2073-13) and the Burdett re-establishment (see County Survey No. 5407).
- 2) The location of the southline of Government Lot 3 in Section 17. Two different interpretations of survey instructions are creating boundary confusion.
- 3) The location of lots in WAGGONER'S ADDITION TO SOUTH BEACH do not correspond with the location as surveyed in later years.
- 4) The 1912 High Tide Line is being retraced using different positions of the west line of Section 17 as the basis.

VII. BOUNDARY DETERMINATION

- 1) Southwest Corner of Section 17
 - A. The Southwest Corner of Section 17 as restored by Burdett is unlikely to be in the correct position. This re-establishment is based upon double proportionment and cites a principle given in Section 371 of the 1947 Manual of Surveying Instructions.

VII. BOUNDARY DETERMINATION

1) Southwest Corner of Section 17

A. (Continued)

I believe that this procedure is incorrect for the following reasons:

- a-1) It incorrectly applies the stated rule as given in Section 371. This rule applies when intersecting Section lines have been established in only two directions. A careful reading of Mercer's original GLO notes shows that he measured in three directions when first setting this corner.
- a-2) Burdett's corner does not render a harmonious relationship to the work done by the original surveyor. This method introduces a sizable angle point (at the southwest corner of Section 17). The original field notes of Mercer show that the southwest corner of Section 17 was set on a line between the northwest corner of Section 17 and the southwest corner of Section 20.
- a-3) The application of the rule used by Burdett should only be made after retracement has been made of many miles of original lines. There must be developed a definite surplus or deficiency in measurement, or definite angle from cardinal that characterizes the original survey. My research shows a wide variation between Mercer's measurements when compared to retracements of those original lines. These variations were not identified or incorporated by Burdett's method.

B. The Southwest Corner of Section 17 is best re-established by holding Shirley's restoration as depicted by CS 2073-B.

The Shirley Survey was the first of four Oregon State Park Department surveys that all established different locations for the corner in question. In 1963, Shirley single proportioned the position of this corner using the northwest corner of Section 17 and the southwest corner of Section 20. I believe that this position is correct for the following reasons:

VII. BOUNDARY DETERMINATION

1) Southwest Corner of Section 17

B. (Continued)

- b-1) The existing measurement between the northwest corner of Section 17 and the southwest corner of Section 20 is N 0°16'46"E 10443.38 feet. This compares to the original GLO measurement of North 10560 feet. This shows good relationship to original measurements that are consistent with other comparisons of Mercer's work when retraced.
- b-2) This Shirley method puts the southwest corner of Section 17 on a straight line between the northwest corner of Section 17 and the southwest corner of Section 20. The original GLO Surveyor located the northwest corner of Section 17 by sighting across the bay while setting at the southwest corner of Section 17. This field procedure produced the northerly extension of the west lines running to the north and to the south. Shirley's method best reflects what the original surveyor probably did.
- b-3) Retracing the 1912 High Tide Survey Line shows that the west line of Section 17 was on a straight line between the northwest corner of Section 17 and the southwest corner of Section 20. This agrees with the Shirley method.

C) My survey depicts the Shirley Corner as the more likely position of the southwest corner of Section 17.

It must be pointed out that the Burdett Corner is recognized by the Oregon State Park Department to be the southwest corner. Until this area of confusion is cleared up, any affected property owner should use due care before occupying to one line or the other.

2) Boundary Determination of the South Line of Government Lot 3 in Section 17.

I established this line on a due "west" bearing from the found south one-quarter corner of Section 17. My reasons for this determination are as follows:

- A) This method is prescribed by the 1881 Manual of Survey Instructions. The plat of "SOUTH NEWPORT" was recorded in 1887; "SOUTH BEACH" was recorded in 1887; "WAGGONER'S ADDITION TO SOUTH BEACH" was recorded in 1890. Because of this time frame in platting, I believe that the 1881 Instructions are appropriate and must be applied in this situation. The particular instructions that I refer to state:
"The subdivisional lines of fractional quarter sections should be run from points on the section lines intermediate between the section and quarter section corners due north, south, east or west to the ...watercourse...which renders such tracts fractional."
(See page 40 of the 1881 instructions).
- B) The South line fo WAGGONER'S ADDITION TO SOUTH BEACH" was laid out on a due "west" bearing in compliance to the 1881 Instructions.
- C) The 1972 MANUAL OF INSTRUCTIONS indicates that this line would be established parallel to the south line of Section 17. This procedure would be incongruent with the southline of the subdivision. It reverses the 1881 procedures that were used to originally establish this Government Lot Line. In effect, the 1972 method would cause the location of every lot in "SOUTH BEACH" and "WAGGONER'S ADDITION TO SOUTH BEACH: to change from their original location.
- 3) Boundary Determination of "WAGGONER'S ADDITION TO SOUTH BEACH".
The found monument at the northeast corner of said plat (Point "A" on my map) and the south one-quarter corner of Section 17 (Point "B" on my map) establish a line that is the east boundary of this plat. This line was held to be "NORTH" and is the basis of bearings of this survey. All corners within this plat were established on cardinal directions and at record distances as per the recorded plat.
It must be pointed out that various surveys have been performed to locate lots within this this subdivision. Much of this work has been performed without adequately checking the authenticity of monuments used to control each particular survey. This has resulted in incorrectly located lots and a potential for disputes among aubtting lot owners. The condition of found monuments not agreeing with acutal lot corners is evidenced in Block 8 of "WAGGONER"S ADDITION TO SOUTH BEACH."

4. Boundary Determination of the High Tide Line of 1912.

The survey of 1912 establishes the High Tide Line. The field notes and plat show that the northwest and southeast corners of Section 17 existed and were used to survey and describe this tide line. In order to retrace this line, it is necessary to follow in the foot steps of the 1912 Surveyor. Because the original section corners the the 1912 surveyor used still exist, it is possible to retrace the field notes of this high tide line. When retracing this high tide line, it is found that the west line of Section 17 is on a straight line between the northwest corner of Section 17 and the southwest corner of Section 20. The basis of the high tide line is this west section line. This fact is confirmed by the J.W. Hanna retracement of the 1912 High Tide Line dated January 1964. I, too, have followed this same method to re-establish the High Tide Line.

The Summer's Survey (CS6663) does not correctly establish the High Tide Line. This survey uses the southwest corner of Section 17 (as established by Burdett in 1971) as the basis of his retracement. This basis, when checked through, renders a very inadequate agreement to the original survey of 1912.

5. Boundary Determination of the South Jetty Road.

This road was established by Resolution No. 76-2-3. It was originally surveyed by J.W. Hanna in September of 1975. The description for the resolution was based upon this survey. I therefore retraced Hanna's Survey and this is the basis of my location of the South Jetty Road.

6. Boundary Determination of Lots in the Plat of "HARBORTON"

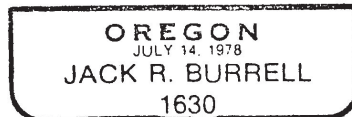
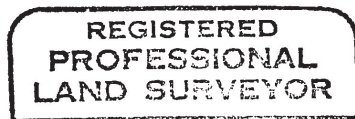
Points "A: and "B" on this survey establish the north-south center line of Section 17. This line is the west line of "HARBORTON". Using record information from the Plat, I determined the location of Lots 11, 12 and 13 of Block 9 as shown.

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FILED 4-19-82
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Narrative for Harborton Keys Record of Survey
Date: April 1, 1982

7. Parcels W, X, Y and Z are shown on the map and refer to a donation of these parcels recorded in Book 120, Page 1209 of the Lincoln County Deed Records. To retain a concentric 60.00 foot wide access between Parcels Y and Z, it was necessary to make minor changes which as resulted in revised descriptions for Parcels W, Y, and Z.

8. The parcels subject to the U.S. vs Brasfield condemnation suit are depicted hereon to indicate their relationship to the South Jetty Road and the plat of South Beach.



Jack R. Burrell
JACK R. BURRELL
PAUL GREEN & ASSOCIATES, INC.
1879 N. W. Ninth
Corvallis, OR 97330

CS 9893 INCLUDES A 33 PAGE BOUND BOOKLET
"HARBORTON KEYS—PROPOSAL FOR RESOLUTION OF
BOUNDARY DISPUTE", WHICH HAS NOT BEEN SCANNED.

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Appendix B
Property Map

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VERIFY SCALES
 DRAWN BY: J. H. HARRIS
 DATE: 10/20/12
 SCALE: AS SHOWN
 THIS SHEET MUST BE READ IN CONJUNCTION WITH THE ORIGINAL DRAWING
 SCALES ACCORDINGLY

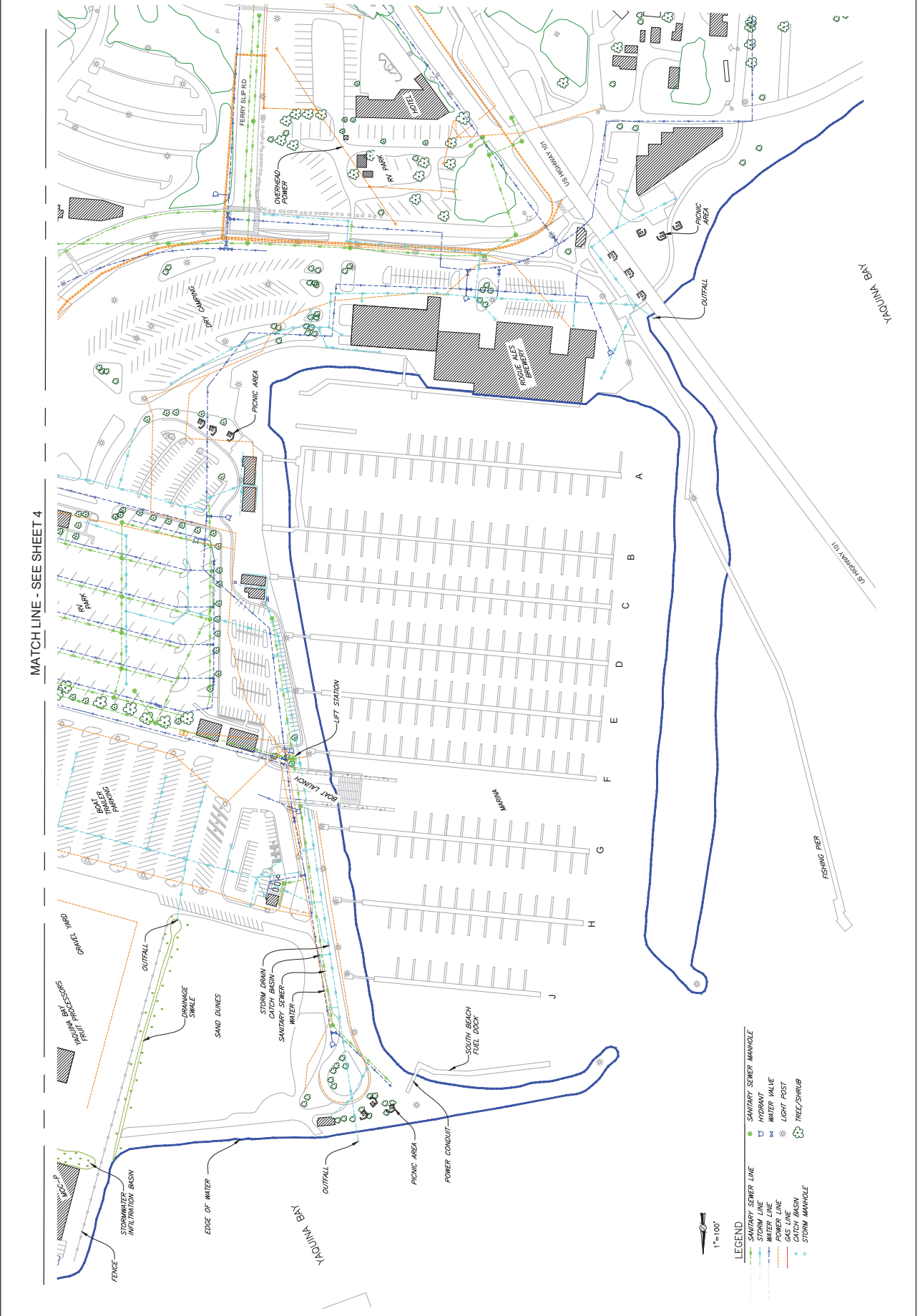
PORT OF NEWPORT
 FACILITY PLANNING
 NEWPORT, OREGON

SHN
 CONSULTING ENGINEERS
 275 MARKET AVENUE
 COOS BAY, OR, 97420
 WWW.SHN-ENR.COM
 541-266-9890

NO.	DATE	REVISION	BY

DSGN	RFS
BR	FMK
CHK	RFS
APPD	

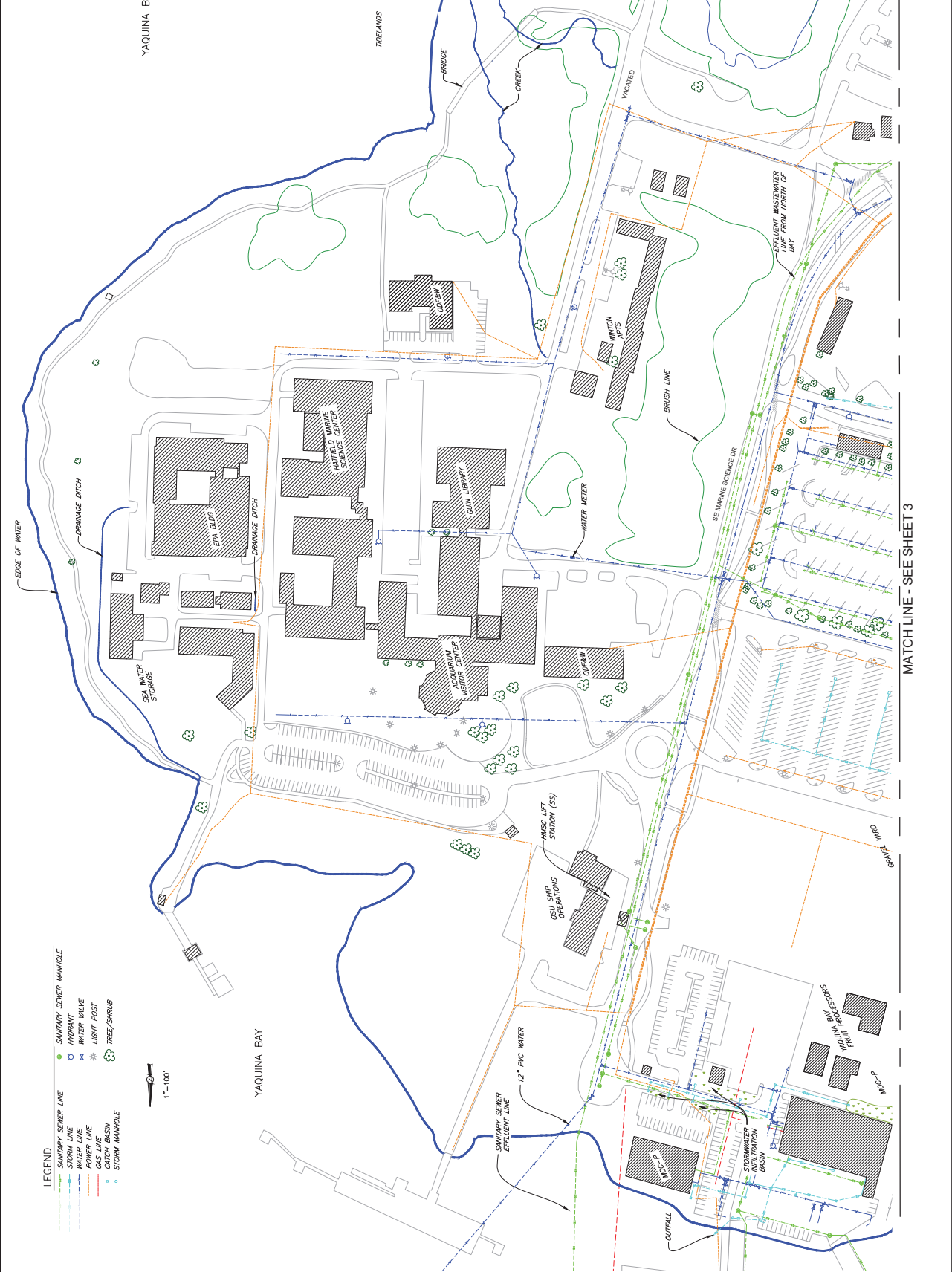
SOUTH PORT UTILITIES-SHEET 1
 SHEET 1
 DATE: 10/20/12
 PROJ. NO.: 6120231

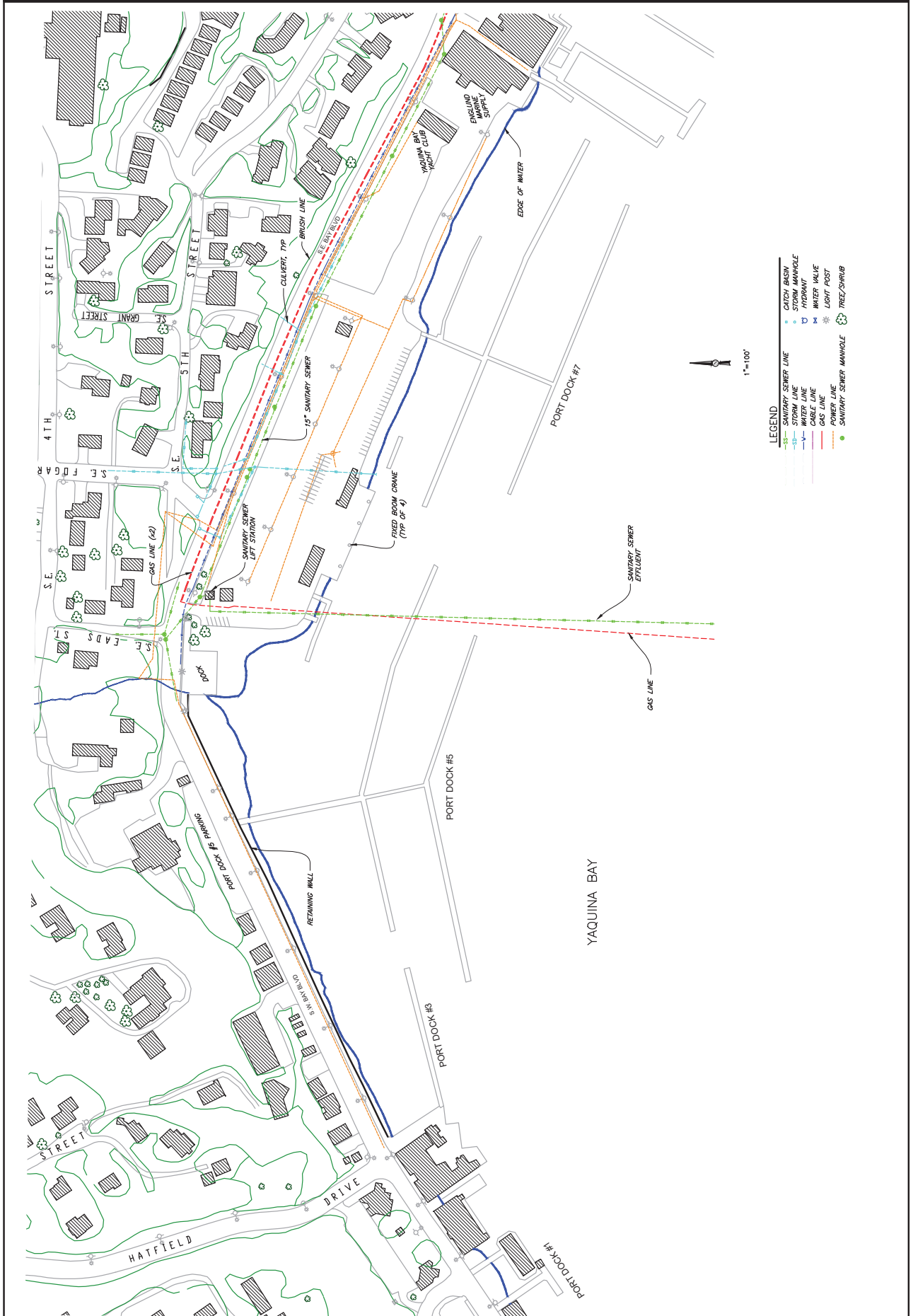


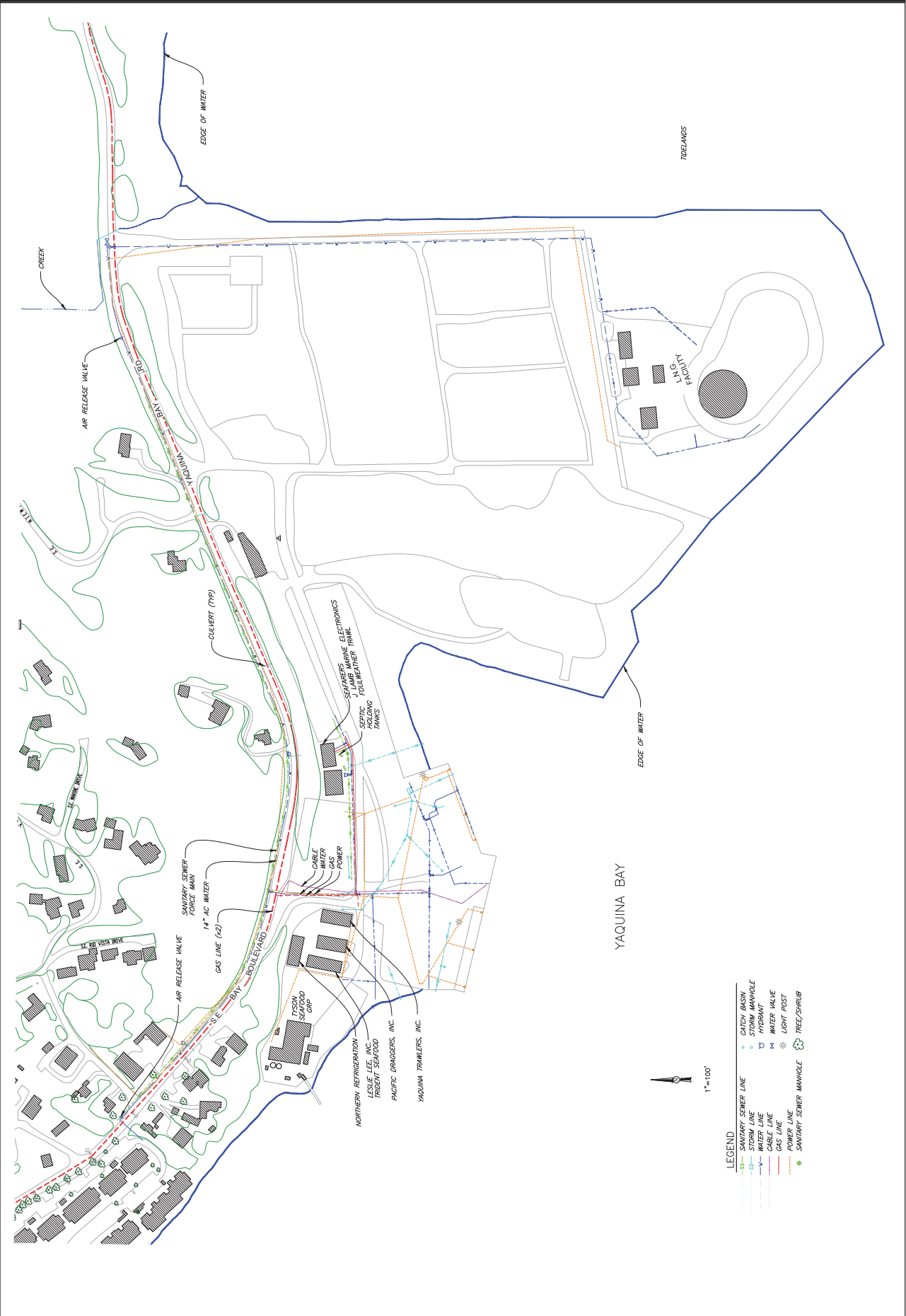
SWANED: 1/25/2013 5:26 PM RSTILLMANN; PLOTTED: 1/24/2013 2:39 PM RON STILLMANN
 I:\2012\612023-PortofNewport\Drawings\612023-Facility Plan Base Map-color from set to don for n side overlaid

APVD	NO.	DATE	REVISION	BR
GJK RFS				
DR FKM				
DSGN RFS				

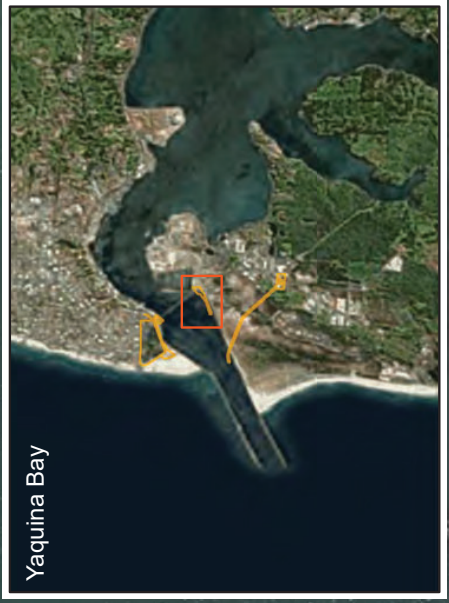
WWS&M CONSULTING ENGINEERS & GEOLOGISTS, INC.
 2175 MARKET AVENUE
 COOS BAY, OR, 97420
 WWW.WWS&M-ENG.COM
 541-266-9990
 VERIFY SCALES
 BAR IS ONE INCH TO
 NO. NON INCH ON
 ORIGINAL DRAWING
 IF NOT ONE INCH ON
 THIS SHEET, ADJUST
 SCALES ACCORDINGLY







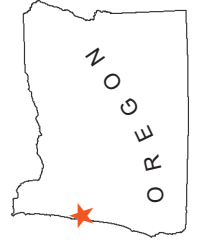
- 1"=100'
- LEGEND**
- SANITARY SEWER LINE
 - WATER LINE
 - GAS LINE
 - POWER LINE
 - SANITARY SEWER MANHOLE
 - CATCH BASIN
 - STORM MANHOLE
 - HYDRANT
 - WATER VALVE
 - ⊛ LIGHT POST
 - ⊛ TREE/SHRUB



South Beach Day Use Area

Lincon County, OR
Range 11 W, Township 11 S, Section 17

 Yaquina Bay and Harbor (Tract A)



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Appendix C
EDR Records Reports

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Port of Newport South Beach Park
Southwest Jetty Way
Newport, OR 97365

Inquiry Number: 4741778.4

September 30, 2016

EDR Historical Topo Map Report

with QuadMatch™



6 Armstrong Road, 4th floor
Shelton, CT 06484
Toll Free: 800.352.0050
www.edrnet.com

EDR Historical Topo Map Report

09/30/16

Site Name:

Port of Newport South Beach F
Southwest Jetty Way
Newport, OR 97365
EDR Inquiry # 4741778.4

Client Name:

Portage Environmental
1075 S. Utah Avenue
Idaho Falls, ID 83402
Contact: James Jackson



EDR Topographic Map Library has been searched by EDR and maps covering the target property location as provided by Portage Environmental were identified for the years listed below. EDR's Historical Topo Map Report is designed to assist professionals in evaluating potential liability on a target property resulting from past activities. EDR's Historical Topo Map Report includes a search of a collection of public and private color historical topographic maps, dating back to the late 1800s.

Search Results:**Coordinates:**

P.O.#	NA	Latitude:	44.619436 44° 37' 10" North
Project:	USCOE Phase 1	Longitude:	-124.053394 -124° 3' 12" West
		UTM Zone:	Zone 10 North
		UTM X Meters:	416428.62
		UTM Y Meters:	4941215.62
		Elevation:	5.94' above sea level

Maps Provided:

2014
1984
1957
1942

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Topo Sheet Key

This EDR Topo Map Report is based upon the following USGS topographic map sheets.

2014 Source Sheets



Newport North
2014
7.5-minute, 24000



Newport South
2014
7.5-minute, 24000

1984 Source Sheets



Newport North
1984
7.5-minute, 24000
Aerial Photo Revised 1976
Edited 1984



Newport South
1984
7.5-minute, 24000
Aerial Photo Revised 1978
Edited 1984

1957 Source Sheets



Yaquina NE
1957
15-minute, 62500
Aerial Photo Revised 1952



Yaquina
1957
15-minute, 62500
Aerial Photo Revised 1952

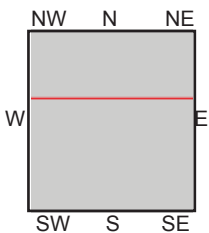
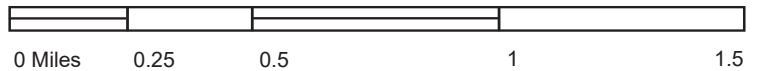
1942 Source Sheets



Yaquina
1942
15-minute, 62500



This report includes information from the following map sheet(s).



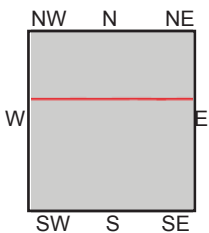
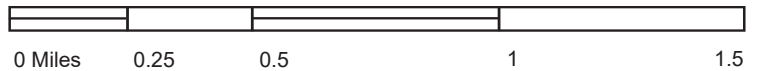
TP, Newport South, 2014, 7.5-minute
 N, Newport North, 2014, 7.5-minute

SITE NAME: Port of Newport South Beach Park
 ADDRESS: Southwest Jetty Way
 Newport, OR 97365
 CLIENT: Portage Environmental





This report includes information from the following map sheet(s).



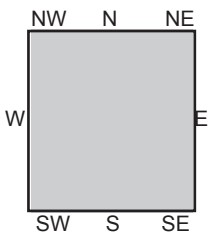
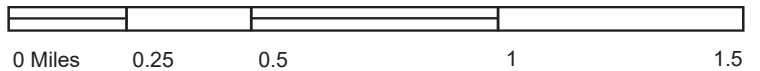
TP, Newport South, 1984, 7.5-minute
N, Newport North, 1984, 7.5-minute

SITE NAME: Port of Newport South Beach Park
ADDRESS: Southwest Jetty Way
Newport, OR 97365
CLIENT: Portage Environmental





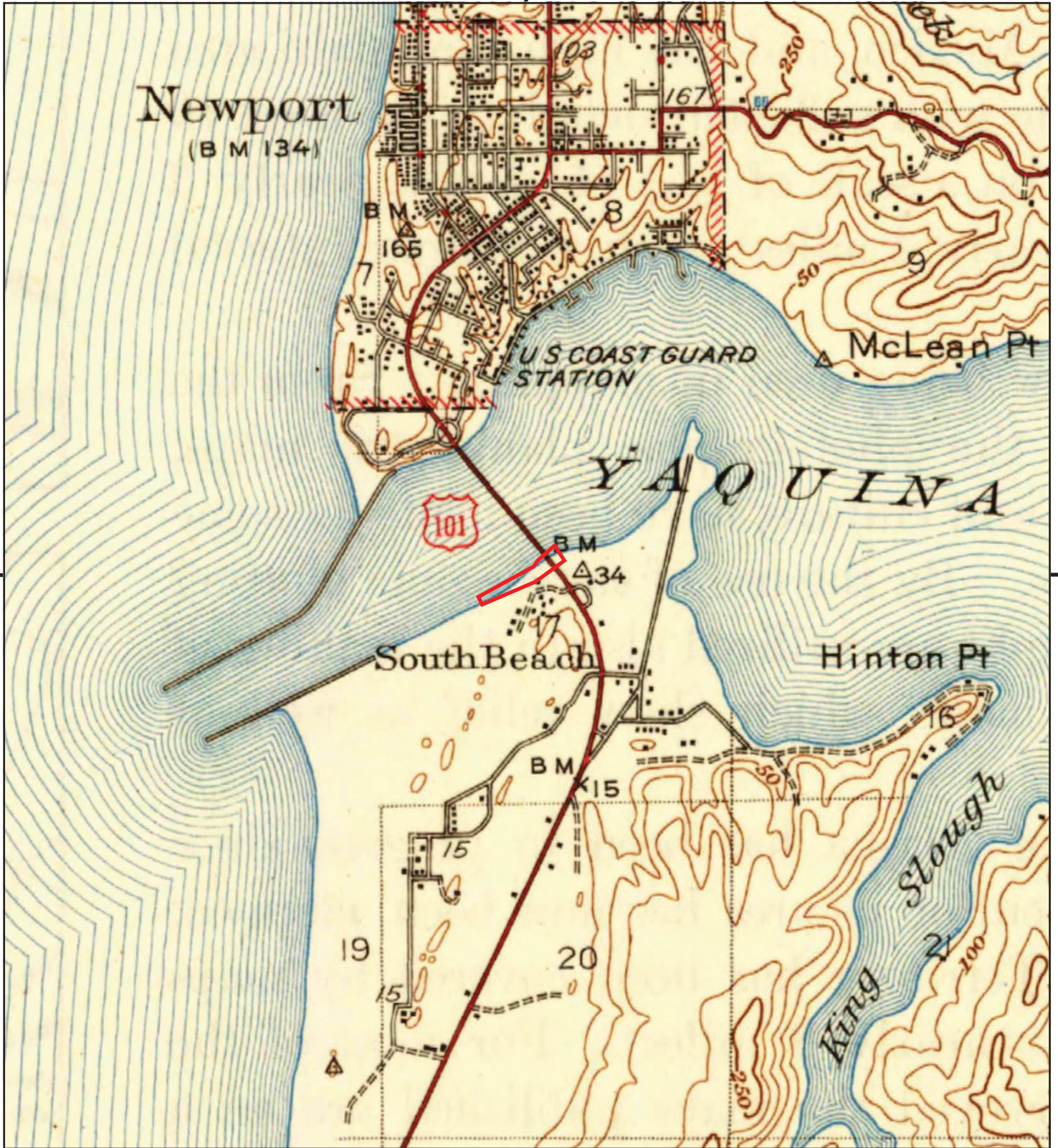
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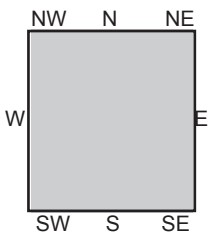
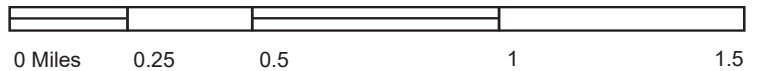
TP, Yaquina NE, 1957, 15-minute
 TP, Yaquina, 1957, 15-minute

SITE NAME: Port of Newport South Beach Park
 ADDRESS: Southwest Jetty Way
 Newport, OR 97365
 CLIENT: Portage Environmental





This report includes information from the following map sheet(s).



TP, Yaquina, 1942, 15-minute

SITE NAME: Port of Newport South Beach Park
 ADDRESS: Southwest Jetty Way
 Newport, OR 97365
 CLIENT: Portage Environmental



Port of Newport South Beach Park
Southwest Jetty Way
Newport, OR 97365

Inquiry Number: 4741778.3

September 30, 2016

Certified Sanborn® Map Report



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Shelton, CT 06484
Toll Free: 800.352.0050
www.edrnet.com

Certified Sanborn® Map Report

09/30/16

Site Name:

Port of Newport South Beach F
Southwest Jetty Way
Newport, OR 97365
EDR Inquiry # 4741778.3

Client Name:

Portage Environmental
1075 S. Utah Avenue
Idaho Falls, ID 83402
Contact: James Jackson



The Sanborn Library has been searched by EDR and maps covering the target property location as provided by Portage Environmental were identified for the years listed below. The Sanborn Library is the largest, most complete collection of fire insurance maps. The collection includes maps from Sanborn, Bromley, Perris & Browne, Hopkins, Barlow, and others. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by the Sanborn Library LLC, the copyright holder for the collection. Results can be authenticated by visiting www.edrnet.com/sanborn.

The Sanborn Library is continually enhanced with newly identified map archives. This report accesses all maps in the collection as of the day this report was generated.

Certified Sanborn Results:

Certification # 2949-49BE-80D6
PO # NA
Project USCOE Phase 1

UNMAPPED PROPERTY

This report certifies that the complete holdings of the Sanborn Library, LLC collection have been searched based on client supplied target property information, and fire insurance maps covering the target property were not found.



Sanborn® Library search results

Certification #: 2949-49BE-80D6

The Sanborn Library includes more than 1.2 million fire insurance maps from Sanborn, Bromley, Perris & Browne, Hopkins, Barlow and others which track historical property usage in approximately 12,000 American cities and towns. Collections searched:

- Library of Congress
- University Publications of America
- EDR Private Collection

The Sanborn Library LLC Since 1866™

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Port of Newport South Beach Park

Southwest Jetty Way

Newport, OR 97365

Inquiry Number: 4741778.2s

September 30, 2016

The EDR Radius Map™ Report with GeoCheck®



6 Armstrong Road, 4th floor
Shelton, CT 06484
Toll Free: 800.352.0050
www.edrnet.com

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Physical Setting Source Records Searched	PSGR-1

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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EXECUTIVE SUMMARY

A search of available environmental records was conducted by Environmental Data Resources, Inc (EDR). The report was designed to assist parties seeking to meet the search requirements of EPA's Standards and Practices for All Appropriate Inquiries (40 CFR Part 312), the ASTM Standard Practice for Environmental Site Assessments (E 1527-13) or custom requirements developed for the evaluation of environmental risk associated with a parcel of real estate.

TARGET PROPERTY INFORMATION

ADDRESS

SOUTHWEST JETTY WAY
NEWPORT, OR 97365

COORDINATES

Latitude (North): 44.6194360 - 44° 37' 9.96"
Longitude (West): 124.0533940 - 124° 3' 12.21"
Universal Transverse Mercator: Zone 10
UTM X (Meters): 416426.2
UTM Y (Meters): 4940999.0
Elevation: 6 ft. above sea level

USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

Target Property Map: 6066150 NEWPORT SOUTH, OR
Version Date: 2014

North Map: 6066148 NEWPORT NORTH, OR
Version Date: 2014

AERIAL PHOTOGRAPHY IN THIS REPORT

Portions of Photo from: 20140701, 20140611
Source: USDA

MAPPED SITES SUMMARY

Target Property Address:
SOUTHWEST JETTY WAY
NEWPORT, OR 97365

Click on Map ID to see full detail.

MAP ID	SITE NAME	ADDRESS	DATABASE ACRONYMS	RELATIVE ELEVATION	DIST (ft. & mi.) DIRECTION
A1	HEATING OIL TANK	2000 OSU DR	LUST, NPDES	Higher	48, 0.009, ESE
A2	NOAA NWFSC NAL RSF	2115 SE OSU DR	AST, HSIS	Higher	192, 0.036, East
3	ROGUE ALES	2320 SE MARINE SCIEN	AST, HSIS	Higher	517, 0.098, East
4	MOTEL 6 NEWPORT	2633 SE PACIFIC WAY	AST, HSIS	Higher	525, 0.099, SE
B5	NEWPORT MARINA AT SO	2301 S.E. MARINE SCI	UST	Higher	1106, 0.209, East
B6	NEWPORT MARINA AT SO	2301 S.E. MARINE SCI	LUST, SPILLS	Higher	1106, 0.209, East
7	COAST GUARD YAQUINA	925 SW NATERLIN DR (LUST	Higher	2214, 0.419, NNW
8	FERRY SLIP ROAD DRUM	CORNER SE FERRY SLIP	ECSI	Higher	2261, 0.428, SE
C9	OREGON COAST AQUARIU	2820 SE FERRY SLIP R	LUST, UST	Higher	2517, 0.477, SSE
C10	PIONEER TELEPHONE S.	FERRY SLIP ROAD	LUST	Higher	2566, 0.486, SSE
11	SPY, L.L.C. TRUCKING	4535 S. COAST HIGHWA	CRL, ECSI, FINDS, ECHO	Higher	4478, 0.848, South
D12	PORT OF NEWPORT INTE	600 SE BAY BOULEVARD	ECSI, VCP, BROWNFIELDS, FINDS, ECHO	Higher	4834, 0.916, NNE
D13	MORSE BROTHERS TRUCK	625 SE BAY BLVD.	ECSI	Higher	4904, 0.929, NNE

EXECUTIVE SUMMARY

TARGET PROPERTY SEARCH RESULTS

The target property was not listed in any of the databases searched by EDR.

DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the search radius around the target property for the following databases:

STANDARD ENVIRONMENTAL RECORDS

Federal NPL site list

NPL..... National Priority List
Proposed NPL..... Proposed National Priority List Sites
NPL LIENS..... Federal Superfund Liens

Federal Delisted NPL site list

Delisted NPL..... National Priority List Deletions

Federal CERCLIS list

FEDERAL FACILITY..... Federal Facility Site Information listing
SEMS..... Superfund Enterprise Management System

Federal CERCLIS NFRAP site list

SEMS-ARCHIVE..... Superfund Enterprise Management System Archive

Federal RCRA CORRACTS facilities list

CORRACTS..... Corrective Action Report

Federal RCRA non-CORRACTS TSD facilities list

RCRA-TSDF..... RCRA - Treatment, Storage and Disposal

Federal RCRA generators list

RCRA-LQG..... RCRA - Large Quantity Generators
RCRA-SQG..... RCRA - Small Quantity Generators
RCRA-CESQG..... RCRA - Conditionally Exempt Small Quantity Generator

Federal institutional controls / engineering controls registries

LUCIS..... Land Use Control Information System
US ENG CONTROLS..... Engineering Controls Sites List

EXECUTIVE SUMMARY

US INST CONTROL..... Sites with Institutional Controls

Federal ERNS list

ERNS..... Emergency Response Notification System

State and tribal landfill and/or solid waste disposal site lists

SWF/LF..... Solid Waste Facilities List

State and tribal leaking storage tank lists

INDIAN LUST..... Leaking Underground Storage Tanks on Indian Land

State and tribal registered storage tank lists

FEMA UST..... Underground Storage Tank Listing

INDIAN UST..... Underground Storage Tanks on Indian Land

State and tribal institutional control / engineering control registries

ENG CONTROLS..... Engineering Controls Recorded at ESCI Sites

INST CONTROL..... Institutional Controls Recorded at ESCI Sites

State and tribal voluntary cleanup sites

VCP..... Voluntary Cleanup Program Sites

INDIAN VCP..... Voluntary Cleanup Priority Listing

State and tribal Brownfields sites

BROWNFIELDS..... Brownfields Projects

ADDITIONAL ENVIRONMENTAL RECORDS

Local Brownfield lists

US BROWNFIELDS..... A Listing of Brownfields Sites

Local Lists of Landfill / Solid Waste Disposal Sites

SWRCY..... Recycling Facility Location Listing

HIST LF..... Old Closed SW Disposal Sites

INDIAN ODI..... Report on the Status of Open Dumps on Indian Lands

DEBRIS REGION 9..... Torres Martinez Reservation Illegal Dump Site Locations

ODI..... Open Dump Inventory

Local Lists of Hazardous waste / Contaminated Sites

US HIST CDL..... Delisted National Clandestine Laboratory Register

AOCONCERN..... Columbia Slough

CDL..... Uninhabitable Drug Lab Properties

US CDL..... National Clandestine Laboratory Register

Local Land Records

LIENS 2..... CERCLA Lien Information

EXECUTIVE SUMMARY

Records of Emergency Release Reports

HMIRS.....	Hazardous Materials Information Reporting System
SPILLS.....	Spill Database
OR HAZMAT.....	Hazmat/Incidents
SPILLS 90.....	SPILLS 90 data from FirstSearch

Other Ascertainable Records

RCRA NonGen / NLR.....	RCRA - Non Generators / No Longer Regulated
FUDS.....	Formerly Used Defense Sites
DOD.....	Department of Defense Sites
SCRD DRYCLEANERS.....	State Coalition for Remediation of Drycleaners Listing
US FIN ASSUR.....	Financial Assurance Information
EPA WATCH LIST.....	EPA WATCH LIST
2020 COR ACTION.....	2020 Corrective Action Program List
TSCA.....	Toxic Substances Control Act
TRIS.....	Toxic Chemical Release Inventory System
SSTS.....	Section 7 Tracking Systems
ROD.....	Records Of Decision
RMP.....	Risk Management Plans
RAATS.....	RCRA Administrative Action Tracking System
PRP.....	Potentially Responsible Parties
PADS.....	PCB Activity Database System
ICIS.....	Integrated Compliance Information System
FTTS.....	FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
MLTS.....	Material Licensing Tracking System
COAL ASH DOE.....	Steam-Electric Plant Operation Data
COAL ASH EPA.....	Coal Combustion Residues Surface Impoundments List
PCB TRANSFORMER.....	PCB Transformer Registration Database
RADINFO.....	Radiation Information Database
HIST FTTS.....	FIFRA/TSCA Tracking System Administrative Case Listing
DOT OPS.....	Incident and Accident Data
CONSENT.....	Superfund (CERCLA) Consent Decrees
INDIAN RESERV.....	Indian Reservations
FUSRAP.....	Formerly Utilized Sites Remedial Action Program
UMTRA.....	Uranium Mill Tailings Sites
LEAD SMELTERS.....	Lead Smelter Sites
US AIRS.....	Aerometric Information Retrieval System Facility Subsystem
US MINES.....	Mines Master Index File
FINDS.....	Facility Index System/Facility Registry System
DOCKET HWC.....	Hazardous Waste Compliance Docket Listing
UXO.....	Unexploded Ordnance Sites
AIRS.....	Oregon Title V Facility Listing
COAL ASH.....	Coal Ash Disposal Sites Listing
DRYCLEANERS.....	Drycleaning Facilities
Financial Assurance.....	Financial Assurance Information Listing
HSIS.....	Hazardous Substance Information Survey
MANIFEST.....	Manifest Information
NPDES.....	Wastewater Permits Database
UIC.....	Underground Injection Control Program Database
FUELS PROGRAM.....	EPA Fuels Program Registered Listing
ECHO.....	Enforcement & Compliance History Information

EXECUTIVE SUMMARY

EDR HIGH RISK HISTORICAL RECORDS

EDR Exclusive Records

EDR MGP..... EDR Proprietary Manufactured Gas Plants
EDR Hist Auto..... EDR Exclusive Historic Gas Stations
EDR Hist Cleaner..... EDR Exclusive Historic Dry Cleaners

EDR RECOVERED GOVERNMENT ARCHIVES

Exclusive Recovered Govt. Archives

RGA HWS..... Recovered Government Archive State Hazardous Waste Facilities List
RGA LF..... Recovered Government Archive Solid Waste Facilities List
RGA LUST..... Recovered Government Archive Leaking Underground Storage Tank

SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were identified in the following databases.

Elevations have been determined from the USGS Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified. Sites with an elevation equal to or higher than the target property have been differentiated below from sites with an elevation lower than the target property.

Page numbers and map identification numbers refer to the EDR Radius Map report where detailed data on individual sites can be reviewed.

Sites listed in ***bold italics*** are in multiple databases.

Unmappable (orphan) sites are not considered in the foregoing analysis.

STANDARD ENVIRONMENTAL RECORDS

State- and tribal - equivalent CERCLIS

ECSI: The Environmental Cleanup Site Information System records information about sites in Oregon that may be of environmental interest. The data come from the Department of Environmental Quality.

A review of the ECSI list, as provided by EDR, and dated 07/01/2016 has revealed that there are 4 ECSI sites within approximately 1 mile of the target property.

<u>Equal/Higher Elevation</u>	<u>Address</u>	<u>Direction / Distance</u>	<u>Map ID</u>	<u>Page</u>
FERRY SLIP ROAD DRUM Investigation: Suspect State ID Number: 2430	CORNER SE FERRY SLIP	SE 1/4 - 1/2 (0.428 mi.)	8	22
<i>SPY, L.L.C. TRUCKING</i> Investigation: Listed on the CRL/Inventory State ID Number: 2730	<i>4535 S. COAST HIGHWA</i>	<i>S 1/2 - 1 (0.848 mi.)</i>	<i>11</i>	<i>27</i>
<i>PORT OF NEWPORT INTE</i> Investigation: No Further Action	<i>600 SE BAY BOULEVARD</i>	<i>NNE 1/2 - 1 (0.916 mi.)</i>	<i>D12</i>	<i>32</i>

EXECUTIVE SUMMARY

State ID Number: 1827
 MORSE BROTHERS TRUCK 625 SE BAY BLVD. NNE 1/2 - 1 (0.929 mi.) D13 40
 Investigation: Suspect
 State ID Number: 854

CRL: Sites that are or may be contaminated and may require cleanup.

A review of the CRL list, as provided by EDR, and dated 05/01/2016 has revealed that there is 1 CRL site within approximately 1 mile of the target property.

<u>Equal/Higher Elevation</u>	<u>Address</u>	<u>Direction / Distance</u>	<u>Map ID</u>	<u>Page</u>
SPY, L.L.C. TRUCKING	4535 S. COAST HIGHWA	S 1/2 - 1 (0.848 mi.)	11	27
Facility Status: State Expanded Preliminary Assessment recommended (XPA)				
Facility Id: 2730				

State and tribal leaking storage tank lists

LUST: The Leaking Underground Storage Tank Incident Reports contain an inventory of reported leaking underground storage tank incidents. The data come from the Department of Environmental Quality's LUST Database List.

A review of the LUST list, as provided by EDR, and dated 04/05/2016 has revealed that there are 5 LUST sites within approximately 0.5 miles of the target property.

<u>Equal/Higher Elevation</u>	<u>Address</u>	<u>Direction / Distance</u>	<u>Map ID</u>	<u>Page</u>
HEATING OIL TANK	2000 OSU DR	ESE 0 - 1/8 (0.009 mi.)	A1	8
Facility ID: 21-10-0219				
Cleanup Complete: 06/02/2010				
NEWPORT MARINA AT SO	2301 S.E. MARINE SCI	E 1/8 - 1/4 (0.209 mi.)	B6	21
Facility ID: 21-14-0869				
COAST GUARD YAQUINA	925 SW WATERLIN DR (NNW 1/4 - 1/2 (0.419 mi.)	7	22
Facility ID: 21-94-4025				
Cleanup Complete: 05/28/2004				
OREGON COAST AQUARIU	2820 SE FERRY SLIP R	SSE 1/4 - 1/2 (0.477 mi.)	C9	26
Facility ID: 21-93-4162				
PIONEER TELEPHONE S.	FERRY SLIP ROAD	SSE 1/4 - 1/2 (0.486 mi.)	C10	27
Facility ID: 21-92-4086				
Cleanup Complete: 04/19/1994				

State and tribal registered storage tank lists

UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Quality's UST List on Disk.

A review of the UST list, as provided by EDR, and dated 04/05/2016 has revealed that there is 1 UST

EXECUTIVE SUMMARY

site within approximately 0.25 miles of the target property.

<u>Equal/Higher Elevation</u>	<u>Address</u>	<u>Direction / Distance</u>	<u>Map ID</u>	<u>Page</u>
NEWPORT MARINA AT SO Facility ID: 9180	2301 S.E. MARINE SCI	E 1/8 - 1/4 (0.209 mi.)	B5	21

AST: The Aboveground Storage Tank database contains registered ASTs. The data comes from the list of ASTs reported to the Office of State Fire Marshal.

A review of the AST list, as provided by EDR, and dated 04/28/2016 has revealed that there are 3 AST sites within approximately 0.25 miles of the target property.

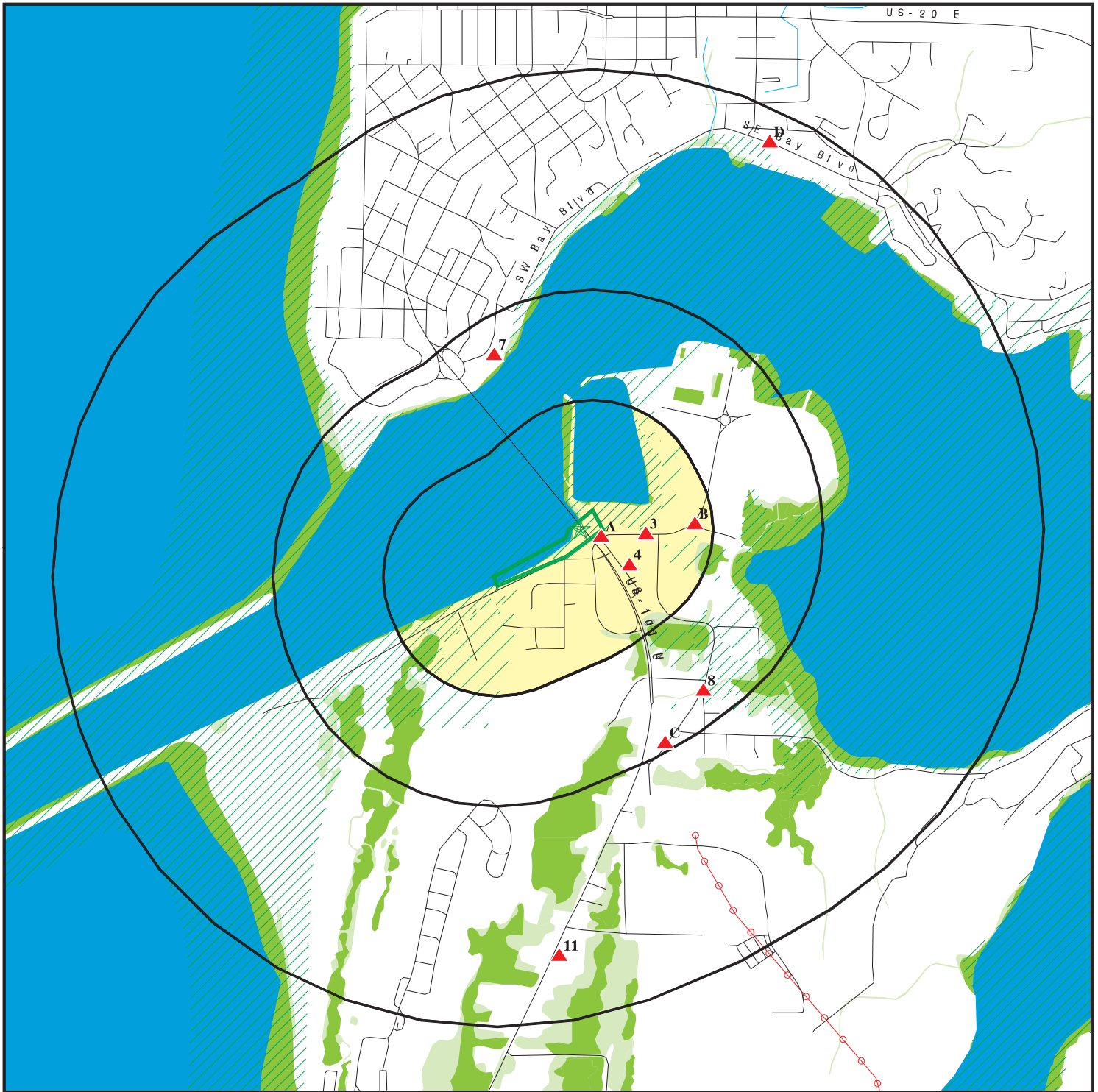
<u>Equal/Higher Elevation</u>	<u>Address</u>	<u>Direction / Distance</u>	<u>Map ID</u>	<u>Page</u>
NOAA NWFSC NAL RSF Facility Id: 067067	2115 SE OSU DR	E 0 - 1/8 (0.036 mi.)	A2	8
ROGUE ALES Facility Id: 057819	2320 SE MARINE SCIEN	E 0 - 1/8 (0.098 mi.)	3	12
MOTEL 6 NEWPORT Facility Id: 121289	2633 SE PACIFIC WAY	SE 0 - 1/8 (0.099 mi.)	4	19

EXECUTIVE SUMMARY

Due to poor or inadequate address information, the following sites were not mapped. Count: 2 records.

<u>Site Name</u>	<u>Database(s)</u>
PORT OF NEWPORT 4 J'S PLAZA PROPERTY	SWF/LF LUST

OVERVIEW MAP - 4741778.2S



Target Property

Sites at elevations higher than or equal to the target property

Sites at elevations lower than the target property

Manufactured Gas Plants

National Priority List Sites

Dept. Defense Sites

Indian Reservations BIA

Power transmission lines

100-year flood zone

500-year flood zone

National Wetland Inventory

State Wetlands

Areas of Concern

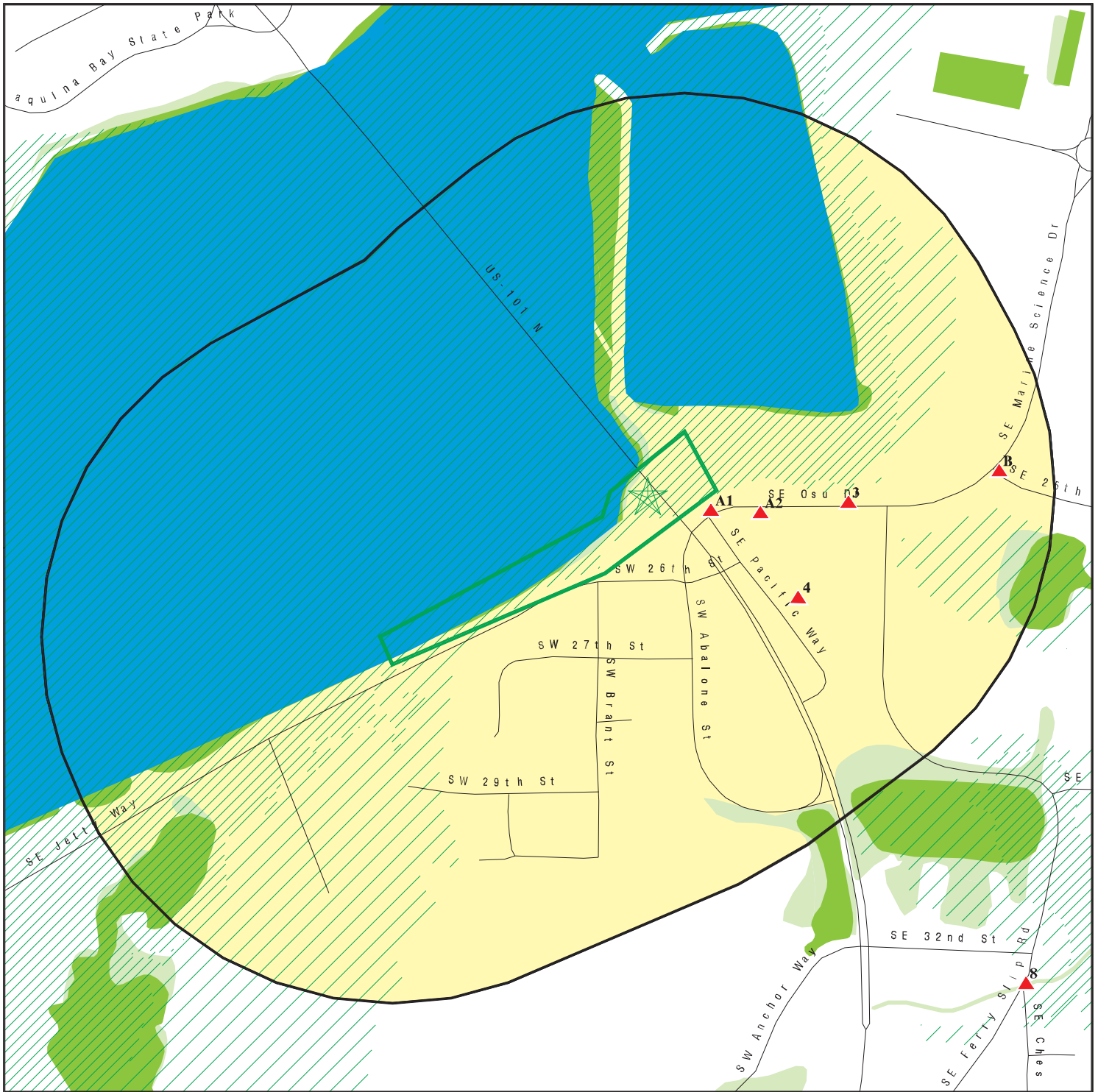









This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: Port of Newport South Beach Park
 ADDRESS: Southwest Jetty Way
 Newport OR 97365
 LAT/LONG: 44.619436 / 124.053394

CLIENT: Portage Environmental
 CONTACT: James Jackson
 INQUIRY #: 4741778.2s
 DATE: September 30, 2016 3:04 pm

DETAIL MAP - 4741778.2S



-  Target Property
-  Sites at elevations higher than or equal to the target property
-  Sites at elevations lower than the target property
-  Manufactured Gas Plants
-  Sensitive Receptors
-  National Priority List Sites
-  Dept. Defense Sites

-  Indian Reservations BIA
-  100-year flood zone
-  500-year flood zone
-  National Wetland Inventory
-  State Wetlands
-  Areas of Concern

This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: Port of Newport South Beach Park
 ADDRESS: Southwest Jetty Way
 Newport OR 97365
 LAT/LONG: 44.619436 / 124.053394

CLIENT: Portage Environmental
 CONTACT: James Jackson
 INQUIRY #: 4741778.2s
 DATE: September 30, 2016 3:05 pm

MAP FINDINGS SUMMARY

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
STANDARD ENVIRONMENTAL RECORDS								
<i>Federal NPL site list</i>								
NPL	1.000		0	0	0	0	NR	0
Proposed NPL	1.000		0	0	0	0	NR	0
NPL LIENS	0.001		0	NR	NR	NR	NR	0
<i>Federal Delisted NPL site list</i>								
Delisted NPL	1.000		0	0	0	0	NR	0
<i>Federal CERCLIS list</i>								
FEDERAL FACILITY	0.500		0	0	0	NR	NR	0
SEMS	0.500		0	0	0	NR	NR	0
<i>Federal CERCLIS NFRAP site list</i>								
SEMS-ARCHIVE	0.500		0	0	0	NR	NR	0
<i>Federal RCRA CORRACTS facilities list</i>								
CORRACTS	1.000		0	0	0	0	NR	0
<i>Federal RCRA non-CORRACTS TSD facilities list</i>								
RCRA-TSDF	0.500		0	0	0	NR	NR	0
<i>Federal RCRA generators list</i>								
RCRA-LQG	0.250		0	0	NR	NR	NR	0
RCRA-SQG	0.250		0	0	NR	NR	NR	0
RCRA-CESQG	0.250		0	0	NR	NR	NR	0
<i>Federal institutional controls / engineering controls registries</i>								
LUCIS	0.500		0	0	0	NR	NR	0
US ENG CONTROLS	0.500		0	0	0	NR	NR	0
US INST CONTROL	0.500		0	0	0	NR	NR	0
<i>Federal ERNS list</i>								
ERNS	0.001		0	NR	NR	NR	NR	0
<i>State- and tribal - equivalent CERCLIS</i>								
ECSI	1.000		0	0	1	3	NR	4
CRL	1.000		0	0	0	1	NR	1
<i>State and tribal landfill and/or solid waste disposal site lists</i>								
SWF/LF	0.500		0	0	0	NR	NR	0
<i>State and tribal leaking storage tank lists</i>								
LUST	0.500		1	1	3	NR	NR	5
INDIAN LUST	0.500		0	0	0	NR	NR	0
<i>State and tribal registered storage tank lists</i>								
FEMA UST	0.250		0	0	NR	NR	NR	0

MAP FINDINGS SUMMARY

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
UST	0.250		0	1	NR	NR	NR	1
AST	0.250		3	0	NR	NR	NR	3
INDIAN UST	0.250		0	0	NR	NR	NR	0
State and tribal institutional control / engineering control registries								
ENG CONTROLS	0.500		0	0	0	NR	NR	0
INST CONTROL	0.500		0	0	0	NR	NR	0
State and tribal voluntary cleanup sites								
VCP	0.500		0	0	0	NR	NR	0
INDIAN VCP	0.500		0	0	0	NR	NR	0
State and tribal Brownfields sites								
BROWNFIELDS	0.500		0	0	0	NR	NR	0
ADDITIONAL ENVIRONMENTAL RECORDS								
Local Brownfield lists								
US BROWNFIELDS	0.500		0	0	0	NR	NR	0
Local Lists of Landfill / Solid Waste Disposal Sites								
SWRCY	0.500		0	0	0	NR	NR	0
HIST LF	0.500		0	0	0	NR	NR	0
INDIAN ODI	0.500		0	0	0	NR	NR	0
DEBRIS REGION 9	0.500		0	0	0	NR	NR	0
ODI	0.500		0	0	0	NR	NR	0
Local Lists of Hazardous waste / Contaminated Sites								
US HIST CDL	0.001		0	NR	NR	NR	NR	0
AOCONCERN	1.000		0	0	0	0	NR	0
CDL	0.001		0	NR	NR	NR	NR	0
US CDL	0.001		0	NR	NR	NR	NR	0
Local Land Records								
LIENS 2	0.001		0	NR	NR	NR	NR	0
Records of Emergency Release Reports								
HMIRS	0.001		0	NR	NR	NR	NR	0
SPILLS	0.001		0	NR	NR	NR	NR	0
OR HAZMAT	0.001		0	NR	NR	NR	NR	0
SPILLS 90	0.001		0	NR	NR	NR	NR	0
Other Ascertainable Records								
RCRA NonGen / NLR	0.250		0	0	NR	NR	NR	0
FUDS	1.000		0	0	0	0	NR	0
DOD	1.000		0	0	0	0	NR	0
SCRD DRYCLEANERS	0.500		0	0	0	NR	NR	0

MAP FINDINGS SUMMARY

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
US FIN ASSUR	0.001		0	NR	NR	NR	NR	0
EPA WATCH LIST	0.001		0	NR	NR	NR	NR	0
2020 COR ACTION	0.250		0	0	NR	NR	NR	0
TSCA	0.001		0	NR	NR	NR	NR	0
TRIS	0.001		0	NR	NR	NR	NR	0
SSTS	0.001		0	NR	NR	NR	NR	0
ROD	1.000		0	0	0	0	NR	0
RMP	0.001		0	NR	NR	NR	NR	0
RAATS	0.001		0	NR	NR	NR	NR	0
PRP	0.001		0	NR	NR	NR	NR	0
PADS	0.001		0	NR	NR	NR	NR	0
ICIS	0.001		0	NR	NR	NR	NR	0
FTTS	0.001		0	NR	NR	NR	NR	0
MLTS	0.001		0	NR	NR	NR	NR	0
COAL ASH DOE	0.001		0	NR	NR	NR	NR	0
COAL ASH EPA	0.500		0	0	0	NR	NR	0
PCB TRANSFORMER	0.001		0	NR	NR	NR	NR	0
RADINFO	0.001		0	NR	NR	NR	NR	0
HIST FTTS	0.001		0	NR	NR	NR	NR	0
DOT OPS	0.001		0	NR	NR	NR	NR	0
CONSENT	1.000		0	0	0	0	NR	0
INDIAN RESERV	0.001		0	NR	NR	NR	NR	0
FUSRAP	1.000		0	0	0	0	NR	0
UMTRA	0.500		0	0	0	NR	NR	0
LEAD SMELTERS	0.001		0	NR	NR	NR	NR	0
US AIRS	0.001		0	NR	NR	NR	NR	0
US MINES	0.250		0	0	NR	NR	NR	0
FINDS	0.001		0	NR	NR	NR	NR	0
DOCKET HWC	0.001		0	NR	NR	NR	NR	0
UXO	1.000		0	0	0	0	NR	0
AIRS	0.001		0	NR	NR	NR	NR	0
COAL ASH	0.500		0	0	0	NR	NR	0
DRYCLEANERS	0.250		0	0	NR	NR	NR	0
Financial Assurance	0.001		0	NR	NR	NR	NR	0
HSIS	0.001		0	NR	NR	NR	NR	0
MANIFEST	0.250		0	0	NR	NR	NR	0
NPDES	0.001		0	NR	NR	NR	NR	0
UIC	0.001		0	NR	NR	NR	NR	0
FUELS PROGRAM	0.250		0	0	NR	NR	NR	0
ECHO	0.001		0	NR	NR	NR	NR	0

EDR HIGH RISK HISTORICAL RECORDS

EDR Exclusive Records

EDR MGP	1.000		0	0	0	0	NR	0
EDR Hist Auto	0.125		0	NR	NR	NR	NR	0
EDR Hist Cleaner	0.125		0	NR	NR	NR	NR	0

EDR RECOVERED GOVERNMENT ARCHIVES

Exclusive Recovered Govt. Archives

RGA HWS	0.001		0	NR	NR	NR	NR	0
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MAP FINDINGS SUMMARY

<u>Database</u>	<u>Search Distance (Miles)</u>	<u>Target Property</u>	<u>< 1/8</u>	<u>1/8 - 1/4</u>	<u>1/4 - 1/2</u>	<u>1/2 - 1</u>	<u>> 1</u>	<u>Total Plotted</u>
RGA LF	0.001		0	NR	NR	NR	NR	0
RGA LUST	0.001		0	NR	NR	NR	NR	0
- Totals --		0	4	2	4	4	0	14

NOTES:

TP = Target Property

NR = Not Requested at this Search Distance

Sites may be listed in more than one database

MAP FINDINGS

Map ID
Direction
Distance
Elevation

Site

Database(s)

EDR ID Number
EPA ID Number

A1
ESE
< 1/8
0.009 mi.
48 ft.

HEATING OIL TANK
2000 OSU DR
NEWPORT, OR 97365

Site 1 of 2 in cluster A

LUST **S110292531**
NPDES **N/A**

Relative:
Higher

LUST:
Region: Western Region
Facility ID: 21-10-0219
Cleanup Received Date: 03/18/2010
Cleanup Start Date: Not reported
Cleanup Complete Date: 06/02/2010
Decode for Region: West Region

Actual:
12 ft.

NPDES:
WQ File Nbr: 119494
Legal Name: PORT OF NEWPORT, OREGON
Region: Not reported
Pri SIC: 1541
Facility Type: Not reported
Latitude: Not reported
Longitude: Not reported
Category: Not reported
Permit Type: GEN12C
Permit Active: Not reported
Is Active?: FALSE
Permit Description: Not reported
Expiration Date: Not reported
EPA Number: Not reported
UIC Facility: Not reported
Admin Agent: Not reported
Last Action Date: Not reported
Permit Writer: Not reported
Compliance Inspector: Not reported
DMR Reviewer: Not reported
Application Number: Not reported
Class: Not reported
Start Date: Not reported
Region Decode: Not reported

A2
East
< 1/8
0.036 mi.
192 ft.

NOAA NWFSC NAL RSF
2115 SE OSU DR
NEWPORT, OR 97365

Site 2 of 2 in cluster A

AST **S104059677**
HSIS **N/A**

Relative:
Higher

AST:
Facility Id: 067067
Hazardous Substance: DIESEL
Reporting Quantities: 500-999
Quantity Units: GALLONS
Physical State: LIQUID
Storage 1: ABOVEGROUND TANK

Actual:
14 ft.

Facility Id: 067067
Hazardous Substance: PROPYLENE GLYCOL
Reporting Quantities: 5,000-9,999
Quantity Units: GALLONS
Physical State: LIQUID

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

NOAA NWFSC NAL RSF (Continued)

S104059677

Storage 1: ABOVEGROUND TANK

HSIS:

Facility Id: 067067
Chemical Is Extremely Hazardous Substance (EHS): No
Department Or Division Of Company: NOAA NWFSC AFSC PMEL OSU
Facility Has Written Emergency Plan: Yes
Contains 112R: No
NAICS Code 1: 924120
NAICS Desc 1: ADMIN OF CONSERVATION PROGRAMS
NAICS Code 2: 000000
NAICS Desc 2: Not reported
Manager Name: JOHN STEIN
Business Phone: 5418670522
Mailing Address: 2032 SE OSU DR
Mailing City,St,Zip: NEWPORT, OR 97365
No. of Employees: 70
Day Phone: 5418670522
Placard: Yes
Fire Dept Code: 0259
Sprinkler System: Yes
Emergency Contact: RICK BROWN
Emergency Procedure: RM 102 BARRY FISHER BLDG
Business Type: OCEANOGRAPHIC RESEARCH-MARINE FISHERIES RESEARCH

Facility:

Facility Id: 067067
Physical State Of The Substance: 2
Physical State: LIQUID
Average Amount Possessed During The Year Code: 11
Maximum Amount Possessed During The Year Code: 20
Applicable Unit Of Measure Code: 2
Description Of The Unit Of Measure: GALLONS
Type Code: M
Description: GLASS BOTTLE, JUG, BUCKET
Type Code: N
Temperature Description: PLASTIC BOTTLE, JUG, BUCKET
Pressure of Code: 1
Pressure Description: NORMAL PRESSURE
Pressure of Code: 1
Pressure Description: NORMAL PRESSURE
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Days Hazardous Substance On Site During Year: 365
Is The Substance Protected A Trade Secret: False
Description Of The Max Qty Code: 1,000-4,999
Description Of The Avg Qty Code: 500-999
Most Hazardous Ingridient: FORMALDEHYDE
United Nations/north America 4 Digit Class Number: 2209
Hazard Rank: 2
EHS Ingredient: FORMALDEHYDE
Substance Pure: False
Substance Mix: True
First Hazardous Class Code For Chemical: Acute Health Hazard
Second Hazardous Class Code For Chemical: Chronic Health Hazard

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

NOAA NWFSC NAL RSF (Continued)

S104059677

Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 6.3
Hazard Class 2 Of The Chemical: 6.4
Hazard Class 3 Of The Chemical: Not reported

Chemical:

United Nations/north America 4 Digit Class Number: 2209
Chemical Abstract Service Identifier Number: 50000
Chemical Is Extremely Hazardous Substance (EHS): Yes
First Hazardous Class Code For Chemical: Acute Health Hazard
Second Hazardous Class Code For Chemical: Chronic Health Hazard
Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 6.3
Hazard Class 2 Of The Chemical: 6.4
Hazard Class 3 Of The Chemical: Not reported
Chemical Is A Toxic 313 Chemical: Yes
EPA Pesticide Registration Number: Not reported
Contains 112R: No
Contains EHS: No
Fertilizer: No
Pesticide: No
Contains 313: No

Facility Id: 067067
Physical State Of The Substance: 2
Physical State: LIQUID
Average Amount Possessed During The Year Code: 10
Maximum Amount Possessed During The Year Code: 11
Applicable Unit Of Measure Code: 2
Description Of The Unit Of Measure: GALLONS
Type Code: A
Description: ABOVEGROUND TANK
Type Code: Not reported
Temperature Description: Not reported
Pressure of Code: 1
Pressure Description: NORMAL PRESSURE
Pressure of Code: Not reported
Pressure Description: Not reported
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Temperature Description: Not reported
Temperature of The Hazardous Substance Code: Not reported
Days Hazardous Substance On Site During Year: 365
Is The Substance Protected A Trade Secret: False
Description Of The Max Qty Code: 500-999
Description Of The Avg Qty Code: 200-499
Most Hazardous Ingridient: PETROLEUM DISTILLATES
United Nations/north America 4 Digit Class Number: 1202
Hazard Rank: 2
EHS Ingredient: NONE LISTED ON MSDS
Substance Pure: False
Substance Mix: True
First Hazardous Class Code For Chemical: Flammable and Combustible Liquid
Second Hazardous Class Code For Chemical: Acute Health Hazard
Third Hazardous Class Code For Chemical: Chronic Health Hazard
Hazard Class 1 Of The Chemical: 3.0
Hazard Class 2 Of The Chemical: 6.3

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

NOAA NWFSC NAL RSF (Continued)

S104059677

Hazard Class 3 Of The Chemical: 6.4

Chemical:

United Nations/north America 4 Digit Class Number: 1202

Chemical Abstract Service Identifier Number: 68476346

Chemical Is Extremely Hazardous Substance (EHS): No

First Hazardous Class Code For Chemical: Flammable and Combustible Liquid

Second Hazardous Class Code For Chemical: Acute Health Hazard

Third Hazardous Class Code For Chemical: Chronic Health Hazard

Hazard Class 1 Of The Chemical: 3.0

Hazard Class 2 Of The Chemical: 6.3

Hazard Class 3 Of The Chemical: 6.4

Chemical Is A Toxic 313 Chemical: No

EPA Pesticide Registration Number: Not reported

Contains 112R: No

Contains EHS: No

Fertilizer: No

Pesticide: No

Contains 313: Yes

Facility Id: 067067

Physical State Of The Substance: 2

Physical State: LIQUID

Average Amount Possessed During The Year Code: 21

Maximum Amount Possessed During The Year Code: 21

Applicable Unit Of Measure Code: 2

Description Of The Unit Of Measure: GALLONS

Type Code: A

Description: ABOVEGROUND TANK

Type Code: Not reported

Temperature Description: Not reported

Pressure of Code: 1

Pressure Description: NORMAL PRESSURE

Pressure of Code: Not reported

Pressure Description: Not reported

Temperature Description: NORMAL TEMPERATURE

Temperature of The Hazardous Substance Code: 4

Temperature Description: Not reported

Temperature of The Hazardous Substance Code: Not reported

Days Hazardous Substance On Site During Year: 365

Is The Substance Protected A Trade Secret: False

Description Of The Max Qty Code: 5,000-9,999

Description Of The Avg Qty Code: 5,000-9,999

Most Hazardous Ingredient: PROPYLENE GLYCOL

United Nations/north America 4 Digit Class Number: 0000

Hazard Rank: 1

EHS Ingredient: Not reported

Substance Pure: False

Substance Mix: True

First Hazardous Class Code For Chemical: Combustible Material

Second Hazardous Class Code For Chemical: Not reported

Third Hazardous Class Code For Chemical: Not reported

Hazard Class 1 Of The Chemical: 4.5

Hazard Class 2 Of The Chemical: Not reported

Hazard Class 3 Of The Chemical: Not reported

Chemical:

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

NOAA NWFSC NAL RSF (Continued)

S104059677

United Nations/north America 4 Digit Class Number: 0000
Chemical Abstract Service Identifier Number: 57556
Chemical Is Extremely Hazardous Substance (EHS): No
First Hazardous Class Code For Chemical: Combustible Material
Second Hazardous Class Code For Chemical: Not reported
Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 4.5
Hazard Class 2 Of The Chemical: Not reported
Hazard Class 3 Of The Chemical: Not reported
Chemical Is A Toxic 313 Chemical: No
EPA Pesticide Registration Number: Not reported
Contains 112R: No
Contains EHS: No
Fertilizer: No
Pesticide: No
Contains 313: No

3
East
< 1/8
0.098 mi.
517 ft.

ROGUE ALES
2320 SE MARINE SCIENCE DR
NEWPORT, OR 97365

AST S104064906
HSIS N/A

Relative:
Higher

AST:

Actual:
13 ft.

Facility Id: 057819
Hazardous Substance: HEAT TRANSFER FLUID
Reporting Quantities: 1,000-4,999
Quantity Units: GALLONS
Physical State: LIQUID
Storage 1: ABOVEGROUND TANK

Facility Id: 057819
Hazardous Substance: CARBON DIOXIDE
Reporting Quantities: 500-999
Quantity Units: GALLONS
Physical State: GAS
Storage 1: ABOVEGROUND TANK

Facility Id: 057819
Hazardous Substance: WASTE YEAST
Reporting Quantities: 1,000-4,999
Quantity Units: GALLONS
Physical State: LIQUID
Storage 1: ABOVEGROUND TANK

HSIS:

Facility Id: 057819
Chemical Is Extremely Hazardous Substance (EHS): Yes
Department Or Division Of Company: BREWERY
Facility Has Written Emergency Plan: Yes
Contains 112R: No
NAICS Code 1: 312120
NAICS Desc 1: BREWERIES
NAICS Code 2: 722110
NAICS Desc 2: FULL-SCV RESTAURANTS

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

ROGUE ALES (Continued)

S104064906

Manager Name: BRETT JOYCE
Business Phone: 5418673660
Mailing Address: 2320 SE MARINE SCIENCE DR
Mailing City,St,Zip: NEWPORT, OR 97365
No. of Employees: 35
Day Phone: 5418673663
Placard: Yes
Fire Dept Code: 0259
Sprinkler System: Yes
Emergency Contact: JOHN MAIER
Emergency Procedure: IN SAFETY MANUAL
Business Type: BREWERY DRY STORAGE RESTAURANT

Facility:

Facility Id: 057819
Physical State Of The Substance: 3
Physical State: GAS
Average Amount Possessed During The Year Code: 11
Maximum Amount Possessed During The Year Code: 11
Applicable Unit Of Measure Code: 2
Description Of The Unit Of Measure: GALLONS
Type Code: A
Description: ABOVEGROUND TANK
Type Code: Not reported
Temperature Description: Not reported
Pressure of Code: 2
Pressure Description: GREATER THAN NORMAL PRESSURE
Pressure of Code: Not reported
Pressure Description: Not reported
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Temperature Description: Not reported
Temperature of The Hazardous Substance Code: Not reported
Days Hazardous Substance On Site During Year: 365
Is The Substance Protected A Trade Secret: False
Description Of The Max Qty Code: 500-999
Description Of The Avg Qty Code: 500-999
Most Hazardous Ingridient: CARBON DIOXIDE
United Nations/north America 4 Digit Class Number: 1013
Hazard Rank: 2
EHS Ingredient: NONE LISTED ON MSDS
Substance Pure: False
Substance Mix: True
First Hazardous Class Code For Chemical: Acute Health Hazard
Second Hazardous Class Code For Chemical: Non-flammable Gas
Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 6.3
Hazard Class 2 Of The Chemical: 2.2
Hazard Class 3 Of The Chemical: Not reported

Chemical:

United Nations/north America 4 Digit Class Number: 1013
Chemical Abstract Service Identifier Number: 124389
Chemical Is Extremely Hazardous Substance (EHS): No
First Hazardous Class Code For Chemical: Acute Health Hazard
Second Hazardous Class Code For Chemical: Non-flammable Gas
Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 6.3

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

ROGUE ALES (Continued)

S104064906

Hazard Class 2 Of The Chemical:	2.2
Hazard Class 3 Of The Chemical:	Not reported
Chemical Is A Toxic 313 Chemical:	No
EPA Pesticide Registration Number:	Not reported
Contains 112R:	No
Contains EHS:	No
Fertilizer:	No
Pesticide:	No
Contains 313:	No
Facility Id:	057819
Physical State Of The Substance:	2
Physical State:	LIQUID
Average Amount Possessed During The Year Code:	04
Maximum Amount Possessed During The Year Code:	04
Applicable Unit Of Measure Code:	2
Description Of The Unit Of Measure:	GALLONS
Type Code:	E
Description:	PLASTIC OR NON-METALLIC DRUM
Type Code:	Not reported
Temperature Description:	Not reported
Pressure of Code:	1
Pressure Description:	NORMAL PRESSURE
Pressure of Code:	Not reported
Pressure Description:	Not reported
Temperature Description:	NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code:	4
Temperature Description:	Not reported
Temperature of The Hazardous Substance Code:	Not reported
Days Hazardous Substance On Site During Year:	365
Is The Substance Protected A Trade Secret:	False
Description Of The Max Qnty Code:	50-199
Description Of The Avg Qnty Code:	50-199
Most Hazardous Ingridient:	HYDROGEN PEROXIDE
United Nations/north America 4 Digit Class Number:	3149
Hazard Rank:	2
EHS Ingredient:	PERACETIC ACID
Substance Pure:	False
Substance Mix:	True
First Hazardous Class Code For Chemical:	Oxidizers
Second Hazardous Class Code For Chemical:	Corrosive Material
Third Hazardous Class Code For Chemical:	Not reported
Hazard Class 1 Of The Chemical:	5.1
Hazard Class 2 Of The Chemical:	8.0
Hazard Class 3 Of The Chemical:	Not reported
Chemical:	
United Nations/north America 4 Digit Class Number:	3149
Chemical Abstract Service Identifier Number:	7722841
Chemical Is Extremely Hazardous Substance (EHS):	No
First Hazardous Class Code For Chemical:	Oxidizers
Second Hazardous Class Code For Chemical:	Corrosive Material
Third Hazardous Class Code For Chemical:	Not reported
Hazard Class 1 Of The Chemical:	5.1
Hazard Class 2 Of The Chemical:	8.0
Hazard Class 3 Of The Chemical:	Not reported
Chemical Is A Toxic 313 Chemical:	No

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

ROGUE ALES (Continued)

S104064906

EPA Pesticide Registration Number:	Not reported
Contains 112R:	Yes
Contains EHS:	Yes
Fertilizer:	No
Pesticide:	No
Contains 313:	Yes
Facility Id:	057819
Physical State Of The Substance:	2
Physical State:	LIQUID
Average Amount Possessed During The Year Code:	20
Maximum Amount Possessed During The Year Code:	20
Applicable Unit Of Measure Code:	2
Description Of The Unit Of Measure:	GALLONS
Type Code:	A
Description:	ABOVEGROUND TANK
Type Code:	Not reported
Temperature Description:	Not reported
Pressure of Code:	1
Pressure Description:	NORMAL PRESSURE
Pressure of Code:	Not reported
Pressure Description:	Not reported
Temperature Description:	NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code:	4
Temperature Description:	Not reported
Temperature of The Hazardous Substance Code:	Not reported
Days Hazardous Substance On Site During Year:	365
Is The Substance Protected A Trade Secret:	False
Description Of The Max Qty Code:	1,000-4,999
Description Of The Avg Qty Code:	1,000-4,999
Most Hazardous Ingredient:	YEAST
United Nations/north America 4 Digit Class Number:	Not reported
Hazard Rank:	2
EHS Ingredient:	Not reported
Substance Pure:	False
Substance Mix:	True
First Hazardous Class Code For Chemical:	Miscellaneous Hazardous Material
Second Hazardous Class Code For Chemical:	Not reported
Third Hazardous Class Code For Chemical:	Not reported
Hazard Class 1 Of The Chemical:	9.0
Hazard Class 2 Of The Chemical:	Not reported
Hazard Class 3 Of The Chemical:	Not reported
Chemical:	
United Nations/north America 4 Digit Class Number:	Not reported
Chemical Abstract Service Identifier Number:	Not reported
Chemical Is Extremely Hazardous Substance (EHS):	Not reported
First Hazardous Class Code For Chemical:	Miscellaneous Hazardous Material
Second Hazardous Class Code For Chemical:	Not reported
Third Hazardous Class Code For Chemical:	Not reported
Hazard Class 1 Of The Chemical:	9.0
Hazard Class 2 Of The Chemical:	Not reported
Hazard Class 3 Of The Chemical:	Not reported
Chemical Is A Toxic 313 Chemical:	Not reported
EPA Pesticide Registration Number:	Not reported
Contains 112R:	Not reported
Contains EHS:	Not reported

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

ROGUE ALES (Continued)

S104064906

Fertilizer:	Not reported
Pesticide:	Not reported
Contains 313:	Not reported
Facility Id:	057819
Physical State Of The Substance:	1
Physical State:	SOLID
Average Amount Possessed During The Year Code:	30
Maximum Amount Possessed During The Year Code:	31
Applicable Unit Of Measure Code:	1
Description Of The Unit Of Measure:	POUNDS
Type Code:	J
Description:	BAG
Type Code:	Not reported
Temperature Description:	Not reported
Pressure of Code:	1
Pressure Description:	NORMAL PRESSURE
Pressure of Code:	Not reported
Pressure Description:	Not reported
Temperature Description:	NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code:	4
Temperature Description:	Not reported
Temperature of The Hazardous Substance Code:	Not reported
Days Hazardous Substance On Site During Year:	365
Is The Substance Protected A Trade Secret:	False
Description Of The Max Qty Code:	50,000-99,999
Description Of The Avg Qty Code:	10,000-49,999
Most Hazardous Ingredient:	NONE LISTED
United Nations/north America 4 Digit Class Number:	Not reported
Hazard Rank:	1
EHS Ingredient:	Not reported
Substance Pure:	False
Substance Mix:	True
First Hazardous Class Code For Chemical:	Miscellaneous Hazardous Material
Second Hazardous Class Code For Chemical:	Not reported
Third Hazardous Class Code For Chemical:	Not reported
Hazard Class 1 Of The Chemical:	9.0
Hazard Class 2 Of The Chemical:	Not reported
Hazard Class 3 Of The Chemical:	Not reported
Chemical:	
United Nations/north America 4 Digit Class Number:	Not reported
Chemical Abstract Service Identifier Number:	Not reported
Chemical Is Extremely Hazardous Substance (EHS):	No
First Hazardous Class Code For Chemical:	Miscellaneous Hazardous Material
Second Hazardous Class Code For Chemical:	Not reported
Third Hazardous Class Code For Chemical:	Not reported
Hazard Class 1 Of The Chemical:	9.0
Hazard Class 2 Of The Chemical:	Not reported
Hazard Class 3 Of The Chemical:	Not reported
Chemical Is A Toxic 313 Chemical:	No
EPA Pesticide Registration Number:	Not reported
Contains 112R:	No
Contains EHS:	No
Fertilizer:	No
Pesticide:	No
Contains 313:	No

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

ROGUE ALES (Continued)

S104064906

Facility Id: 057819
Physical State Of The Substance: 2
Physical State: LIQUID
Average Amount Possessed During The Year Code: 04
Maximum Amount Possessed During The Year Code: 04
Applicable Unit Of Measure Code: 2
Description Of The Unit Of Measure: GALLONS
Type Code: E
Description: PLASTIC OR NON-METALLIC DRUM
Type Code: Not reported
Temperature Description: Not reported
Pressure of Code: 1
Pressure Description: NORMAL PRESSURE
Pressure of Code: Not reported
Pressure Description: Not reported
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Temperature Description: Not reported
Temperature of The Hazardous Substance Code: Not reported
Days Hazardous Substance On Site During Year: 365
Is The Substance Protected A Trade Secret: False
Description Of The Max Qnty Code: 50-199
Description Of The Avg Qnty Code: 50-199
Most Hazardous Ingredient: HYDROGEN PEROXIDE
United Nations/north America 4 Digit Class Number: 3109
Hazard Rank: 3
EHS Ingredient: PERACETIC ACID
Substance Pure: False
Substance Mix: True
First Hazardous Class Code For Chemical: Oxidizers
Second Hazardous Class Code For Chemical: Organic Peroxides
Third Hazardous Class Code For Chemical: Corrosive Material
Hazard Class 1 Of The Chemical: 5.1
Hazard Class 2 Of The Chemical: 5.2
Hazard Class 3 Of The Chemical: 8.0
Chemical:
United Nations/north America 4 Digit Class Number: 3109
Chemical Abstract Service Identifier Number: 7722841
Chemical Is Extremely Hazardous Substance (EHS): No
First Hazardous Class Code For Chemical: Oxidizers
Second Hazardous Class Code For Chemical: Organic Peroxides
Third Hazardous Class Code For Chemical: Corrosive Material
Hazard Class 1 Of The Chemical: 5.1
Hazard Class 2 Of The Chemical: 5.2
Hazard Class 3 Of The Chemical: 8.0
Chemical Is A Toxic 313 Chemical: No
EPA Pesticide Registration Number: Not reported
Contains 112R: Yes
Contains EHS: Yes
Fertilizer: No
Pesticide: No
Contains 313: Yes

Facility Id: 121400
Chemical Is Extremely Hazardous Substance (EHS): No

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

ROGUE ALES (Continued)

S104064906

Department Or Division Of Company: DISTILLERY
Facility Has Written Emergency Plan: Yes
Contains 112R: No
NAICS Code 1: 312120
NAICS Desc 1: BREWERIES
NAICS Code 2: 000000
NAICS Desc 2: Not reported
Manager Name: BRETT JOYCE
Business Phone: 5418673660
Mailing Address: 2320 SE MARINE SCIENCE DR
Mailing City,St,Zip: NEWPORT, OR 97365
No. of Employees: 4
Day Phone: 5418673663
Placard: Yes
Fire Dept Code: 0259
Sprinkler System: Yes
Emergency Contact: JOHN MAIER
Emergency Procedure: SAFETY MANUEL
Business Type: BREWERY

Facility:
Facility Id: 121400
Physical State Of The Substance: 2
Physical State: LIQUID
Average Amount Possessed During The Year Code: 10
Maximum Amount Possessed During The Year Code: 11
Applicable Unit Of Measure Code: 2
Description Of The Unit Of Measure: GALLONS
Type Code: O
Description: TOTEBIN
Type Code: Not reported
Temperature Description: Not reported
Pressure of Code: 1
Pressure Description: NORMAL PRESSURE
Pressure of Code: Not reported
Pressure Description: Not reported
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Temperature Description: Not reported
Temperature of The Hazardous Substance Code: Not reported
Days Hazardous Substance On Site During Year: 365
Is The Substance Protected A Trade Secret: False
Description Of The Max Qty Code: 500-999
Description Of The Avg Qty Code: 200-499
Most Hazardous Ingredient: ETHANOL
United Nations/north America 4 Digit Class Number: 1170
Hazard Rank: 2
EHS Ingredient: NONE LISTED ON SDS
Substance Pure: True
Substance Mix: False
First Hazardous Class Code For Chemical: Flammable and Combustible Liquid
Second Hazardous Class Code For Chemical: Acute Health Hazard
Third Hazardous Class Code For Chemical: Chronic Health Hazard
Hazard Class 1 Of The Chemical: 3.0
Hazard Class 2 Of The Chemical: 6.3
Hazard Class 3 Of The Chemical: 6.4

Chemical:

Map ID
 Direction
 Distance
 Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
 EPA ID Number

ROGUE ALES (Continued)

S104064906

United Nations/north America 4 Digit Class Number: 1170
 Chemical Abstract Service Identifier Number: 64175
 Chemical Is Extremely Hazardous Substance (EHS): No
 First Hazardous Class Code For Chemical: Flammable and Combustible Liquid
 Second Hazardous Class Code For Chemical: Acute Health Hazard
 Third Hazardous Class Code For Chemical: Chronic Health Hazard
 Hazard Class 1 Of The Chemical: 3.0
 Hazard Class 2 Of The Chemical: 6.3
 Hazard Class 3 Of The Chemical: 6.4
 Chemical Is A Toxic 313 Chemical: No
 EPA Pesticide Registration Number: Not reported
 Contains 112R: No
 Contains EHS: No
 Fertilizer: No
 Pesticide: No
 Contains 313: No

4
SE
 < 1/8
 0.099 mi.
 525 ft.

MOTEL 6 NEWPORT
2633 SE PACIFIC WAY
NEWPORT, OR 97365

AST S118181177
HSIS N/A

Relative:
Higher

AST:
 Facility Id: 121289
 Hazardous Substance: PROPANE
 Reporting Quantities: 5,000-9,999
 Quantity Units: GALLONS
 Physical State: GAS
 Storage 1: ABOVEGROUND TANK

Actual:
33 ft.

HSIS:
 Facility Id: 121289
 Chemical Is Extremely Hazardous Substance (EHS): No
 Department Or Division Of Company: Not reported
 Facility Has Written Emergency Plan: Yes
 Contains 112R: No
 NAICS Code 1: 721110
 NAICS Desc 1: HOTELS (EXC CASINO HOTELS) & MOTELS
 NAICS Code 2: 000000
 NAICS Desc 2: Not reported
 Manager Name: JAYANTI PATEL
 Business Phone: 5418677055
 Mailing Address: PO BOX 1900
 Mailing City,St,Zip: CLACKAMAS, OR 97015
 No. of Employees: 150
 Day Phone: 5418677055
 Placard: Yes
 Fire Dept Code: 0259
 Sprinkler System: No
 Emergency Contact: JAY PATEL
 Emergency Procedure: OFFICE
 Business Type: HOTEL

Facility:
 Facility Id: 121289

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

MOTEL 6 NEWPORT (Continued)

S118181177

Physical State Of The Substance: 3
Physical State: GAS
Average Amount Possessed During The Year Code: 11
Maximum Amount Possessed During The Year Code: 21
Applicable Unit Of Measure Code: 2
Description Of The Unit Of Measure: GALLONS
Type Code: A
Description: ABOVEGROUND TANK
Type Code: Not reported
Temperature Description: Not reported
Pressure of Code: 2
Pressure Description: GREATER THAN NORMAL PRESSURE
Pressure of Code: Not reported
Pressure Description: Not reported
Temperature Description: NORMAL TEMPERATURE
Temperature of The Hazardous Substance Code: 4
Temperature Description: Not reported
Temperature of The Hazardous Substance Code: Not reported
Days Hazardous Substance On Site During Year: 365
Is The Substance Protected A Trade Secret: False
Description Of The Max Qty Code: 5,000-9,999
Description Of The Avg Qty Code: 500-999
Most Hazardous Ingredient: PROPANE
United Nations/north America 4 Digit Class Number: 1075
Hazard Rank: 2
EHS Ingredient: NONE LISTED ON SDS
Substance Pure: True
Substance Mix: False
First Hazardous Class Code For Chemical: Flammable Gas
Second Hazardous Class Code For Chemical: Acute Health Hazard
Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 2.1
Hazard Class 2 Of The Chemical: 6.3
Hazard Class 3 Of The Chemical: Not reported

Chemical:
United Nations/north America 4 Digit Class Number: 1075
Chemical Abstract Service Identifier Number: 74986
Chemical Is Extremely Hazardous Substance (EHS): No
First Hazardous Class Code For Chemical: Flammable Gas
Second Hazardous Class Code For Chemical: Acute Health Hazard
Third Hazardous Class Code For Chemical: Not reported
Hazard Class 1 Of The Chemical: 2.1
Hazard Class 2 Of The Chemical: 6.3
Hazard Class 3 Of The Chemical: Not reported
Chemical Is A Toxic 313 Chemical: No
EPA Pesticide Registration Number: Not reported
Contains 112R: No
Contains EHS: No
Fertilizer: No
Pesticide: No
Contains 313: No

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

B5
East
1/8-1/4
0.209 mi.
1106 ft.

NEWPORT MARINA AT SOUTH BEACH
2301 S.E. MARINE SCIENCE DR
NEWPORT, OR 97365

UST U004015595
N/A

Site 1 of 2 in cluster B

Relative:
Higher

UST:

Facility ID: 9180
Facility Telephone: (541) 867-6657
Permittee Name: CHRIS URBACH, MARINA MANAGER
Number of Permitted Tanks: 2
Active Tanks: 2
Decommissioned Tanks: Not reported
Number of Tanks: 2

Actual:
27 ft.

B6
East
1/8-1/4
0.209 mi.
1106 ft.

NEWPORT MARINA AT SOUTH BEACH
2301 S.E. MARINE SCIENCE DR
NEWPORT, OR 97365

LUST S110363967
SPILLS N/A

Site 2 of 2 in cluster B

Relative:
Higher

LUST:

Region: Western Region
Facility ID: 21-14-0869
Cleanup Received Date: 06/30/2014
Cleanup Start Date: Not reported
Cleanup Complete Date: Not reported
Decode for Region: West Region

Actual:
27 ft.

OR SPILLS:

Facility ID: 2010-1348
Incident Status: Archive
Material: Not reported
Quantity: 1
Unit of Measure: Gallons
Release Date: 06/15/2010
Description: sheen at Pier D at the Newport Marina in Yaquina Bay, smelled like diesel and was ~ 15' x 1,500'
Lat/Long: 44.6244 / -124.051
Source: Unknown
Media: Coding for the PS/BC Oil Spill Database
Responsible Company: Not reported
Responsible Address: Not reported
Responsible City,St,Zip: Not reported

Facility ID: 2010-1348
Incident Status: Archive
Material: Not reported
Quantity: 1
Unit of Measure: Gallons
Release Date: 06/15/2010
Description: sheen at Pier D at the Newport Marina in Yaquina Bay, smelled like diesel and was ~ 15' x 1,500'
Lat/Long: 44.6244 / -124.051
Source: Unknown
Media: Not reported
Responsible Company: Not reported
Responsible Address: Not reported
Responsible City,St,Zip: Not reported

Map ID
 Direction
 Distance
 Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
 EPA ID Number

NEWPORT MARINA AT SOUTH BEACH (Continued)

S110363967

Facility ID: 2011-1609
 Incident Status: Archive
 Material: Diesel fuel
 Quantity: 1
 Unit of Measure: Gallons
 Release Date: 07/06/2011
 Description: USCG (Officer Dash 541-756-9210) reported a 30 by 10 foot sheen at the marina in Newport. Sheen was suspected from the boat Red Barron owned by Kevin Bryant (541-270-5557). The Coast Guard investigated the site and found no existing release and that the sheen was not recoverable. Entered into ERIS.
 Lat/Long: 44.6244 / -124.051
 Source: Vessel - Fishing
 Media: Not reported
 Responsible Company: Not reported
 Responsible Address: Not reported
 Responsible City,St,Zip: Not reported

7
NNW
1/4-1/2
0.419 mi.
2214 ft.

COAST GUARD YAQUINA BAY
925 SW WATERLIN DR (SW BAY/FUELING APRON)
NEWPORT, OR 97365

LUST S100921451
N/A

Relative:
Higher

LUST:
 Region: Western Region
 Facility ID: 21-94-4025
 Cleanup Received Date: 03/28/1994
 Cleanup Start Date: 03/07/1994
Cleanup Complete Date: 05/28/2004
Decode for Region: West Region

Actual:
45 ft.

8
SE
1/4-1/2
0.428 mi.
2261 ft.

FERRY SLIP ROAD DRUM SITE
CORNER SE FERRY SLIP RD. AND SE CHESTNUT ST.
SOUTH BEACH, OR 97366

ECSI S106497165
N/A

Relative:
Higher

ECSI:
 State ID Number: 2430
 Brown ID: 0
 Study Area: False
 Region ID: 3
 Legislative ID: 0
 Investigation: Suspect
 FACA ID: 40819
 Further Action: 258
 Lat/Long (dms): 44 36 49.00 / -124 2 54.00
 County Code: 21.00
 Score Value: Not reported
 Cerclis ID: Not reported
 Township Coord.: 11.00
 Township Zone: S
 Range Coord: 11.00
 Range Zone: W
 Section Coord: 17

Actual:
25 ft.

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

FERRY SLIP ROAD DRUM SITE (Continued)

S106497165

Qtr Section: Not reported
Tax Lots: Not reported
Size: Not reported
NPL: False
Orphan: False
Updated By: GWISTAR
Update Date: 06/09/2011
Created Date: 10/27/1999
Decode For RegionID: Western Region
Decode For BrownID: Not reported
Decode For Furtheract: Medium
Decode For Investstat: Suspect
Decode For Legislative: Not reported

Hazardous Release:

Substance ID.: 122027
Haz Release ID: 378783
Qty Released: ~150 gallons
Date Released: 1980
Update Date: 12/14/1999
Update By: Not reported

Substance Code: ECD308
Substance Name: TAR WASTE
Substance Abbrev.: Not reported

Substance ID.: 121994
Haz Release ID: 382313
Qty Released: Not reported
Date Released: 1980
Update Date: 12/14/1999
Update By: Not reported

Substance Code: ECD222
Substance Name: PETROLEUM
Substance Abbrev.: Not reported
Substance Category ID: 8533
Substance Category: Petroleum Related Releases for OSPIRG Report
Category Level: Not reported
Created By: Not reported
Created Date: 12/17/2002
Substance Category ID: 8533
Substance Category: Petroleum Related Releases for OSPIRG Report
Category Level: Not reported
Created By: Not reported
Created Date: 12/17/2002

Narrative:

NARR ID: 5738766
NARR Code: Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcID: Contamination
NARR Comments: (12/14/99 BTM/SAS) Based on a 9/29/99 DEQ site visit, soils have been impacted with what appeared to be tar and a creosote-like heavy petroleum liquid.

NARR ID: 5738767

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

FERRY SLIP ROAD DRUM SITE (Continued)

S106497165

NARR Code: Hazardous Substance/Waste Types
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NardID: Hazardous Substance/Waste Types
NARR Comments: Waste appears to be tar and a heavy creosote-like petroleum liquid.

NARR ID: 5738768
NARR Code: Manner of Release
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NardID: Manner of Release
NARR Comments: Approximately 5 drums of apparent roofing tar were placed on-site in ~1980. Currently, only rusted parts of the drums are visible, and tar and a thick creosote-like liquid have been released to the soil.

NARR ID: 5738769
NARR Code: Media Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NardID: Media Contamination
NARR Comments: Soils are impacted. Potential impacts to groundwater and surface water.

NARR ID: 5738770
NARR Code: Pathways Other Hazards
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NardID: Pathways & Other Hazards
NARR Comments: The primary pathway of concern is direct contact with waste and contaminated soils at this unfenced site. There is potential for groundwater-to-surface water discharge to a ditch located upstream of Yaquina Bay (~1,200 feet). City water is supplied to the site vicinity, reducing potential for impacts to groundwater users. The December 1999 removal action, although not documented, may reduce or eliminate these concerns.

NARR ID: 5738771
NARR Code: Remedial Action
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NardID: Remedial Action
NARR Comments: (BTM 6/14/01) Removal of the pieces of drum, released contents, and some soil reportedly occurred 12/13/99. Documentation (disposal manifests, etc.) are not currently available. During a follow-up DEQ site visit 4/4/00, there was no visual evidence of the contamination observed in September 1999. Therefore, DEQ no longer has a basis for adding the site to the Confirmed Release List, but further action is

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

FERRY SLIP ROAD DRUM SITE (Continued)

S106497165

needed to demonstrate that the 12/99 removal was adequate, and to document the disposal location of materials removed from the site.

NARR ID: 5738772
NARR Code: Substances of Concern
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Substances of Concern
NARR Comments: Contaminants of concern are TPHs, PAHs, and VOCs. No samples have been collected.

Administrative Action:

Action ID: 9449
Region: Western Region
Complete Date: 06/14/2001
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False
Action: Insufficient information to list
Further Action: Not reported
Comments: Based on 12/99 removal.

Action ID: 9510
Region: Western Region
Complete Date: 12/27/1999
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: State Expanded Preliminary Assessment recommended (XPA)
Further Action: Medium
Comments: Not reported

Action ID: 9498
Region: Western Region
Complete Date: 06/14/2001
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False
Action: Proposal for Confirmed Release List recommended
Further Action: Not reported
Comments: Not reported

Action ID: 9424
Region: Western Region

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

FERRY SLIP ROAD DRUM SITE (Continued)

S106497165

Complete Date: Not reported
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Administrative Action
Action Code Flag: False
Action: Site added to database
Further Action: Not reported
Comments: Not reported

Action ID: 9425
Region: Western Region
Complete Date: 12/27/1999
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: SITE EVALUATION
Further Action: Not reported
Comments: state screening

C9
SSE
1/4-1/2
0.477 mi.
2517 ft.

OREGON COAST AQUARIUM INC
2820 SE FERRY SLIP RD
NEWPORT, OR 97365
Site 1 of 2 in cluster C

LUST U003999397
UST N/A

Relative:
Higher

LUST:
Region: Western Region
Facility ID: 21-93-4162
Cleanup Received Date: 09/24/1993
Cleanup Start Date: 01/01/1991
Cleanup Complete Date: Not reported
Decode for Region: West Region

Actual:
31 ft.

UST:
Facility ID: 10677
Facility Telephone: (503)867-3474
Permittee Name: PHYLLIS BELL
Number of Permitted Tanks: Not reported
Active Tanks: Not reported
Decommissioned Tanks: 2
Number of Tanks: 2

MAP FINDINGS

Map ID
 Direction
 Distance
 Elevation

Site

Database(s)

EDR ID Number
 EPA ID Number

C10 **PIONEER TELEPHONE S.BEACH**
SSE **FERRY SLIP ROAD**
1/4-1/2 **NEWPORT, OR 97365**
0.486 mi.
2566 ft. **Site 2 of 2 in cluster C**

LUST **S100498754**
 N/A

Relative: **LUST:**
Higher Region: Western Region
 Facility ID: 21-92-4086
Actual: Cleanup Received Date: 05/20/1992
31 ft. Cleanup Start Date: 05/20/1992
 Cleanup Complete Date: 04/19/1994
 Decode for Region: West Region

11 **SPY, L.L.C. TRUCKING YARD**
South **4535 S. COAST HIGHWAY**
1/2-1 **SOUTH BEACH, OR 97366**
0.848 mi.
4478 ft.

CRL **1006852907**
ECSI **N/A**
FINDS
ECHO

Relative: **CRL:**
Higher Facility ID: 2730
 Location ID: 41021
Actual: Status Code: LIS
33 ft. Facility Status: State Expanded Preliminary Assessment recommended (XPA)
 Lat/Long: 44.6047 / -124.0555

ECSI:
 State ID Number: 2730
 Brown ID: 0
 Study Area: False
 Region ID: 3
 Legislative ID: 0
 Investigation: Listed on the CRL/Inventory
 FACA ID: 41021
 Further Action: 258
 Lat/Long (dms): 44 36 17.00 / -124 3 20.00
 County Code: 21.00
 Score Value: Not reported
 Cerclis ID: Not reported
 Township Coord.: 11.00
 Township Zone: S
 Range Coord: 11.00
 Range Zone: W
 Section Coord: 20
 Qtr Section: Not reported
 Tax Lots: Not reported
 Size: Not reported
 NPL: False
 Orphan: False
 Updated By: GWISTAR
 Update Date: 12/24/2013
 Created Date: 10/20/2000
 Decode For RegionID: Western Region
 Decode For BrownID: Not reported
 Decode For Furtheract: Medium
 Decode For Investstat: Listed on the CRL/Inventory
 Decode For Legislative: Not reported
 Alias Name: Mid Coast Trucking

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

SPY, L.L.C. TRUCKING YARD (Continued)

1006852907

Alias Name: Mike Conrotto Trucking

Hazardous Release:

Substance ID.: 122015
Haz Release ID: 380002
Qty Released: Not reported
Date Released: Not reported
Update Date: 10/23/2001
Update By: Not reported
Substance Code: ECD282
Substance Name: OIL - WASTE
Substance Abbrev.: Not reported
Substance Category ID: 8541
Substance Category: Petroleum Related Releases for OSPIRG Report
Category Level: Not reported
Created By: Not reported
Created Date: 12/17/2002
Substance Category ID: 8541
Substance Category: Petroleum Related Releases for OSPIRG Report
Category Level: Not reported
Created By: Not reported
Created Date: 12/17/2002

Narrative:

NARR ID: 5740243
NARR Code: Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: GWISTAR
Updated Date: 06/02/2003
Decode for NarcdID: Contamination
NARR Comments: (10/3/01 BTM/SAS) 1993 site visit by HW Section identified drum-storage area with leaking drum, and apparent petroleum discharge to wetland. March 2000 pollution complaint alleged dumping and burying of hazardous waste. October 2000 Site Assessment staff visit identified: drum-storage area with leaking drum; a wooden storage box leaking apparent petroleum; and signs of burning. According to owner, the drums observed 10/00 had already been emptied by a recycler. Other wastes stored on-site included used antifreeze and potentially solvents.

NARR ID: 5740244
NARR Code: Data Sources
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Data Sources
NARR Comments: DEQ Hazardous Waste Program file, Mid Coast Trucking. ECSI file 2730.

NARR ID: 5740245
NARR Code: Hazardous Substance/Waste Types
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Hazardous Substance/Waste Types
NARR Comments: Waste oil, waste antifreeze, solvents.

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

SPY, L.L.C. TRUCKING YARD (Continued)

1006852907

NARR ID: 5740246
NARR Code: Manner of Release
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Manner of Release
NARR Comments: Poor use of drums for storing waste oil and other automotive wastes.

NARR ID: 5740247
NARR Code: Media Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Media Contamination
NARR Comments: Soil, surface water, and potentially groundwater.

NARR ID: 5740248
NARR Code: Pathways Other Hazards
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Pathways & Other Hazards
NARR Comments: Groundwater: Area well logs describe subsurface materials as varying layers of sand, sand/clay mixtures, sandstone, shell, and siltstone to approximately 60 feet below ground surface (bgs). Static groundwater levels 5 to 50 bgs. The site is in a generally flat area. Groundwater flow direction at the site has not been determined. Groundwater is generally not used for domestic purposes in the site area, based on a review of well logs on file with the OR Dept. of Water Resources. One domestic well is registered in Section 20 of Township 11 South, Range 11W. There is reportedly no on-site well. Surface Water: Site topography is generally flat. The west side of the referenced property likely drains to the highway ditch at the front of the facility, along Highway 101. The east side of the property likely drains partially to the east, toward the wetland, based on file information regarding runoff and impacts. Direct Contact: The site is unfenced. There is a potential for direct contact at release areas. Air: There is the potential for impacts associated with any volatile petroleum-related constituents.

NARR ID: 5740249
NARR Code: Remedial Action
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Remedial Action
NARR Comments: (10/23/01 BTM/SAS) Drum and soil removal are reported to have occurred; however, adequate documentation is not available. DEQ has assigned the site a medium priority for an Expanded Preliminary Assessment.

NARR ID: 5749888
NARR Code: 1922

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

SPY, L.L.C. TRUCKING YARD (Continued)

1006852907

Created By: GWISTAR
Created Date: 11/21/2007
Updated By: GWISTAR
Updated Date: 11/21/2007
Decode for NarcdID: Current Site Summary Statement
NARR Comments: (Nov. 2001) The site was brought to DEQs attention initially in 1993 by a pollution complaint describing releases of oil from drums and on-site refuse burning. A follow-up inspection identified oil-stained soil and an impacted adjacent wetland. DEQ received another pollution complaint in March 2000, describing the burning of chemicals. A follow-up inspection by Site Assessment staff in October 2000 identified minor waste oil leakage from drums, and a burn pile. Further investigation and possibly remediation are needed.

Administrative Action:

Action ID: 9438
Region: Western Region
Complete Date: 04/17/2002
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False
Action: Facility placed on Confirmed Release List
Further Action: Not reported
Comments: Not reported

Action ID: 9425
Region: Western Region
Complete Date: 11/28/2001
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: SITE EVALUATION
Further Action: Not reported
Comments: Federal screening/strategy recommendation

Action ID: 9510
Region: Western Region
Complete Date: 11/28/2001
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: State Expanded Preliminary Assessment recommended (XPA)
Further Action: Medium
Comments: Not reported

Action ID: 9498

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

SPY, L.L.C. TRUCKING YARD (Continued)

1006852907

Region: Western Region
Complete Date: 11/28/2001
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False
Action: Proposal for Confirmed Release List recommended
Further Action: Not reported
Comments: Based on DEQ file information describing waste petroleum impacts to soil and adjacent wetland. Letter by DEQ inspector. Letter in HW file; Mid Coast Trucking.

Action ID: 9465
Region: Western Region
Complete Date: 12/18/2001
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False
Action: Facility proposed for Confirmed Release List
Further Action: Not reported
Comments: Not reported

Action ID: 9424
Region: Western Region
Complete Date: Not reported
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Administrative Action
Action Code Flag: False
Action: Site added to database
Further Action: Not reported
Comments: Not reported

FINDS:

Registry ID: 110014149572

Environmental Interest/Information System

OR-DEQ (Oregon - Department Of Environmental Quality) is a regulatory agency whose job is to protect the quality of Oregon's Environment. DEQ uses a combination of technical assistance, inspections and permitting to help public and private facilities and citizens understand and comply with state and federal environmental regulations.

Map ID
 Direction
 Distance
 Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
 EPA ID Number

SPY, L.L.C. TRUCKING YARD (Continued)

1006852907

ECHO:

Envid: 1006852907
 Registry ID: 110014149572
 DFR URL: http://echo.epa.gov/detailed_facility_report?fid=110014149572

D12
NNE
1/2-1
0.916 mi.
4834 ft.

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY
600 SE BAY BOULEVARD
NEWPORT, OR 97365
Site 1 of 2 in cluster D

ECSI 1006854187
VCP N/A
BROWNFIELDS
FINDS
ECHO

Relative:
Higher

ECSI:

State ID Number: 1827
 Brown ID: Brownfield Site - Assistance From Other Public Agencies
 Study Area: False
 Region ID: 3
 Legislative ID: 0
 Investigation: No Further Action
 FACA ID: 40372
 Further Action: 0
 Lat/Long (dms): 44 37 54.50 / -124 2 45.20
 County Code: 21.00
 Score Value: Not reported
 Cerclis ID: Not reported
 Township Coord.: 11.00
 Township Zone: S
 Range Coord: 11.00
 Range Zone: W
 Section Coord: 9
 Qtr Section: Not reported
 Tax Lots: Not reported
 Size: 3.2 acres
 NPL: False
 Orphan: False
 Updated By: GWISTAR
 Update Date: 12/27/2013
 Created Date: 02/26/1996
 Decode For RegionID: Western Region
 Decode For BrownID: Brownfield Site - Assistance from Other Public Agencies
 Decode For Furtheract: Not reported
 Decode For Investstat: No Further Action
 Decode For Legislative: Not reported
 Alias Name: USS Pasley
 Alias Name: USS Hennebique

Actual:
30 ft.

Hazardous Release:

Substance ID.: 121989
 Haz Release ID: 380375
 Qty Released: 500-1000 gallons
 Date Released: January 22, 1996
 Update Date: 05/30/1996
 Update By: Not reported
 Substance Code: ECD200
 Substance Name: OIL OR FUEL RELATED COMPOUNDS
 Substance Abbrev.: Not reported
 Substance Category ID: 8532
 Substance Category: Petroleum Related Releases for OSPIRG Report
 Category Level: Not reported

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

Created By: Not reported
Created Date: 12/17/2002
Substance Category ID: 8532
Substance Category: Petroleum Related Releases for OSPIRG Report
Category Level: Not reported
Created By: Not reported
Created Date: 12/17/2002
Comment ID: 303264
Release Code: Media Contamination Footnote
Release Comments: Bunker C oil (TPH 418.1)
Decode for Relcomcd: Media Contamination Footnote
Sampling Result ID: 342035
Feature Id: Not reported
Hazard Release Id: 380375
Medium: 701
Substance Abbrev.: Not reported
Unit Code: Not reported
Observation: False
Owner Operator: False
Lab Data: True
Sample Depth: Not reported
Start Date: Not reported
End Date: Not reported
Min Concentration: Not reported
Max Concentration: Not reported
Sample Comment: 35 mg/L
Last Update By: kpd
Update Date: 05/30/1996
Decode for MediumID: Sediment

Narrative:

NARR ID: 5735723
NARR Code: Site Contacts
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Site Contacts
NARR Comments: David A Hesse, Port of Newport Engineer Technician, 600 SE Bay BLVD,
Newport, 97365. Phone: (541) 265-7758. Fax: (541) 265-4235.

NARR ID: 5735724
NARR Code: Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: MCAMARA
Updated Date: 01/02/2009
Decode for NarcdID: Contamination
NARR Comments: (2/27/96 PJT/SAS) On January 22, 1996, the Port of Newport reported a release of oil into Yaquina Bay. The spill was reported as 50-100 gallons of heavy oil. (The oil was later analyzed and identified as Bunker C oil). The spill impacted one to one-and-a-half miles of shoreline and some private vessels in a nearby marina. The oil originated from an old concrete vessel that was sunk and used as a pier. (The oil was fuel that remained onboard.) The amount of oil originally onboard is unknown. The vessel also contains contaminated rock and debris in holds #3 & #4. Other portions of the ship may contain oil and/or contaminated debris. Only holds #3, #4, and the

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

starboard wing ballast tank were investigated at the time of the spill. The rest of the ship is suspect at this time. The spill was federalized by the United States Coast Guard (USCG).(1/2/09 M2C/ICP) 2007 and 2008 Site Investigation conducted by Landau Associates found petroleum, metal, and asbestos contamination.

NARR ID: 5751064
NARR Code: Data Sources
Created By: MCAMARA
Created Date: 01/02/2009
Updated By: MCAMARA
Updated Date: 07/15/2009
Decode for NarcdID: Data Sources
NARR Comments: Agency Review Draft Report Site Investigation of the S.S. C.W. Pasley, Port of Newport International Terminal Newport, Oregon prepared by Landau Associates, dated March 2007. Former S.S. Hennebique Phase II Environmental Site Assessment, Port of Newport International Terminal Newport, Oregon prepared by Landau Associates, dated June 19, 2008. This report was revised based on DEQ comments in February 2009. The revised report is dated April 23, 2009. Phase 1 Remedial Action Work Plan, S.S. C.W. Pasley and S.S. Hennebique, Port of Newport International Terminal, Newport, Oregon prepared by Kennedy/Jenks Consultants, dated April 3, 2009. Analysis of Brownfields Cleanup Alternatives (ABCA) - Phase I Remedial Action Activities, prepared by Kennedy/Jenks Consultants, dated April 3, 2009.

NARR ID: 5735725
NARR Code: Site Location
Created By: Not reported
Created Date: 12/17/2002
Updated By: MENGLIS
Updated Date: 10/23/2006
Decode for NarcdID: Site Location
NARR Comments: Port of Newport Terminal Facility

NARR ID: 5735726
NARR Code: Manner of Release
Created By: Not reported
Created Date: 12/17/2002
Updated By: GWISTAR
Updated Date: 09/21/2006
Decode for NarcdID: Manner of Release
NARR Comments: Release was caused by a breach in the integrity of the starboard wing ballast tank. Oil was released from the ballast tank into hold #3, which drains into the bay. The drain pipe was installed to allow the water level inside and outside of the vessel to equalize during tide cycles.

NARR ID: 5735727
NARR Code: Media Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Media Contamination
NARR Comments: Contaminated soil and rock present inside vessel. Also contaminated

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINAL USS PASLEY (Continued)

1006854187

water inside vessel may have pathway to outside water (bay).

NARR ID: 5735728
NARR Code: Remedial Action
Created By: Not reported
Created Date: 12/17/2002
Updated By: MCAMARA
Updated Date: 07/15/2013
Decode for NarcdID: Remedial Action
NARR Comments: (2/27/96 PJT/SAS) Upon further investigation, it was determined that additional Bunker C oil was onboard the vessel and should be removed. Shoreline cleanup was immediately initiated. Cleanup activities continued until February 11, 1996, at which time the US Coast Guard closed the fund (OPA). Most of the onboard oil had been removed and the shoreline cleanup was completed. A total of approximately 11,000 gallons of bunker oil had been removed from the vessel and recycled off-site. Leaking areas of the vessel were sealed. No additional leakage was noted. Additional investigation/cleanup is warranted at the facility. (7/22/08 M2C/ICP) In November 2006, the Port of Newport had received a bond to stabilize the Pasley and Hennebique ships and build a new dock. The Port has begun evaluating the extent of contaminants of both ships. Current contaminants include Bunker C oil and asbestos. From July 2007 through October 2007 approximately 8000 gallons of Bunker C was removed from the Pasley and disposed of off-site. (1/2/09 M2C/ICP) Port of Newport's consultants are preparing a remedial action plan (RAP) and Analysis of Brownsfield Cleanup Alternatives (ABCA) to remove hazardous chemicals from the ships. (6/2/09 M2C/ICP) Public comment period was held from April 1 through May 15, 2009. A public hearing was held May 7, 2009 in Newport. No comments were received on the Phase I RAP or ABCA. (12/12/12) No Further Action decision finalized.

NARR ID: 5750682
NARR Code: Site History
Created By: MCAMARA
Created Date: 07/22/2008
Updated By: GWISTAR
Updated Date: 12/27/2013
Decode for NarcdID: Site History
NARR Comments: The International Terminal is comprised of a 400-foot High dock at Elevation 22, and a similar length Low dock at Elevation 16. Together, these docks, along with shoreside warehousing and administrative offices, comprise the Ports International Terminal. In addition to serving as the single facility capable of serving ocean-going cargo, the Terminal also serves Newports historic fishing community, as well. Time has taken its toll on both docks. The foundations for both docks are World War II Liberty Ships with concrete hulls (the USS Pasley and the USS Hennebique), perforated and sunk to form an artificial wharf structure. The High dock in particular is in a severe failing mode, rendering it useless for supporting the Ports commerce. The Low dock is also threatened by a failing timber structure connecting the dock to shore. In addition, the warehouse adjacent to the low dock is dilapidated and in need of replacement.

NARR ID: 5751065
NARR Code: 1922

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

Created By: MCAMARA
Created Date: 01/02/2009
Updated By: GWISTAR
Updated Date: 12/27/2013
Decode for NarcdID: Current Site Summary Statement
NARR Comments: [Dec. 2012] Contaminants in the two port vessels (the Pasley and Hennebique) and contaminated materials associated with them, were removed, and confirmation samples showed either complete removal of contaminants or residual contaminants to be below screening levels. Therefore, there are no unacceptable risks to either human or ecological receptors remaining at the site. Therefore, DEQ has made a No Further Action decision regarding contamination associated with the Pasley and Hennebique at the Ports International Terminal. Remediation and redevelopment of the docks was phased such that the Terminal continued to be accessible to Newports distant and local commercial fishing fleet as well as to those tenants that serviced the fishing fleet. The terminal was also built to be consistent with federal initiatives for marine navigation included in the Maritime Administration (MARAD) Marine Highway System Plan and the Safe Port Act. Over \$19 million from federal, state, and local funds went into the terminal's redevelopment, including a \$15 million general obligation bond from the Port and \$1.5 million from EPA through brownfields grants and loans. The \$19 million + investment helped protect Yaquina Bay estuary, open the Port to international trade, and catalyze a new wave of subsequent economic investment in the area. In 2009, NOAA selected the Port as the new home for its Marine Operation Center Pacific Fleet. NOAA cited the Ports Terminal Redevelopment project and its design elements as one of the key factors influencing its decision.

Administrative Action:

Action ID: 9435
Region: Western Region
Complete Date: 12/12/2012
Rank Value: Not reported
Cleanup Flag: False
Created Date: 01/02/2009
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: Independent Cleanup Program
Further Action: 0
Comments: Technical Consultation to review reports funded by OECD Brownfield program.

Action ID: 9503
Region: Western Region
Complete Date: 01/22/2008
Rank Value: Not reported
Cleanup Flag: False
Created Date: 01/02/2009
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: Remedial Investigation/Feasibility Study recommended
Further Action: Medium-Low

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

Comments: Port of Newport has requested DEQ oversight to remove hazardous chemicals on two sunken WWII ships used as the foundation for the Port's dock.

Action ID: 9440
Region: Western Region
Complete Date: 12/12/2012
Rank Value: Not reported
Cleanup Flag: False
Created Date: 06/02/2009
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: Letter Agreement
Further Action: 0
Comments: DEQ enter entered in Site-Specific technical agreement with OECD in Sept 2006 and enter in agreement with the Port for additional work

Action ID: 9469
Region: Western Region
Complete Date: 11/01/2012
Rank Value: Not reported
Cleanup Flag: False
Created Date: 01/12/2011
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: REMEDIAL ACTION
Further Action: High
Comments: Not reported

Action ID: 9443
Region: Western Region
Complete Date: 12/12/2012
Rank Value: Not reported
Cleanup Flag: False
Created Date: 12/12/2012
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Remedial Action
Action Code Flag: False
Action: NO FURTHER STATE ACTION REQUIRED
Further Action: 0
Comments: Not reported

Action ID: 9417
Region: Western Region
Complete Date: 11/01/2012
Rank Value: Not reported
Cleanup Flag: False
Created Date: 12/14/2012
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

Action: Facility delisted from Confirmed Release List

Further Action: 0

Comments: Not reported

Action ID: 9425

Region: Western Region

Complete Date: 02/27/1996

Rank Value: 0

Cleanup Flag: True

Created Date: 12/17/2002

Decode for AgencyID: Department of Environmental Quality

Decode for RegionID: Western Region

Category: Remedial Action

Action Code Flag: False

Action: SITE EVALUATION

Further Action: Not reported

Comments: Not reported

Action ID: 9437

Region: Western Region

Complete Date: 02/26/1996

Rank Value: 0

Cleanup Flag: False

Created Date: 12/17/2002

Decode for AgencyID: Department of Environmental Quality

Decode for RegionID: Western Region

Category: Listing Action

Action Code Flag: False

Action: Listing Review completed

Further Action: Not reported

Comments: Not reported

Action ID: 9496

Region: Western Region

Complete Date: 02/27/1996

Rank Value: 0

Cleanup Flag: False

Created Date: 12/17/2002

Decode for AgencyID: Department of Environmental Quality

Decode for RegionID: Western Region

Category: Remedial Action

Action Code Flag: False

Action: State Basic Preliminary Assessment recommended (PA)

Further Action: Not reported

Comments: Not reported

Action ID: 9465

Region: Western Region

Complete Date: 05/21/1996

Rank Value: 0

Cleanup Flag: False

Created Date: 12/17/2002

Decode for AgencyID: Department of Environmental Quality

Decode for RegionID: Western Region

Category: Listing Action

Action Code Flag: False

Action: Facility proposed for Confirmed Release List

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

Further Action: Not reported
Comments: Not reported

Action ID: 9438
Region: Headquarters
Complete Date: 08/12/1996
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Headquarters
Category: Listing Action
Action Code Flag: False
Action: Facility placed on Confirmed Release List
Further Action: Not reported
Comments: Not reported

Action ID: 9424
Region: Western Region
Complete Date: Not reported
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Administrative Action
Action Code Flag: False
Action: Site added to database
Further Action: Not reported
Comments: Not reported

Action ID: 9498
Region: Western Region
Complete Date: 02/27/1996
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Western Region
Category: Listing Action
Action Code Flag: False
Action: Proposal for Confirmed Release List recommended
Further Action: Not reported
Comments: Not reported

VCS:
ECS Site ID: 1827
Facility Size: 3.2 acres
Action: No Further Action Required
Start Date: 12/12/2012
End Date: 12/12/2012
Facility Status: Completed
Program: VCP
Latitude: 44.6318
Longitude: -124.0459

Map ID
 Direction
 Distance
 Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
 EPA ID Number

PORT OF NEWPORT INTERNATIONAL TERMINALUSS PASLEY (Continued)

1006854187

OR BROWNFIELDS:

Geolocation Id: 40372
 Status: NO FURTHER STATE ACTION REQUIRED
 Lat/Long: 44.6318 / -124.045

FINDS:

Registry ID: 110014163984

Environmental Interest/Information System

OR-DEQ (Oregon - Department Of Environmental Quality) is a regulatory agency whose job is to protect the quality of Oregon's Environment. DEQ uses a combination of technical assistance, inspections and permitting to help public and private facilities and citizens understand and comply with state and federal environmental regulations.

US EPA Assessment, Cleanup and Redevelopment Exchange System (ACRES) is an federal online database for Brownfields Grantees to electronically submit data directly to EPA.

RCRAInfo is a national information system that supports the Resource Conservation and Recovery Act (RCRA) program through the tracking of events and activities related to facilities that generate, transport, and treat, store, or dispose of hazardous waste. RCRAInfo allows RCRA program staff to track the notification, permit, compliance, and corrective action activities required under RCRA.

ECHO:

Envid: 1006854187
 Registry ID: 110014163984
 DFR URL: http://echo.epa.gov/detailed_facility_report?fid=110014163984

D13
NNE
1/2-1
0.929 mi.
4904 ft.

MORSE BROTHERS TRUCK SHOP
625 SE BAY BLVD.
NEWPORT, OR 97365
Site 2 of 2 in cluster D

ECSI S104798165
N/A

Relative:
Higher

ECSI:
 State ID Number: 854
 Brown ID: 0
 Study Area: False
 Region ID: 3
 Legislative ID: 0
 Investigation: Suspect
 FACA ID: 9082
 Further Action: 258
 Lat/Long (dms): 44 37 56.30 / -124 2 42.40
 County Code: 21.00
 Score Value: Not reported
 Cerclis ID: Not reported
 Township Coord.: 11.00
 Township Zone: S
 Range Coord: 11.00

Actual:
40 ft.

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

MORSE BROTHERS TRUCK SHOP (Continued)

S104798165

Range Zone: W
Section Coord: 9
Qtr Section: Not reported
Tax Lots: Not reported
Size: Not reported
NPL: False
Orphan: False
Updated By: GWISTAR
Update Date: 03/25/2015
Created Date: 05/20/1988
Decode For RegionID: Western Region
Decode For BrownID: Not reported
Decode For Furtheract: Medium
Decode For Investstat: Suspect
Decode For Legislative: Not reported

Narrative:

NARR ID: 5725962
NARR Code: Contamination
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Contamination
NARR Comments: Diesel going into Depot Slough; leaking packing on tank likely source. ODF&W field investigator Will Beidler confirmed that above-ground diesel tank had valve with slow drip. Packing was tightened and leak stopped. Fritz Skirvin, DEQ Willamette Valley Region, says the site should be visited again.

NARR ID: 5725963
NARR Code: Data Sources
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Data Sources
NARR Comments: Active Complaint File #2694.

NARR ID: 5725964
NARR Code: Hazardous Substance/Waste Types
Created By: Not reported
Created Date: 12/17/2002
Updated By: Not reported
Updated Date: 12/17/2002
Decode for NarcdID: Hazardous Substance/Waste Types
NARR Comments: diesel

Administrative Action:

Action ID: 9508
Region: Headquarters
Complete Date: 02/11/1994
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Headquarters
Category: Remedial Action

Map ID
Direction
Distance
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number
EPA ID Number

MORSE BROTHERS TRUCK SHOP (Continued)

S104798165

Action Code Flag: False
Action: Site Screening recommended (EV)
Further Action: Medium
Comments: Not reported

Action ID: 9424
Region: Headquarters
Complete Date: Not reported
Rank Value: 0
Cleanup Flag: False
Created Date: 12/17/2002
Decode for AgencyID: Department of Environmental Quality
Decode for RegionID: Headquarters
Category: Administrative Action
Action Code Flag: False
Action: Site added to database
Further Action: Not reported
Comments: Not reported

Operations:
Operation Id: 132156
Operation Status: Active
Common Name: Morse Brothers Truck Shop
Yrs of Operation: Not reported
Comments: Not reported
Updated Date: 03/20/1995
Updated By: jxh
Decode for OpstatID: Active

Count: 2 records.

ORPHAN SUMMARY

City	EDR ID	Site Name	Site Address	Zip	Database(s)
NEWPORT	S113906906	4 J'S PLAZA PROPERTY	644 SW COAST HWY 101	97365	LUST
NEWPORT	S107134731	PORT OF NEWPORT	YAUJINA BAY ROAD	97365	SWF/LF

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

To maintain currency of the following federal and state databases, EDR contacts the appropriate governmental agency on a monthly or quarterly basis, as required.

Number of Days to Update: Provides confirmation that EDR is reporting records that have been updated within 90 days from the date the government agency made the information available to the public.

STANDARD ENVIRONMENTAL RECORDS

Federal NPL site list

NPL: National Priority List

National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 03/07/2016	Source: EPA
Date Data Arrived at EDR: 04/05/2016	Telephone: N/A
Date Made Active in Reports: 04/15/2016	Last EDR Contact: 07/07/2016
Number of Days to Update: 10	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Quarterly

NPL Site Boundaries

Sources:

EPA's Environmental Photographic Interpretation Center (EPIC)
Telephone: 202-564-7333

EPA Region 1
Telephone 617-918-1143

EPA Region 6
Telephone: 214-655-6659

EPA Region 3
Telephone 215-814-5418

EPA Region 7
Telephone: 913-551-7247

EPA Region 4
Telephone 404-562-8033

EPA Region 8
Telephone: 303-312-6774

EPA Region 5
Telephone 312-886-6686

EPA Region 9
Telephone: 415-947-4246

EPA Region 10
Telephone 206-553-8665

Proposed NPL: Proposed National Priority List Sites

A site that has been proposed for listing on the National Priorities List through the issuance of a proposed rule in the Federal Register. EPA then accepts public comments on the site, responds to the comments, and places on the NPL those sites that continue to meet the requirements for listing.

Date of Government Version: 03/07/2016	Source: EPA
Date Data Arrived at EDR: 04/05/2016	Telephone: N/A
Date Made Active in Reports: 04/15/2016	Last EDR Contact: 07/07/2016
Number of Days to Update: 10	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Quarterly

NPL LIENS: Federal Superfund Liens

Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991	Source: EPA
Date Data Arrived at EDR: 02/02/1994	Telephone: 202-564-4267
Date Made Active in Reports: 03/30/1994	Last EDR Contact: 08/15/2011
Number of Days to Update: 56	Next Scheduled EDR Contact: 11/28/2011
	Data Release Frequency: No Update Planned

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Federal Delisted NPL site list

Delisted NPL: National Priority List Deletions

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 03/07/2016	Source: EPA
Date Data Arrived at EDR: 04/05/2016	Telephone: N/A
Date Made Active in Reports: 04/15/2016	Last EDR Contact: 07/07/2016
Number of Days to Update: 10	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Quarterly

Federal CERCLIS list

FEDERAL FACILITY: Federal Facility Site Information listing

A listing of National Priority List (NPL) and Base Realignment and Closure (BRAC) sites found in the Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) Database where EPA Federal Facilities Restoration and Reuse Office is involved in cleanup activities.

Date of Government Version: 11/13/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 01/06/2016	Telephone: 703-603-8704
Date Made Active in Reports: 05/20/2016	Last EDR Contact: 07/06/2016
Number of Days to Update: 135	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Varies

SEMS: Superfund Enterprise Management System

SEMS (Superfund Enterprise Management System) tracks hazardous waste sites, potentially hazardous waste sites, and remedial activities performed in support of EPA's Superfund Program across the United States. The list was formerly know as CERCLIS, renamed to SEMS by the EPA in 2015. The list contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). This dataset also contains sites which are either proposed to or on the National Priorities List (NPL) and the sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 03/07/2016	Source: EPA
Date Data Arrived at EDR: 04/05/2016	Telephone: 800-424-9346
Date Made Active in Reports: 04/15/2016	Last EDR Contact: 07/22/2016
Number of Days to Update: 10	Next Scheduled EDR Contact: 10/31/2016
	Data Release Frequency: Quarterly

Federal CERCLIS NFRAP site list

SEMS-ARCHIVE: Superfund Enterprise Management System Archive

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

SEMS-ARCHIVE (Superfund Enterprise Management System Archive) tracks sites that have no further interest under the Federal Superfund Program based on available information. The list was formerly known as the CERCLIS-NFRAP, renamed to SEMS ARCHIVE by the EPA in 2015. EPA may perform a minimal level of assessment work at a site while it is archived if site conditions change and/or new information becomes available. Archived sites have been removed and archived from the inventory of SEMS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list the site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. The decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be potential NPL site.

Date of Government Version: 03/07/2016	Source: EPA
Date Data Arrived at EDR: 04/05/2016	Telephone: 800-424-9346
Date Made Active in Reports: 04/15/2016	Last EDR Contact: 07/22/2016
Number of Days to Update: 10	Next Scheduled EDR Contact: 10/31/2016
	Data Release Frequency: Quarterly

Federal RCRA CORRACTS facilities list

CORRACTS: Corrective Action Report

CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 06/27/2016	Source: EPA
Date Data Arrived at EDR: 06/30/2016	Telephone: 800-424-9346
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/28/2016
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Quarterly

Federal RCRA non-CORRACTS TSD facilities list

RCRA-TSDF: RCRA - Treatment, Storage and Disposal

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Transporters are individuals or entities that move hazardous waste from the generator offsite to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/21/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/30/2016	Telephone: (206) 553-1200
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/28/2016
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Quarterly

Federal RCRA generators list

RCRA-LQG: RCRA - Large Quantity Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month.

Date of Government Version: 06/21/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/30/2016	Telephone: (206) 553-1200
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/28/2016
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Quarterly

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

RCRA-SQG: RCRA - Small Quantity Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month.

Date of Government Version: 06/21/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/30/2016	Telephone: (206) 553-1200
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/28/2016
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Quarterly

RCRA-CESQG: RCRA - Conditionally Exempt Small Quantity Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month.

Date of Government Version: 06/21/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/30/2016	Telephone: (206) 553-1200
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/28/2016
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Varies

Federal institutional controls / engineering controls registries

LUCIS: Land Use Control Information System

LUCIS contains records of land use control information pertaining to the former Navy Base Realignment and Closure properties.

Date of Government Version: 05/28/2015	Source: Department of the Navy
Date Data Arrived at EDR: 05/29/2015	Telephone: 843-820-7326
Date Made Active in Reports: 06/11/2015	Last EDR Contact: 08/12/2016
Number of Days to Update: 13	Next Scheduled EDR Contact: 11/28/2016
	Data Release Frequency: Varies

US ENG CONTROLS: Engineering Controls Sites List

A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 05/09/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/01/2016	Telephone: 703-603-0695
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 08/31/2016
Number of Days to Update: 93	Next Scheduled EDR Contact: 12/12/2016
	Data Release Frequency: Varies

US INST CONTROL: Sites with Institutional Controls

A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 05/09/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/01/2016	Telephone: 703-603-0695
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 08/31/2016
Number of Days to Update: 93	Next Scheduled EDR Contact: 12/12/2016
	Data Release Frequency: Varies

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Federal ERNS list

ERNS: Emergency Response Notification System

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 03/28/2016
Date Data Arrived at EDR: 03/30/2016
Date Made Active in Reports: 05/20/2016
Number of Days to Update: 51

Source: National Response Center, United States Coast Guard
Telephone: 202-267-2180
Last EDR Contact: 09/29/2016
Next Scheduled EDR Contact: 01/09/2017
Data Release Frequency: Annually

State- and tribal - equivalent CERCLIS

ECSI: Environmental Cleanup Site Information System

Sites that are or may be contaminated and may require cleanup.

Date of Government Version: 07/01/2016
Date Data Arrived at EDR: 07/07/2016
Date Made Active in Reports: 08/10/2016
Number of Days to Update: 34

Source: Department of Environmental Quality
Telephone: 503-229-6629
Last EDR Contact: 07/07/2016
Next Scheduled EDR Contact: 10/17/2016
Data Release Frequency: Quarterly

CRL: Confirmed Release List and Inventory

All facilities with a confirmed release.

Date of Government Version: 05/01/2016
Date Data Arrived at EDR: 05/19/2016
Date Made Active in Reports: 08/10/2016
Number of Days to Update: 83

Source: Department of Environmental Quality
Telephone: 503-229-6170
Last EDR Contact: 08/19/2016
Next Scheduled EDR Contact: 11/28/2016
Data Release Frequency: Quarterly

State and tribal landfill and/or solid waste disposal site lists

SWF/LF: Solid Waste Facilities List

Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 04/18/2016
Date Data Arrived at EDR: 04/22/2016
Date Made Active in Reports: 06/13/2016
Number of Days to Update: 52

Source: Department of Environmental Quality
Telephone: 503-229-6299
Last EDR Contact: 07/18/2016
Next Scheduled EDR Contact: 10/31/2016
Data Release Frequency: Semi-Annually

State and tribal leaking storage tank lists

LUST: Leaking Underground Storage Tank Database

Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state.

Date of Government Version: 04/05/2016
Date Data Arrived at EDR: 05/20/2016
Date Made Active in Reports: 08/10/2016
Number of Days to Update: 82

Source: Department of Environmental Quality
Telephone: 503-229-5790
Last EDR Contact: 08/19/2016
Next Scheduled EDR Contact: 11/28/2016
Data Release Frequency: Quarterly

INDIAN LUST R8: Leaking Underground Storage Tanks on Indian Land

LUSTs on Indian land in Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 10/13/2015	Source: EPA Region 8
Date Data Arrived at EDR: 10/23/2015	Telephone: 303-312-6271
Date Made Active in Reports: 02/18/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 118	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Quarterly

INDIAN LUST R9: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Arizona, California, New Mexico and Nevada

Date of Government Version: 02/25/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 04/27/2016	Telephone: 415-972-3372
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 37	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Quarterly

INDIAN LUST R7: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Iowa, Kansas, and Nebraska

Date of Government Version: 10/09/2015	Source: EPA Region 7
Date Data Arrived at EDR: 02/12/2016	Telephone: 913-551-7003
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 112	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

INDIAN LUST R10: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Alaska, Idaho, Oregon and Washington.

Date of Government Version: 01/07/2016	Source: EPA Region 10
Date Data Arrived at EDR: 01/08/2016	Telephone: 206-553-2857
Date Made Active in Reports: 02/18/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 41	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Quarterly

INDIAN LUST R5: Leaking Underground Storage Tanks on Indian Land
Leaking underground storage tanks located on Indian Land in Michigan, Minnesota and Wisconsin.

Date of Government Version: 02/17/2016	Source: EPA, Region 5
Date Data Arrived at EDR: 04/27/2016	Telephone: 312-886-7439
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 37	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 10/27/2015	Source: EPA Region 1
Date Data Arrived at EDR: 10/29/2015	Telephone: 617-918-1313
Date Made Active in Reports: 01/04/2016	Last EDR Contact: 07/29/2016
Number of Days to Update: 67	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

INDIAN LUST R4: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in Florida, Mississippi and North Carolina.

Date of Government Version: 02/05/2016	Source: EPA Region 4
Date Data Arrived at EDR: 04/29/2016	Telephone: 404-562-8677
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/26/2016
Number of Days to Update: 35	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Semi-Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

INDIAN LUST R6: Leaking Underground Storage Tanks on Indian Land
LUSTs on Indian land in New Mexico and Oklahoma.

Date of Government Version: 12/11/2015	Source: EPA Region 6
Date Data Arrived at EDR: 02/19/2016	Telephone: 214-665-6597
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 105	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

State and tribal registered storage tank lists

FEMA UST: Underground Storage Tank Listing
A listing of all FEMA owned underground storage tanks.

Date of Government Version: 01/01/2010	Source: FEMA
Date Data Arrived at EDR: 02/16/2010	Telephone: 202-646-5797
Date Made Active in Reports: 04/12/2010	Last EDR Contact: 07/07/2016
Number of Days to Update: 55	Next Scheduled EDR Contact: 10/24/2016
	Data Release Frequency: Varies

UST: Underground Storage Tank Database
Registered Underground Storage Tanks. UST's are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA) and must be registered with the state department responsible for administering the UST program. Available information varies by state program.

Date of Government Version: 04/05/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 05/20/2016	Telephone: 503-229-5815
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 08/19/2016
Number of Days to Update: 82	Next Scheduled EDR Contact: 11/28/2016
	Data Release Frequency: Quarterly

AST: Aboveground Storage Tanks

Aboveground storage tank locations reported to the Office of State Fire Marshal.

Date of Government Version: 04/28/2016	Source: Office of State Fire Marshal
Date Data Arrived at EDR: 06/01/2016	Telephone: 503-378-3473
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 09/20/2016
Number of Days to Update: 70	Next Scheduled EDR Contact: 01/02/2017
	Data Release Frequency: Semi-Annually

INDIAN UST R1: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 1 (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont and ten Tribal Nations).

Date of Government Version: 10/20/2015	Source: EPA, Region 1
Date Data Arrived at EDR: 10/29/2015	Telephone: 617-918-1313
Date Made Active in Reports: 01/04/2016	Last EDR Contact: 07/29/2016
Number of Days to Update: 67	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

INDIAN UST R4: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 4 (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee and Tribal Nations)

Date of Government Version: 02/05/2016	Source: EPA Region 4
Date Data Arrived at EDR: 04/29/2016	Telephone: 404-562-9424
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/26/2016
Number of Days to Update: 35	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Semi-Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

INDIAN UST R5: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 5 (Michigan, Minnesota and Wisconsin and Tribal Nations).

Date of Government Version: 11/05/2015	Source: EPA Region 5
Date Data Arrived at EDR: 11/13/2015	Telephone: 312-886-6136
Date Made Active in Reports: 01/04/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 52	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

INDIAN UST R6: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 6 (Louisiana, Arkansas, Oklahoma, New Mexico, Texas and 65 Tribes).

Date of Government Version: 12/03/2015	Source: EPA Region 6
Date Data Arrived at EDR: 02/04/2016	Telephone: 214-665-7591
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 120	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Semi-Annually

INDIAN UST R7: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 7 (Iowa, Kansas, Missouri, Nebraska, and 9 Tribal Nations).

Date of Government Version: 09/23/2014	Source: EPA Region 7
Date Data Arrived at EDR: 11/25/2014	Telephone: 913-551-7003
Date Made Active in Reports: 01/29/2015	Last EDR Contact: 07/27/2016
Number of Days to Update: 65	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Varies

INDIAN UST R8: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 8 (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming and 27 Tribal Nations).

Date of Government Version: 01/26/2016	Source: EPA Region 8
Date Data Arrived at EDR: 02/05/2016	Telephone: 303-312-6137
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 119	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Quarterly

INDIAN UST R9: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 9 (Arizona, California, Hawaii, Nevada, the Pacific Islands, and Tribal Nations).

Date of Government Version: 02/25/2016	Source: EPA Region 9
Date Data Arrived at EDR: 04/27/2016	Telephone: 415-972-3368
Date Made Active in Reports: 06/03/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 37	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Quarterly

INDIAN UST R10: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 10 (Alaska, Idaho, Oregon, Washington, and Tribal Nations).

Date of Government Version: 01/07/2016	Source: EPA Region 10
Date Data Arrived at EDR: 01/08/2016	Telephone: 206-553-2857
Date Made Active in Reports: 02/18/2016	Last EDR Contact: 07/27/2016
Number of Days to Update: 41	Next Scheduled EDR Contact: 11/07/2016
	Data Release Frequency: Quarterly

State and tribal institutional control / engineering control registries

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

ENG CONTROLS: Engineering Controls Recorded at ESCI Sites

Engineering controls are physical measures selected or approved by the Director for the purpose of preventing or minimizing exposure to hazardous substances. Engineering controls may include, but are not limited to, fencing, capping, horizontal or vertical barriers, hydraulic controls, and alternative water supplies.

Date of Government Version: 07/01/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 07/07/2016	Telephone: 503-229-5193
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 07/07/2016
Number of Days to Update: 34	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Quarterly

INST CONTROL: Institutional Controls Recorded at ESCI Sites

An institutional control is a legal or administrative tool or action taken to reduce the potential for exposure to hazardous substances. Institutional controls may include, but are not limited to, use restrictions, environmental monitoring requirements, and site access and security measures.

Date of Government Version: 07/01/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 07/07/2016	Telephone: 503-229-5193
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 07/07/2016
Number of Days to Update: 34	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Quarterly

State and tribal voluntary cleanup sites

VCS: Voluntary Cleanup Program Sites

Responsible parties have entered into an agreement with DEQ to voluntarily address contamination associated with their property.

Date of Government Version: 07/05/2016	Source: DEQ
Date Data Arrived at EDR: 07/08/2016	Telephone: 503-229-5256
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 07/01/2016
Number of Days to Update: 33	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Quarterly

INDIAN VCP R1: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 1.

Date of Government Version: 07/27/2015	Source: EPA, Region 1
Date Data Arrived at EDR: 09/29/2015	Telephone: 617-918-1102
Date Made Active in Reports: 02/18/2016	Last EDR Contact: 09/26/2016
Number of Days to Update: 142	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Varies

INDIAN VCP R7: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 7.

Date of Government Version: 03/20/2008	Source: EPA, Region 7
Date Data Arrived at EDR: 04/22/2008	Telephone: 913-551-7365
Date Made Active in Reports: 05/19/2008	Last EDR Contact: 04/20/2009
Number of Days to Update: 27	Next Scheduled EDR Contact: 07/20/2009
	Data Release Frequency: Varies

State and tribal Brownfields sites

BROWNFIELDS: Brownfields Projects

Brownfields investigations and/or cleanups that have been conducted in Oregon.

Date of Government Version: 05/01/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 05/19/2016	Telephone: 503-229-6801
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 08/19/2016
Number of Days to Update: 83	Next Scheduled EDR Contact: 11/28/2016
	Data Release Frequency: Semi-Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

ADDITIONAL ENVIRONMENTAL RECORDS

Local Brownfield lists

US BROWNFIELDS: A Listing of Brownfields Sites

Brownfields are real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant. Cleaning up and reinvesting in these properties takes development pressures off of undeveloped, open land, and both improves and protects the environment. Assessment, Cleanup and Redevelopment Exchange System (ACRES) stores information reported by EPA Brownfields grant recipients on brownfields properties assessed or cleaned up with grant funding as well as information on Targeted Brownfields Assessments performed by EPA Regions. A listing of ACRES Brownfield sites is obtained from Cleanups in My Community. Cleanups in My Community provides information on Brownfields properties for which information is reported back to EPA, as well as areas served by Brownfields grant programs.

Date of Government Version: 06/21/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/22/2016	Telephone: 202-566-2777
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/21/2016
Number of Days to Update: 72	Next Scheduled EDR Contact: 01/02/2017
	Data Release Frequency: Semi-Annually

Local Lists of Landfill / Solid Waste Disposal Sites

HIST LF: Old Closed SW Disposal Sites

A list of solid waste disposal sites that have been closed for a long while.

Date of Government Version: 04/01/2000	Source: Department of Environmental Quality
Date Data Arrived at EDR: 07/08/2003	Telephone: 503-229-5409
Date Made Active in Reports: 07/18/2003	Last EDR Contact: 07/08/2003
Number of Days to Update: 10	Next Scheduled EDR Contact: N/A
	Data Release Frequency: No Update Planned

SWRCY: Recycling Facility Location Listing

A listing of recycling facility locations.

Date of Government Version: 05/01/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 06/02/2016	Telephone: 503-229-5353
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 09/01/2016
Number of Days to Update: 69	Next Scheduled EDR Contact: 12/12/2016
	Data Release Frequency: Quarterly

INDIAN ODI: Report on the Status of Open Dumps on Indian Lands

Location of open dumps on Indian land.

Date of Government Version: 12/31/1998	Source: Environmental Protection Agency
Date Data Arrived at EDR: 12/03/2007	Telephone: 703-308-8245
Date Made Active in Reports: 01/24/2008	Last EDR Contact: 08/05/2016
Number of Days to Update: 52	Next Scheduled EDR Contact: 11/14/2016
	Data Release Frequency: Varies

ODI: Open Dump Inventory

An open dump is defined as a disposal facility that does not comply with one or more of the Part 257 or Part 258 Subtitle D Criteria.

Date of Government Version: 06/30/1985	Source: Environmental Protection Agency
Date Data Arrived at EDR: 08/09/2004	Telephone: 800-424-9346
Date Made Active in Reports: 09/17/2004	Last EDR Contact: 06/09/2004
Number of Days to Update: 39	Next Scheduled EDR Contact: N/A
	Data Release Frequency: No Update Planned

DEBRIS REGION 9: Torres Martinez Reservation Illegal Dump Site Locations

A listing of illegal dump sites location on the Torres Martinez Indian Reservation located in eastern Riverside County and northern Imperial County, California.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 01/12/2009
Date Data Arrived at EDR: 05/07/2009
Date Made Active in Reports: 09/21/2009
Number of Days to Update: 137

Source: EPA, Region 9
Telephone: 415-947-4219
Last EDR Contact: 07/20/2016
Next Scheduled EDR Contact: 10/07/2016
Data Release Frequency: No Update Planned

Local Lists of Hazardous waste / Contaminated Sites

US HIST CDL: National Clandestine Laboratory Register

A listing of clandestine drug lab locations that have been removed from the DEAs National Clandestine Laboratory Register.

Date of Government Version: 08/31/2016
Date Data Arrived at EDR: 09/06/2016
Date Made Active in Reports: 09/23/2016
Number of Days to Update: 17

Source: Drug Enforcement Administration
Telephone: 202-307-1000
Last EDR Contact: 08/31/2016
Next Scheduled EDR Contact: 10/10/2016
Data Release Frequency: No Update Planned

AOC MU: East Multnomah County Area

Approximate extent of TSA VOC plume February , 2002

Date of Government Version: N/A
Date Data Arrived at EDR: 10/07/2002
Date Made Active in Reports: 10/22/2002
Number of Days to Update: 15

Source: City of Portland Environmental Services
Telephone: 503-823-5310
Last EDR Contact: 03/13/2007
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

AOC COL: Columbia Slough

Columbia Slough waterway boundaries.

Date of Government Version: 08/10/2005
Date Data Arrived at EDR: 05/17/2006
Date Made Active in Reports: 06/16/2006
Number of Days to Update: 30

Source: City of Portland Environmental Services
Telephone: 503-823-5310
Last EDR Contact: 03/13/2007
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

CDL 2: Clandestine Drug Lab Site Listing

A listing of clandestine drug lab site locations included in the Incident database.

Date of Government Version: 03/23/2016
Date Data Arrived at EDR: 05/06/2016
Date Made Active in Reports: 06/13/2016
Number of Days to Update: 38

Source: Oregon State Police
Telephone: 503-373-1540
Last EDR Contact: 08/03/2016
Next Scheduled EDR Contact: 11/14/2016
Data Release Frequency: Varies

CDL: Uninhabitable Drug Lab Properties

The properties listed on these county pages have been declared by a law enforcement agency to be unfit for use due to meth lab and/or storage activities. The properties are considered uninhabitable until cleaned up by a state certified decontamination contractor and a certificate of fitness is issued by the Oregon Health Division.

Date of Government Version: 04/19/2016
Date Data Arrived at EDR: 05/13/2016
Date Made Active in Reports: 06/13/2016
Number of Days to Update: 31

Source: Department of Consumer & Business Services
Telephone: 503-378-4133
Last EDR Contact: 08/08/2016
Next Scheduled EDR Contact: 11/21/2016
Data Release Frequency: Varies

US CDL: Clandestine Drug Labs

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 08/30/2016
Date Data Arrived at EDR: 09/06/2016
Date Made Active in Reports: 09/23/2016
Number of Days to Update: 17

Source: Drug Enforcement Administration
Telephone: 202-307-1000
Last EDR Contact: 08/31/2016
Next Scheduled EDR Contact: 12/12/2016
Data Release Frequency: Quarterly

Local Land Records

LIENS 2: CERCLA Lien Information

A Federal CERCLA ('Superfund') lien can exist by operation of law at any site or property at which EPA has spent Superfund monies. These monies are spent to investigate and address releases and threatened releases of contamination. CERCLIS provides information as to the identity of these sites and properties.

Date of Government Version: 02/18/2014
Date Data Arrived at EDR: 03/18/2014
Date Made Active in Reports: 04/24/2014
Number of Days to Update: 37

Source: Environmental Protection Agency
Telephone: 202-564-6023
Last EDR Contact: 07/29/2016
Next Scheduled EDR Contact: 11/07/2016
Data Release Frequency: Varies

Records of Emergency Release Reports

HMIRS: Hazardous Materials Information Reporting System

Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 06/27/2016
Date Data Arrived at EDR: 06/28/2016
Date Made Active in Reports: 09/23/2016
Number of Days to Update: 87

Source: U.S. Department of Transportation
Telephone: 202-366-4555
Last EDR Contact: 09/27/2016
Next Scheduled EDR Contact: 01/09/2017
Data Release Frequency: Annually

SPILLS: Spill Data

Oil and hazardous material spills reported to the Environmental Response Program.

Date of Government Version: 07/01/2016
Date Data Arrived at EDR: 07/12/2016
Date Made Active in Reports: 08/10/2016
Number of Days to Update: 29

Source: Department of Environmental Quality
Telephone: 503-229-5815
Last EDR Contact: 07/01/2016
Next Scheduled EDR Contact: 10/17/2016
Data Release Frequency: Semi-Annually

HAZMAT: Hazmat/Incidents

Hazardous material incidents reported to the State Fire Marshal by emergency responders. The hazardous material may or may not have been released.

Date of Government Version: 03/23/2016
Date Data Arrived at EDR: 05/06/2016
Date Made Active in Reports: 06/13/2016
Number of Days to Update: 38

Source: State Fire Marshal's Office
Telephone: 503-373-1540
Last EDR Contact: 08/03/2016
Next Scheduled EDR Contact: 11/14/2016
Data Release Frequency: Semi-Annually

SPILLS 90: SPILLS90 data from FirstSearch

Spills 90 includes those spill and release records available exclusively from FirstSearch databases. Typically, they may include chemical, oil and/or hazardous substance spills recorded after 1990. Duplicate records that are already included in EDR incident and release records are not included in Spills 90.

Date of Government Version: 05/01/2006
Date Data Arrived at EDR: 01/03/2013
Date Made Active in Reports: 02/22/2013
Number of Days to Update: 50

Source: FirstSearch
Telephone: N/A
Last EDR Contact: 01/03/2013
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

Other Ascertainable Records

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

RCRA NonGen / NLR: RCRA - Non Generators / No Longer Regulated

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Non-Generators do not presently generate hazardous waste.

Date of Government Version: 06/21/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/30/2016	Telephone: (206) 553-1200
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/28/2016
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Varies

FUDS: Formerly Used Defense Sites

The listing includes locations of Formerly Used Defense Sites properties where the US Army Corps of Engineers is actively working or will take necessary cleanup actions.

Date of Government Version: 01/31/2015	Source: U.S. Army Corps of Engineers
Date Data Arrived at EDR: 07/08/2015	Telephone: 202-528-4285
Date Made Active in Reports: 10/13/2015	Last EDR Contact: 09/09/2016
Number of Days to Update: 97	Next Scheduled EDR Contact: 12/19/2016
	Data Release Frequency: Varies

DOD: Department of Defense Sites

This data set consists of federally owned or administered lands, administered by the Department of Defense, that have any area equal to or greater than 640 acres of the United States, Puerto Rico, and the U.S. Virgin Islands.

Date of Government Version: 12/31/2005	Source: USGS
Date Data Arrived at EDR: 11/10/2006	Telephone: 888-275-8747
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 07/15/2016
Number of Days to Update: 62	Next Scheduled EDR Contact: 10/24/2016
	Data Release Frequency: Semi-Annually

FEDLAND: Federal and Indian Lands

Federally and Indian administrated lands of the United States. Lands included are administrated by: Army Corps of Engineers, Bureau of Reclamation, National Wild and Scenic River, National Wildlife Refuge, Public Domain Land, Wilderness, Wilderness Study Area, Wildlife Management Area, Bureau of Indian Affairs, Bureau of Land Management, Department of Justice, Forest Service, Fish and Wildlife Service, National Park Service.

Date of Government Version: 12/31/2005	Source: U.S. Geological Survey
Date Data Arrived at EDR: 02/06/2006	Telephone: 888-275-8747
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 07/15/2016
Number of Days to Update: 339	Next Scheduled EDR Contact: 10/24/2016
	Data Release Frequency: N/A

SCRD DRYCLEANERS: State Coalition for Remediation of Drycleaners Listing

The State Coalition for Remediation of Drycleaners was established in 1998, with support from the U.S. EPA Office of Superfund Remediation and Technology Innovation. It is comprised of representatives of states with established drycleaner remediation programs. Currently the member states are Alabama, Connecticut, Florida, Illinois, Kansas, Minnesota, Missouri, North Carolina, Oregon, South Carolina, Tennessee, Texas, and Wisconsin.

Date of Government Version: 03/07/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 03/09/2011	Telephone: 615-532-8599
Date Made Active in Reports: 05/02/2011	Last EDR Contact: 08/15/2016
Number of Days to Update: 54	Next Scheduled EDR Contact: 11/28/2016
	Data Release Frequency: Varies

US FIN ASSUR: Financial Assurance Information

All owners and operators of facilities that treat, store, or dispose of hazardous waste are required to provide proof that they will have sufficient funds to pay for the clean up, closure, and post-closure care of their facilities.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 05/08/2016
Date Data Arrived at EDR: 05/18/2016
Date Made Active in Reports: 09/02/2016
Number of Days to Update: 107

Source: Environmental Protection Agency
Telephone: 202-566-1917
Last EDR Contact: 08/17/2016
Next Scheduled EDR Contact: 11/28/2016
Data Release Frequency: Quarterly

EPA WATCH LIST: EPA WATCH LIST

EPA maintains a "Watch List" to facilitate dialogue between EPA, state and local environmental agencies on enforcement matters relating to facilities with alleged violations identified as either significant or high priority. Being on the Watch List does not mean that the facility has actually violated the law only that an investigation by EPA or a state or local environmental agency has led those organizations to allege that an unproven violation has in fact occurred. Being on the Watch List does not represent a higher level of concern regarding the alleged violations that were detected, but instead indicates cases requiring additional dialogue between EPA, state and local agencies - primarily because of the length of time the alleged violation has gone unaddressed or unresolved.

Date of Government Version: 08/30/2013
Date Data Arrived at EDR: 03/21/2014
Date Made Active in Reports: 06/17/2014
Number of Days to Update: 88

Source: Environmental Protection Agency
Telephone: 617-520-3000
Last EDR Contact: 08/08/2016
Next Scheduled EDR Contact: 11/21/2016
Data Release Frequency: Quarterly

2020 COR ACTION: 2020 Corrective Action Program List

The EPA has set ambitious goals for the RCRA Corrective Action program by creating the 2020 Corrective Action Universe. This RCRA cleanup baseline includes facilities expected to need corrective action. The 2020 universe contains a wide variety of sites. Some properties are heavily contaminated while others were contaminated but have since been cleaned up. Still others have not been fully investigated yet, and may require little or no remediation. Inclusion in the 2020 Universe does not necessarily imply failure on the part of a facility to meet its RCRA obligations.

Date of Government Version: 04/22/2013
Date Data Arrived at EDR: 03/03/2015
Date Made Active in Reports: 03/09/2015
Number of Days to Update: 6

Source: Environmental Protection Agency
Telephone: 703-308-4044
Last EDR Contact: 09/06/2016
Next Scheduled EDR Contact: 11/21/2016
Data Release Frequency: Varies

TSCA: Toxic Substances Control Act

Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2012
Date Data Arrived at EDR: 01/15/2015
Date Made Active in Reports: 01/29/2015
Number of Days to Update: 14

Source: EPA
Telephone: 202-260-5521
Last EDR Contact: 09/23/2016
Next Scheduled EDR Contact: 01/02/2017
Data Release Frequency: Every 4 Years

TRIS: Toxic Chemical Release Inventory System

Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2014
Date Data Arrived at EDR: 11/24/2015
Date Made Active in Reports: 04/05/2016
Number of Days to Update: 133

Source: EPA
Telephone: 202-566-0250
Last EDR Contact: 08/26/2016
Next Scheduled EDR Contact: 12/05/2016
Data Release Frequency: Annually

SSTS: Section 7 Tracking Systems

Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 12/31/2009
Date Data Arrived at EDR: 12/10/2010
Date Made Active in Reports: 02/25/2011
Number of Days to Update: 77

Source: EPA
Telephone: 202-564-4203
Last EDR Contact: 07/25/2016
Next Scheduled EDR Contact: 11/07/2016
Data Release Frequency: Annually

ROD: Records Of Decision

Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 11/25/2013
Date Data Arrived at EDR: 12/12/2013
Date Made Active in Reports: 02/24/2014
Number of Days to Update: 74

Source: EPA
Telephone: 703-416-0223
Last EDR Contact: 09/09/2016
Next Scheduled EDR Contact: 12/19/2016
Data Release Frequency: Annually

RMP: Risk Management Plans

When Congress passed the Clean Air Act Amendments of 1990, it required EPA to publish regulations and guidance for chemical accident prevention at facilities using extremely hazardous substances. The Risk Management Program Rule (RMP Rule) was written to implement Section 112(r) of these amendments. The rule, which built upon existing industry codes and standards, requires companies of all sizes that use certain flammable and toxic substances to develop a Risk Management Program, which includes a(n): Hazard assessment that details the potential effects of an accidental release, an accident history of the last five years, and an evaluation of worst-case and alternative accidental releases; Prevention program that includes safety precautions and maintenance, monitoring, and employee training measures; and Emergency response program that spells out emergency health care, employee training measures and procedures for informing the public and response agencies (e.g the fire department) should an accident occur.

Date of Government Version: 05/01/2016
Date Data Arrived at EDR: 05/26/2016
Date Made Active in Reports: 09/02/2016
Number of Days to Update: 99

Source: Environmental Protection Agency
Telephone: 202-564-8600
Last EDR Contact: 07/25/2016
Next Scheduled EDR Contact: 11/07/2016
Data Release Frequency: Varies

RAATS: RCRA Administrative Action Tracking System

RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995
Date Data Arrived at EDR: 07/03/1995
Date Made Active in Reports: 08/07/1995
Number of Days to Update: 35

Source: EPA
Telephone: 202-564-4104
Last EDR Contact: 06/02/2008
Next Scheduled EDR Contact: 09/01/2008
Data Release Frequency: No Update Planned

PRP: Potentially Responsible Parties

A listing of verified Potentially Responsible Parties

Date of Government Version: 10/25/2013
Date Data Arrived at EDR: 10/17/2014
Date Made Active in Reports: 10/20/2014
Number of Days to Update: 3

Source: EPA
Telephone: 202-564-6023
Last EDR Contact: 08/12/2016
Next Scheduled EDR Contact: 11/21/2016
Data Release Frequency: Quarterly

PADS: PCB Activity Database System

PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 01/20/2016
Date Data Arrived at EDR: 04/28/2016
Date Made Active in Reports: 09/02/2016
Number of Days to Update: 127

Source: EPA
Telephone: 202-566-0500
Last EDR Contact: 07/15/2016
Next Scheduled EDR Contact: 10/24/2016
Data Release Frequency: Annually

ICIS: Integrated Compliance Information System

The Integrated Compliance Information System (ICIS) supports the information needs of the national enforcement and compliance program as well as the unique needs of the National Pollutant Discharge Elimination System (NPDES) program.

Date of Government Version: 01/23/2015
Date Data Arrived at EDR: 02/06/2015
Date Made Active in Reports: 03/09/2015
Number of Days to Update: 31

Source: Environmental Protection Agency
Telephone: 202-564-5088
Last EDR Contact: 07/07/2016
Next Scheduled EDR Contact: 10/24/2016
Data Release Frequency: Quarterly

FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 04/09/2009
Date Data Arrived at EDR: 04/16/2009
Date Made Active in Reports: 05/11/2009
Number of Days to Update: 25

Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Telephone: 202-566-1667
Last EDR Contact: 08/17/2016
Next Scheduled EDR Contact: 12/05/2016
Data Release Frequency: Quarterly

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)
A listing of FIFRA/TSCA Tracking System (FTTS) inspections and enforcements.

Date of Government Version: 04/09/2009
Date Data Arrived at EDR: 04/16/2009
Date Made Active in Reports: 05/11/2009
Number of Days to Update: 25

Source: EPA
Telephone: 202-566-1667
Last EDR Contact: 08/17/2016
Next Scheduled EDR Contact: 12/05/2016
Data Release Frequency: Quarterly

MLTS: Material Licensing Tracking System

MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 03/07/2016
Date Data Arrived at EDR: 03/18/2016
Date Made Active in Reports: 04/15/2016
Number of Days to Update: 28

Source: Nuclear Regulatory Commission
Telephone: 301-415-7169
Last EDR Contact: 09/05/2016
Next Scheduled EDR Contact: 11/21/2016
Data Release Frequency: Quarterly

COAL ASH DOE: Steam-Electric Plant Operation Data

A listing of power plants that store ash in surface ponds.

Date of Government Version: 12/31/2005
Date Data Arrived at EDR: 08/07/2009
Date Made Active in Reports: 10/22/2009
Number of Days to Update: 76

Source: Department of Energy
Telephone: 202-586-8719
Last EDR Contact: 09/09/2016
Next Scheduled EDR Contact: 12/19/2016
Data Release Frequency: Varies

COAL ASH EPA: Coal Combustion Residues Surface Impoundments List

A listing of coal combustion residues surface impoundments with high hazard potential ratings.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 07/01/2014
Date Data Arrived at EDR: 09/10/2014
Date Made Active in Reports: 10/20/2014
Number of Days to Update: 40

Source: Environmental Protection Agency
Telephone: N/A
Last EDR Contact: 09/06/2016
Next Scheduled EDR Contact: 12/19/2016
Data Release Frequency: Varies

PCB TRANSFORMER: PCB Transformer Registration Database

The database of PCB transformer registrations that includes all PCB registration submittals.

Date of Government Version: 02/01/2011
Date Data Arrived at EDR: 10/19/2011
Date Made Active in Reports: 01/10/2012
Number of Days to Update: 83

Source: Environmental Protection Agency
Telephone: 202-566-0517
Last EDR Contact: 07/29/2016
Next Scheduled EDR Contact: 11/07/2016
Data Release Frequency: Varies

RADINFO: Radiation Information Database

The Radiation Information Database (RADINFO) contains information about facilities that are regulated by U.S. Environmental Protection Agency (EPA) regulations for radiation and radioactivity.

Date of Government Version: 07/07/2015
Date Data Arrived at EDR: 07/09/2015
Date Made Active in Reports: 09/16/2015
Number of Days to Update: 69

Source: Environmental Protection Agency
Telephone: 202-343-9775
Last EDR Contact: 07/07/2016
Next Scheduled EDR Contact: 10/17/2016
Data Release Frequency: Quarterly

HIST FTTS: FIFRA/TSCA Tracking System Administrative Case Listing

A complete administrative case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006
Date Data Arrived at EDR: 03/01/2007
Date Made Active in Reports: 04/10/2007
Number of Days to Update: 40

Source: Environmental Protection Agency
Telephone: 202-564-2501
Last EDR Contact: 12/17/2007
Next Scheduled EDR Contact: 03/17/2008
Data Release Frequency: No Update Planned

HIST FTTS INSP: FIFRA/TSCA Tracking System Inspection & Enforcement Case Listing

A complete inspection and enforcement case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006
Date Data Arrived at EDR: 03/01/2007
Date Made Active in Reports: 04/10/2007
Number of Days to Update: 40

Source: Environmental Protection Agency
Telephone: 202-564-2501
Last EDR Contact: 12/17/2008
Next Scheduled EDR Contact: 03/17/2008
Data Release Frequency: No Update Planned

DOT OPS: Incident and Accident Data

Department of Transportation, Office of Pipeline Safety Incident and Accident data.

Date of Government Version: 07/31/2012
Date Data Arrived at EDR: 08/07/2012
Date Made Active in Reports: 09/18/2012
Number of Days to Update: 42

Source: Department of Transportation, Office of Pipeline Safety
Telephone: 202-366-4595
Last EDR Contact: 08/02/2016
Next Scheduled EDR Contact: 11/14/2016
Data Release Frequency: Varies

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

CONSENT: Superfund (CERCLA) Consent Decrees

Major legal settlements that establish responsibility and standards for cleanup at NPL (Superfund) sites. Released periodically by United States District Courts after settlement by parties to litigation matters.

Date of Government Version: 03/31/2016	Source: Department of Justice, Consent Decree Library
Date Data Arrived at EDR: 08/01/2016	Telephone: Varies
Date Made Active in Reports: 09/23/2016	Last EDR Contact: 09/26/2016
Number of Days to Update: 53	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Varies

BRS: Biennial Reporting System

The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2013	Source: EPA/NTIS
Date Data Arrived at EDR: 02/24/2015	Telephone: 800-424-9346
Date Made Active in Reports: 09/30/2015	Last EDR Contact: 08/26/2016
Number of Days to Update: 218	Next Scheduled EDR Contact: 12/05/2016
	Data Release Frequency: Biennially

INDIAN RESERV: Indian Reservations

This map layer portrays Indian administered lands of the United States that have any area equal to or greater than 640 acres.

Date of Government Version: 12/31/2005	Source: USGS
Date Data Arrived at EDR: 12/08/2006	Telephone: 202-208-3710
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 07/15/2016
Number of Days to Update: 34	Next Scheduled EDR Contact: 10/24/2016
	Data Release Frequency: Semi-Annually

FUSRAP: Formerly Utilized Sites Remedial Action Program

DOE established the Formerly Utilized Sites Remedial Action Program (FUSRAP) in 1974 to remediate sites where radioactive contamination remained from Manhattan Project and early U.S. Atomic Energy Commission (AEC) operations.

Date of Government Version: 07/21/2016	Source: Department of Energy
Date Data Arrived at EDR: 07/26/2016	Telephone: 202-586-3559
Date Made Active in Reports: 09/23/2016	Last EDR Contact: 07/26/2016
Number of Days to Update: 59	Next Scheduled EDR Contact: 11/21/2016
	Data Release Frequency: Varies

UMTRA: Uranium Mill Tailings Sites

Uranium ore was mined by private companies for federal government use in national defense programs. When the mills shut down, large piles of the sand-like material (mill tailings) remain after uranium has been extracted from the ore. Levels of human exposure to radioactive materials from the piles are low; however, in some cases tailings were used as construction materials before the potential health hazards of the tailings were recognized.

Date of Government Version: 09/14/2010	Source: Department of Energy
Date Data Arrived at EDR: 10/07/2011	Telephone: 505-845-0011
Date Made Active in Reports: 03/01/2012	Last EDR Contact: 09/09/2016
Number of Days to Update: 146	Next Scheduled EDR Contact: 12/05/2016
	Data Release Frequency: Varies

LEAD SMELTER 1: Lead Smelter Sites

A listing of former lead smelter site locations.

Date of Government Version: 03/07/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 04/07/2016	Telephone: 703-603-8787
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 09/29/2016
Number of Days to Update: 148	Next Scheduled EDR Contact: 01/16/2017
	Data Release Frequency: Varies

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

LEAD SMELTER 2: Lead Smelter Sites

A list of several hundred sites in the U.S. where secondary lead smelting was done from 1931 and 1964. These sites may pose a threat to public health through ingestion or inhalation of contaminated soil or dust

Date of Government Version: 04/05/2001
Date Data Arrived at EDR: 10/27/2010
Date Made Active in Reports: 12/02/2010
Number of Days to Update: 36

Source: American Journal of Public Health
Telephone: 703-305-6451
Last EDR Contact: 12/02/2009
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

US AIRS (AFS): Aerometric Information Retrieval System Facility Subsystem (AFS)

The database is a sub-system of Aerometric Information Retrieval System (AIRS). AFS contains compliance data on air pollution point sources regulated by the U.S. EPA and/or state and local air regulatory agencies. This information comes from source reports by various stationary sources of air pollution, such as electric power plants, steel mills, factories, and universities, and provides information about the air pollutants they produce. Action, air program, air program pollutant, and general level plant data. It is used to track emissions and compliance data from industrial plants.

Date of Government Version: 10/20/2015
Date Data Arrived at EDR: 10/27/2015
Date Made Active in Reports: 01/04/2016
Number of Days to Update: 69

Source: EPA
Telephone: 202-564-2496
Last EDR Contact: 09/26/2016
Next Scheduled EDR Contact: 01/09/2017
Data Release Frequency: Annually

US AIRS MINOR: Air Facility System Data

A listing of minor source facilities.

Date of Government Version: 10/20/2015
Date Data Arrived at EDR: 10/27/2015
Date Made Active in Reports: 01/04/2016
Number of Days to Update: 69

Source: EPA
Telephone: 202-564-2496
Last EDR Contact: 09/26/2016
Next Scheduled EDR Contact: 01/09/2017
Data Release Frequency: Annually

US MINES: Mines Master Index File

Contains all mine identification numbers issued for mines active or opened since 1971. The data also includes violation information.

Date of Government Version: 08/05/2016
Date Data Arrived at EDR: 09/01/2016
Date Made Active in Reports: 09/23/2016
Number of Days to Update: 22

Source: Department of Labor, Mine Safety and Health Administration
Telephone: 303-231-5959
Last EDR Contact: 09/01/2016
Next Scheduled EDR Contact: 12/12/2016
Data Release Frequency: Semi-Annually

US MINES 2: Ferrous and Nonferrous Metal Mines Database Listing

This map layer includes ferrous (ferrous metal mines are facilities that extract ferrous metals, such as iron ore or molybdenum) and nonferrous (Nonferrous metal mines are facilities that extract nonferrous metals, such as gold, silver, copper, zinc, and lead) metal mines in the United States.

Date of Government Version: 12/05/2005
Date Data Arrived at EDR: 02/29/2008
Date Made Active in Reports: 04/18/2008
Number of Days to Update: 49

Source: USGS
Telephone: 703-648-7709
Last EDR Contact: 09/02/2016
Next Scheduled EDR Contact: 12/12/2016
Data Release Frequency: Varies

US MINES 3: Active Mines & Mineral Plants Database Listing

Active Mines and Mineral Processing Plant operations for commodities monitored by the Minerals Information Team of the USGS.

Date of Government Version: 04/14/2011
Date Data Arrived at EDR: 06/08/2011
Date Made Active in Reports: 09/13/2011
Number of Days to Update: 97

Source: USGS
Telephone: 703-648-7709
Last EDR Contact: 09/02/2016
Next Scheduled EDR Contact: 12/12/2016
Data Release Frequency: Varies

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

FINDS: Facility Index System/Facility Registry System

Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 07/20/2015	Source: EPA
Date Data Arrived at EDR: 09/09/2015	Telephone: (206) 553-1200
Date Made Active in Reports: 11/03/2015	Last EDR Contact: 09/07/2016
Number of Days to Update: 55	Next Scheduled EDR Contact: 12/19/2016
	Data Release Frequency: Quarterly

DOCKET HWC: Hazardous Waste Compliance Docket Listing

A complete list of the Federal Agency Hazardous Waste Compliance Docket Facilities.

Date of Government Version: 06/02/2016	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/03/2016	Telephone: 202-564-0527
Date Made Active in Reports: 09/02/2016	Last EDR Contact: 08/24/2016
Number of Days to Update: 91	Next Scheduled EDR Contact: 12/12/2016
	Data Release Frequency: Varies

UXO: Unexploded Ordnance Sites

A listing of unexploded ordnance site locations

Date of Government Version: 10/25/2015	Source: Department of Defense
Date Data Arrived at EDR: 01/29/2016	Telephone: 571-373-0407
Date Made Active in Reports: 04/05/2016	Last EDR Contact: 09/19/2016
Number of Days to Update: 67	Next Scheduled EDR Contact: 01/02/2017
	Data Release Frequency: Varies

AIRS: Oregon Title V Facility Listing

A listing of Title V facility source and emissions information.

Date of Government Version: 12/31/2014	Source: Department of Environmental Quality
Date Data Arrived at EDR: 02/19/2016	Telephone: 503-229-6459
Date Made Active in Reports: 03/15/2016	Last EDR Contact: 07/01/2016
Number of Days to Update: 25	Next Scheduled EDR Contact: 10/17/2016
	Data Release Frequency: Varies

COAL ASH: Coal Ash Disposal Sites Listing

A listing of coal ash disposal sites.

Date of Government Version: 12/31/2014	Source: Department of Environmental Quality
Date Data Arrived at EDR: 09/10/2015	Telephone: 541-298-7255
Date Made Active in Reports: 11/10/2015	Last EDR Contact: 09/06/2016
Number of Days to Update: 61	Next Scheduled EDR Contact: 12/19/2016
	Data Release Frequency: Varies

DRYCLEANERS: Drycleaning Facilities

A listing of registered drycleaning facilities in Oregon.

Date of Government Version: 05/02/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 05/03/2016	Telephone: 503-229-6783
Date Made Active in Reports: 06/13/2016	Last EDR Contact: 07/29/2016
Number of Days to Update: 41	Next Scheduled EDR Contact: 11/14/2016
	Data Release Frequency: Varies

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Financial Assurance 1: Financial Assurance Information Listing

Financial assurance information for hazardous waste facilities.

Date of Government Version: 03/14/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 04/08/2016	Telephone: 541-633-2011
Date Made Active in Reports: 05/04/2016	Last EDR Contact: 08/22/2016
Number of Days to Update: 26	Next Scheduled EDR Contact: 12/05/2016
	Data Release Frequency: Varies

Financial Assurance 2: Financial Assurance Information Listing

Financial assurance information for solid waste facilities. Financial assurance is intended to ensure that resources are available to pay for the cost of closure, post-closure care, and corrective measures if the owner or operator of a regulated facility is unable or unwilling to pay.

Date of Government Version: 05/26/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 06/03/2016	Telephone: 503-229-5521
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 08/22/2016
Number of Days to Update: 68	Next Scheduled EDR Contact: 12/05/2016
	Data Release Frequency: Varies

HSIS: Hazardous Substance Information Survey

Companies in Oregon submitting the Hazardous Substance Information Survey and either reporting or not reporting hazardous substances.

Date of Government Version: 04/28/2016	Source: State Fire Marshal's Office
Date Data Arrived at EDR: 06/01/2016	Telephone: 503-373-1540
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 09/20/2016
Number of Days to Update: 70	Next Scheduled EDR Contact: 01/02/2017
	Data Release Frequency: Semi-Annually

OR MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2015	Source: Department of Environmental Quality
Date Data Arrived at EDR: 05/24/2016	Telephone: N/A
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 08/08/2016
Number of Days to Update: 78	Next Scheduled EDR Contact: 11/21/2016
	Data Release Frequency: Annually

NPDES: Wastewater Permits Database

A listing of permitted wastewater facilities.

Date of Government Version: 05/13/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 05/17/2016	Telephone: 503-229-5657
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 08/08/2016
Number of Days to Update: 85	Next Scheduled EDR Contact: 11/21/2016
	Data Release Frequency: Quarterly

UIC: Underground Injection Control Program Database

DEQ's Underground Injection Control Program is authorized by the Environmental Protection Agency (EPA) to regulate all underground injection in Oregon to protect groundwater resources.

Date of Government Version: 06/27/2016	Source: Department of Environmental Quality
Date Data Arrived at EDR: 06/30/2016	Telephone: 503-229-5945
Date Made Active in Reports: 08/10/2016	Last EDR Contact: 09/26/2016
Number of Days to Update: 41	Next Scheduled EDR Contact: 01/09/2017
	Data Release Frequency: Varies

FUELS PROGRAM: EPA Fuels Program Registered Listing

This listing includes facilities that are registered under the Part 80 (Code of Federal Regulations) EPA Fuels Programs. All companies now are required to submit new and updated registrations.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 05/24/2016
Date Data Arrived at EDR: 05/25/2016
Date Made Active in Reports: 07/13/2016
Number of Days to Update: 49

Source: EPA
Telephone: 800-385-6164
Last EDR Contact: 08/23/2016
Next Scheduled EDR Contact: 12/05/2016
Data Release Frequency: Quarterly

ECHO: Enforcement & Compliance History Information

ECHO provides integrated compliance and enforcement information for about 800,000 regulated facilities nationwide.

Date of Government Version: 09/20/2015
Date Data Arrived at EDR: 09/23/2015
Date Made Active in Reports: 01/04/2016
Number of Days to Update: 103

Source: Environmental Protection Agency
Telephone: 202-564-2280
Last EDR Contact: 09/20/2016
Next Scheduled EDR Contact: 01/02/2017
Data Release Frequency: Quarterly

EDR HIGH RISK HISTORICAL RECORDS

EDR Exclusive Records

EDR MGP: EDR Proprietary Manufactured Gas Plants

The EDR Proprietary Manufactured Gas Plant Database includes records of coal gas plants (manufactured gas plants) compiled by EDR's researchers. Manufactured gas sites were used in the United States from the 1800's to 1950's to produce a gas that could be distributed and used as fuel. These plants used whale oil, rosin, coal, or a mixture of coal, oil, and water that also produced a significant amount of waste. Many of the byproducts of the gas production, such as coal tar (oily waste containing volatile and non-volatile chemicals), sludges, oils and other compounds are potentially hazardous to human health and the environment. The byproduct from this process was frequently disposed of directly at the plant site and can remain or spread slowly, serving as a continuous source of soil and groundwater contamination.

Date of Government Version: N/A
Date Data Arrived at EDR: N/A
Date Made Active in Reports: N/A
Number of Days to Update: N/A

Source: EDR, Inc.
Telephone: N/A
Last EDR Contact: N/A
Next Scheduled EDR Contact: N/A
Data Release Frequency: No Update Planned

EDR Hist Auto: EDR Exclusive Historic Gas Stations

EDR has searched selected national collections of business directories and has collected listings of potential gas station/filling station/service station sites that were available to EDR researchers. EDR's review was limited to those categories of sources that might, in EDR's opinion, include gas station/filling station/service station establishments. The categories reviewed included, but were not limited to gas, gas station, gasoline station, filling station, auto, automobile repair, auto service station, service station, etc. This database falls within a category of information EDR classifies as "High Risk Historical Records", or HRHR. EDR's HRHR effort presents unique and sometimes proprietary data about past sites and operations that typically create environmental concerns, but may not show up in current government records searches.

Date of Government Version: N/A
Date Data Arrived at EDR: N/A
Date Made Active in Reports: N/A
Number of Days to Update: N/A

Source: EDR, Inc.
Telephone: N/A
Last EDR Contact: N/A
Next Scheduled EDR Contact: N/A
Data Release Frequency: Varies

EDR Hist Cleaner: EDR Exclusive Historic Dry Cleaners

EDR has searched selected national collections of business directories and has collected listings of potential dry cleaner sites that were available to EDR researchers. EDR's review was limited to those categories of sources that might, in EDR's opinion, include dry cleaning establishments. The categories reviewed included, but were not limited to dry cleaners, cleaners, laundry, laundromat, cleaning/laundry, wash & dry etc. This database falls within a category of information EDR classifies as "High Risk Historical Records", or HRHR. EDR's HRHR effort presents unique and sometimes proprietary data about past sites and operations that typically create environmental concerns, but may not show up in current government records searches.

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: N/A
Date Data Arrived at EDR: N/A
Date Made Active in Reports: N/A
Number of Days to Update: N/A

Source: EDR, Inc.
Telephone: N/A
Last EDR Contact: N/A
Next Scheduled EDR Contact: N/A
Data Release Frequency: Varies

EDR RECOVERED GOVERNMENT ARCHIVES

Exclusive Recovered Govt. Archives

RGA HWS: Recovered Government Archive State Hazardous Waste Facilities List

The EDR Recovered Government Archive State Hazardous Waste database provides a list of SHWS incidents derived from historical databases and includes many records that no longer appear in current government lists. Compiled from Records formerly available from the Department of Environmental Quality in Oregon.

Date of Government Version: N/A
Date Data Arrived at EDR: 07/01/2013
Date Made Active in Reports: 01/03/2014
Number of Days to Update: 186

Source: Department of Environmental Quality
Telephone: N/A
Last EDR Contact: 06/01/2012
Next Scheduled EDR Contact: N/A
Data Release Frequency: Varies

RGA LF: Recovered Government Archive Solid Waste Facilities List

The EDR Recovered Government Archive Landfill database provides a list of landfills derived from historical databases and includes many records that no longer appear in current government lists. Compiled from Records formerly available from the Department of Environmental Quality in Oregon.

Date of Government Version: N/A
Date Data Arrived at EDR: 07/01/2013
Date Made Active in Reports: 01/13/2014
Number of Days to Update: 196

Source: Department of Environmental Quality
Telephone: N/A
Last EDR Contact: 06/01/2012
Next Scheduled EDR Contact: N/A
Data Release Frequency: Varies

RGA LUST: Recovered Government Archive Leaking Underground Storage Tank

The EDR Recovered Government Archive Leaking Underground Storage Tank database provides a list of LUST incidents derived from historical databases and includes many records that no longer appear in current government lists. Compiled from Records formerly available from the Department of Environmental Quality in Oregon.

Date of Government Version: N/A
Date Data Arrived at EDR: 07/01/2013
Date Made Active in Reports: 12/27/2013
Number of Days to Update: 179

Source: Department of Environmental Quality
Telephone: N/A
Last EDR Contact: 06/01/2012
Next Scheduled EDR Contact: N/A
Data Release Frequency: Varies

OTHER DATABASE(S)

Depending on the geographic area covered by this report, the data provided in these specialty databases may or may not be complete. For example, the existence of wetlands information data in a specific report does not mean that all wetlands in the area covered by the report are included. Moreover, the absence of any reported wetlands information does not necessarily mean that wetlands do not exist in the area covered by the report.

NY MANIFEST: Facility and Manifest Data

Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 08/01/2016
Date Data Arrived at EDR: 08/03/2016
Date Made Active in Reports: 09/09/2016
Number of Days to Update: 37

Source: Department of Environmental Conservation
Telephone: 518-402-8651
Last EDR Contact: 08/03/2016
Next Scheduled EDR Contact: 11/14/2016
Data Release Frequency: Annually

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

WI MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2015

Date Data Arrived at EDR: 04/14/2016

Date Made Active in Reports: 06/03/2016

Number of Days to Update: 50

Source: Department of Natural Resources

Telephone: N/A

Last EDR Contact: 09/12/2016

Next Scheduled EDR Contact: 12/26/2016

Data Release Frequency: Annually

Oil/Gas Pipelines

Source: PennWell Corporation

Petroleum Bundle (Crude Oil, Refined Products, Petrochemicals, Gas Liquids (LPG/NGL), and Specialty Gases (Miscellaneous)) N = Natural Gas Bundle (Natural Gas, Gas Liquids (LPG/NGL), and Specialty Gases (Miscellaneous)). This map includes information copyrighted by PennWell Corporation. This information is provided on a best effort basis and PennWell Corporation does not guarantee its accuracy nor warrant its fitness for any particular purpose. Such information has been reprinted with the permission of PennWell.

Electric Power Transmission Line Data

Source: PennWell Corporation

This map includes information copyrighted by PennWell Corporation. This information is provided on a best effort basis and PennWell Corporation does not guarantee its accuracy nor warrant its fitness for any particular purpose. Such information has been reprinted with the permission of PennWell.

Sensitive Receptors: There are individuals deemed sensitive receptors due to their fragile immune systems and special sensitivity to environmental discharges. These sensitive receptors typically include the elderly, the sick, and children. While the location of all sensitive receptors cannot be determined, EDR indicates those buildings and facilities - schools, daycares, hospitals, medical centers, and nursing homes - where individuals who are sensitive receptors are likely to be located.

AHA Hospitals:

Source: American Hospital Association, Inc.

Telephone: 312-280-5991

The database includes a listing of hospitals based on the American Hospital Association's annual survey of hospitals.

Medical Centers: Provider of Services Listing

Source: Centers for Medicare & Medicaid Services

Telephone: 410-786-3000

A listing of hospitals with Medicare provider number, produced by Centers of Medicare & Medicaid Services, a federal agency within the U.S. Department of Health and Human Services.

Nursing Homes

Source: National Institutes of Health

Telephone: 301-594-6248

Information on Medicare and Medicaid certified nursing homes in the United States.

Public Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on elementary and secondary public education in the United States. It is a comprehensive, annual, national statistical database of all public elementary and secondary schools and school districts, which contains data that are comparable across all states.

Private Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on private school locations in the United States.

Daycare Centers: Child Care Listings

Source: Employment Department

Telephone: 503-947-1420

Flood Zone Data: This data was obtained from the Federal Emergency Management Agency (FEMA). It depicts 100-year and 500-year flood zones as defined by FEMA. It includes the National Flood Hazard Layer (NFHL) which incorporates Flood Insurance Rate Map (FIRM) data and Q3 data from FEMA in areas not covered by NFHL.

Source: FEMA

Telephone: 877-336-2627

Date of Government Version: 2003, 2015

GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002, 2005 and 2010 from the U.S. Fish and Wildlife Service.

State Wetlands Data: Wetlands Inventory Data
Source: Oregon Geospatial Enterprise Office
Telephone: 503-378-2166

Current USGS 7.5 Minute Topographic Map
Source: U.S. Geological Survey

STREET AND ADDRESS INFORMATION

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GEOCHECK[®] - PHYSICAL SETTING SOURCE ADDENDUM

TARGET PROPERTY ADDRESS

PORT OF NEWPORT SOUTH BEACH PARK
SOUTHWEST JETTY WAY
NEWPORT, OR 97365

TARGET PROPERTY COORDINATES

Latitude (North):	44.619436 - 44° 37' 9.97"
Longitude (West):	124.053394 - 124° 3' 12.22"
Universal Transverse Mercator:	Zone 10
UTM X (Meters):	416426.2
UTM Y (Meters):	4940999.0
Elevation:	6 ft. above sea level

USGS TOPOGRAPHIC MAP

Target Property Map:	6066150 NEWPORT SOUTH, OR
Version Date:	2014

North Map:	6066148 NEWPORT NORTH, OR
Version Date:	2014

EDR's GeoCheck Physical Setting Source Addendum is provided to assist the environmental professional in forming an opinion about the impact of potential contaminant migration.

Assessment of the impact of contaminant migration generally has two principal investigative components:

1. Groundwater flow direction, and
2. Groundwater flow velocity.

Groundwater flow direction may be impacted by surface topography, hydrology, hydrogeology, characteristics of the soil, and nearby wells. Groundwater flow velocity is generally impacted by the nature of the geologic strata.

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

GROUNDWATER FLOW DIRECTION INFORMATION

Groundwater flow direction for a particular site is best determined by a qualified environmental professional using site-specific well data. If such data is not reasonably ascertainable, it may be necessary to rely on other sources of information, such as surface topographic information, hydrologic information, hydrogeologic data collected on nearby properties, and regional groundwater flow information (from deep aquifers).

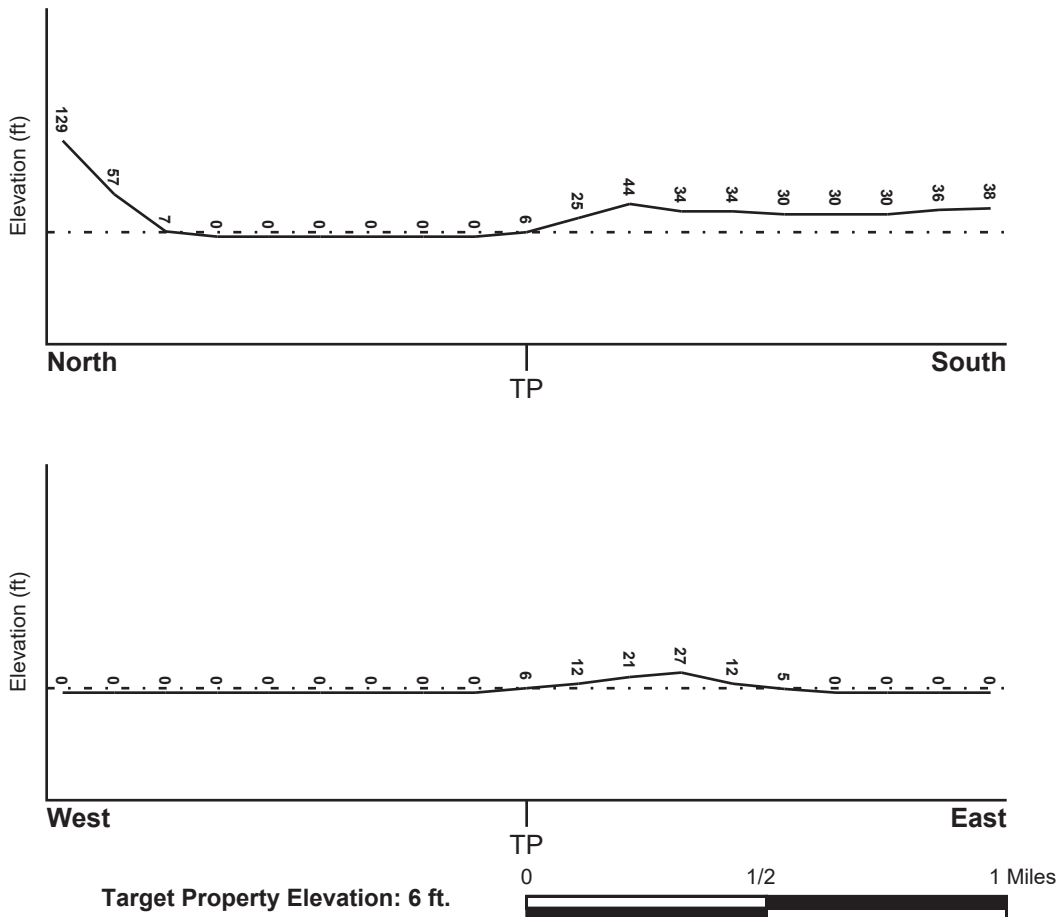
TOPOGRAPHIC INFORMATION

Surface topography may be indicative of the direction of surficial groundwater flow. This information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

TARGET PROPERTY TOPOGRAPHY

General Topographic Gradient: General NNW

SURROUNDING TOPOGRAPHY: ELEVATION PROFILES



Source: Topography has been determined from the USGS 7.5' Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified.

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

HYDROLOGIC INFORMATION

Surface water can act as a hydrologic barrier to groundwater flow. Such hydrologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

Refer to the Physical Setting Source Map following this summary for hydrologic information (major waterways and bodies of water).

FEMA FLOOD ZONE

<u>Flood Plain Panel at Target Property</u>	<u>FEMA Source Type</u>
41041C0506D	FEMA FIRM Flood data
<u>Additional Panels in search area:</u>	<u>FEMA Source Type</u>
41041C0364D	FEMA FIRM Flood data
41041C0368D	FEMA FIRM Flood data
41041C0502D	FEMA FIRM Flood data

NATIONAL WETLAND INVENTORY

<u>NWI Quad at Target Property</u>	<u>NWI Electronic Data Coverage</u>
NEWPORT SOUTH	YES - refer to the Overview Map and Detail Map

HYDROGEOLOGIC INFORMATION

Hydrogeologic information obtained by installation of wells on a specific site can often be an indicator of groundwater flow direction in the immediate area. Such hydrogeologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

AQUIFLOW®

Search Radius: 1.000 Mile.

EDR has developed the AQUIFLOW Information System to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted by environmental professionals to regulatory authorities at select sites and has extracted the date of the report, groundwater flow direction as determined hydrogeologically, and the depth to water table.

<u>MAP ID</u>	<u>LOCATION FROM TP</u>	<u>GENERAL DIRECTION GROUNDWATER FLOW</u>
Not Reported		

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

GROUNDWATER FLOW VELOCITY INFORMATION

Groundwater flow velocity information for a particular site is best determined by a qualified environmental professional using site specific geologic and soil strata data. If such data are not reasonably ascertainable, it may be necessary to rely on other sources of information, including geologic age identification, rock stratigraphic unit and soil characteristics data collected on nearby properties and regional soil information. In general, contaminant plumes move more quickly through sandy-gravelly types of soils than silty-clayey types of soils.

GEOLOGIC INFORMATION IN GENERAL AREA OF TARGET PROPERTY

Geologic information can be used by the environmental professional in forming an opinion about the relative speed at which contaminant migration may be occurring.

ROCK STRATIGRAPHIC UNIT

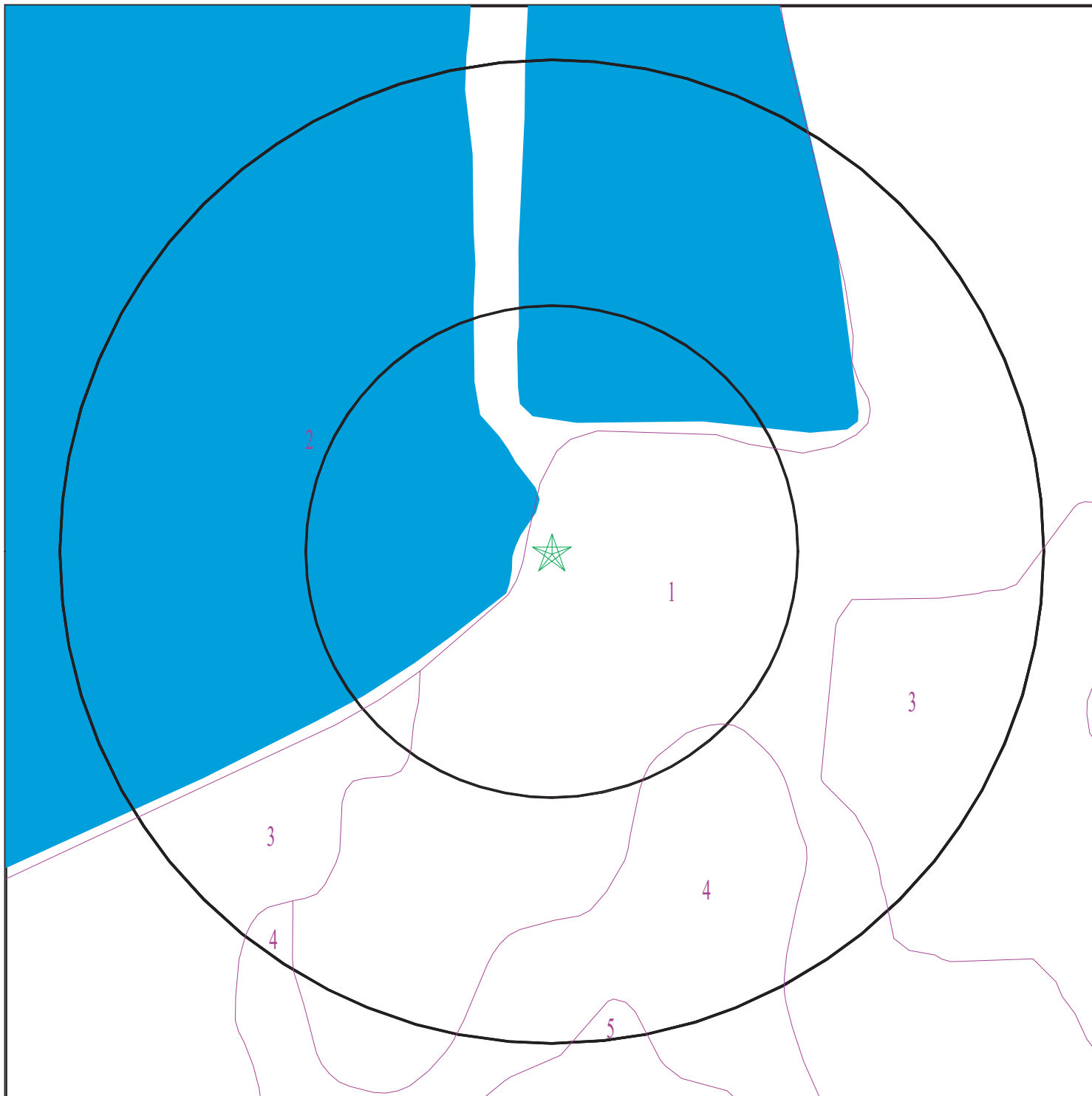
Era: Cenozoic
System: Tertiary
Series: Miocene
Code: Tm (*decoded above as Era, System & Series*)

GEOLOGIC AGE IDENTIFICATION

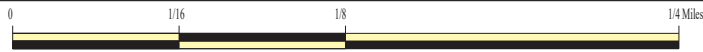
Category: Stratified Sequence

Geologic Age and Rock Stratigraphic Unit Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - a digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

SSURGO SOIL MAP - 4741778.2s



- ★ Target Property
- SSURGO Soil
- Water



SITE NAME: Port of Newport South Beach Park
ADDRESS: Southwest Jetty Way
Newport OR 97365
LAT/LONG: 44.619436 / 124.053394

CLIENT: Portage Environmental
CONTACT: James Jackson
INQUIRY #: 4741778.2s
DATE: September 30, 2016 3:06 pm

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

DOMINANT SOIL COMPOSITION IN GENERAL AREA OF TARGET PROPERTY

The U.S. Department of Agriculture's (USDA) Soil Conservation Service (SCS) leads the National Cooperative Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. The following information is based on Soil Conservation Service SSURGO data.

Soil Map ID: 1

Soil Component Name: Urban land

Soil Surface Texture:
Hydrologic Group: Class D - Very slow infiltration rates. Soils are clayey, have a high water table, or are shallow to an impervious layer.

Soil Drainage Class:
Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Not Reported

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

No Layer Information available.

Soil Map ID: 2

Soil Component Name: Water

Soil Surface Texture:
Hydrologic Group: Class D - Very slow infiltration rates. Soils are clayey, have a high water table, or are shallow to an impervious layer.

Soil Drainage Class:
Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Not Reported

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

No Layer Information available.

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

Soil Map ID: 3

Soil Component Name: Waldport

Soil Surface Texture: fine sand

Hydrologic Group: Class A - High infiltration rates. Soils are deep, well drained to excessively drained sands and gravels.

Soil Drainage Class: Excessively drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

Soil Layer Information							
Layer	Boundary		Soil Texture Class	Classification		Saturated hydraulic conductivity micro m/sec	Soil Reaction (pH)
	Upper	Lower		AASHTO Group	Unified Soil		
1	0 inches	7 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Silty, or Clayey Gravel and Sand.	COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 705 Min: 141	Max: 6 Min: 4.5
2	7 inches	59 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Silty, or Clayey Gravel and Sand.	COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 705 Min: 141	Max: 6.5 Min: 5.1

Soil Map ID: 4

Soil Component Name: Netarts

Soil Surface Texture: fine sand

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep, moderately well and well drained soils with moderately coarse textures.

Soil Drainage Class: Well drained

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

Soil Layer Information							
Layer	Boundary		Soil Texture Class	Classification		Saturated hydraulic conductivity micro m/sec	Soil Reaction (pH)
	Upper	Lower		AASHTO Group	Unified Soil		
1	0 inches	5 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Fine Sand.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 141 Min: 42	Max: 5.5 Min: 3.6
2	5 inches	38 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Silty, or Clayey Gravel and Sand.	COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 14	Max: 6 Min: 4.5
3	38 inches	59 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Fine Sand.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 141 Min: 42	Max: 6 Min: 5.1

Soil Map ID: 5

Soil Component Name: Netarts

Soil Surface Texture: fine sand

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep, moderately well and well drained soils with moderately coarse textures.

Soil Drainage Class: Well drained

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

Soil Layer Information							
Layer	Boundary		Soil Texture Class	Classification		Saturated hydraulic conductivity micro m/sec	Soil Reaction (pH)
	Upper	Lower		AASHTO Group	Unified Soil		
1	0 inches	5 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Fine Sand.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 141 Min: 42	Max: 5.5 Min: 3.6
2	5 inches	38 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Silty, or Clayey Gravel and Sand.	COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 14	Max: 6 Min: 4.5
3	38 inches	59 inches	fine sand	Granular materials (35 pct. or less passing No. 200), Fine Sand.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 141 Min: 42	Max: 6 Min: 5.1

LOCAL / REGIONAL WATER AGENCY RECORDS

EDR Local/Regional Water Agency records provide water well information to assist the environmental professional in assessing sources that may impact ground water flow direction, and in forming an opinion about the impact of contaminant migration on nearby drinking water wells.

GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

WELL SEARCH DISTANCE INFORMATION

<u>DATABASE</u>	<u>SEARCH DISTANCE (miles)</u>
Federal USGS	1.000
Federal FRDS PWS	Nearest PWS within 0.001 miles
State Database	1.000

FEDERAL USGS WELL INFORMATION

<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>
No Wells Found		

FEDERAL FRDS PUBLIC WATER SUPPLY SYSTEM INFORMATION

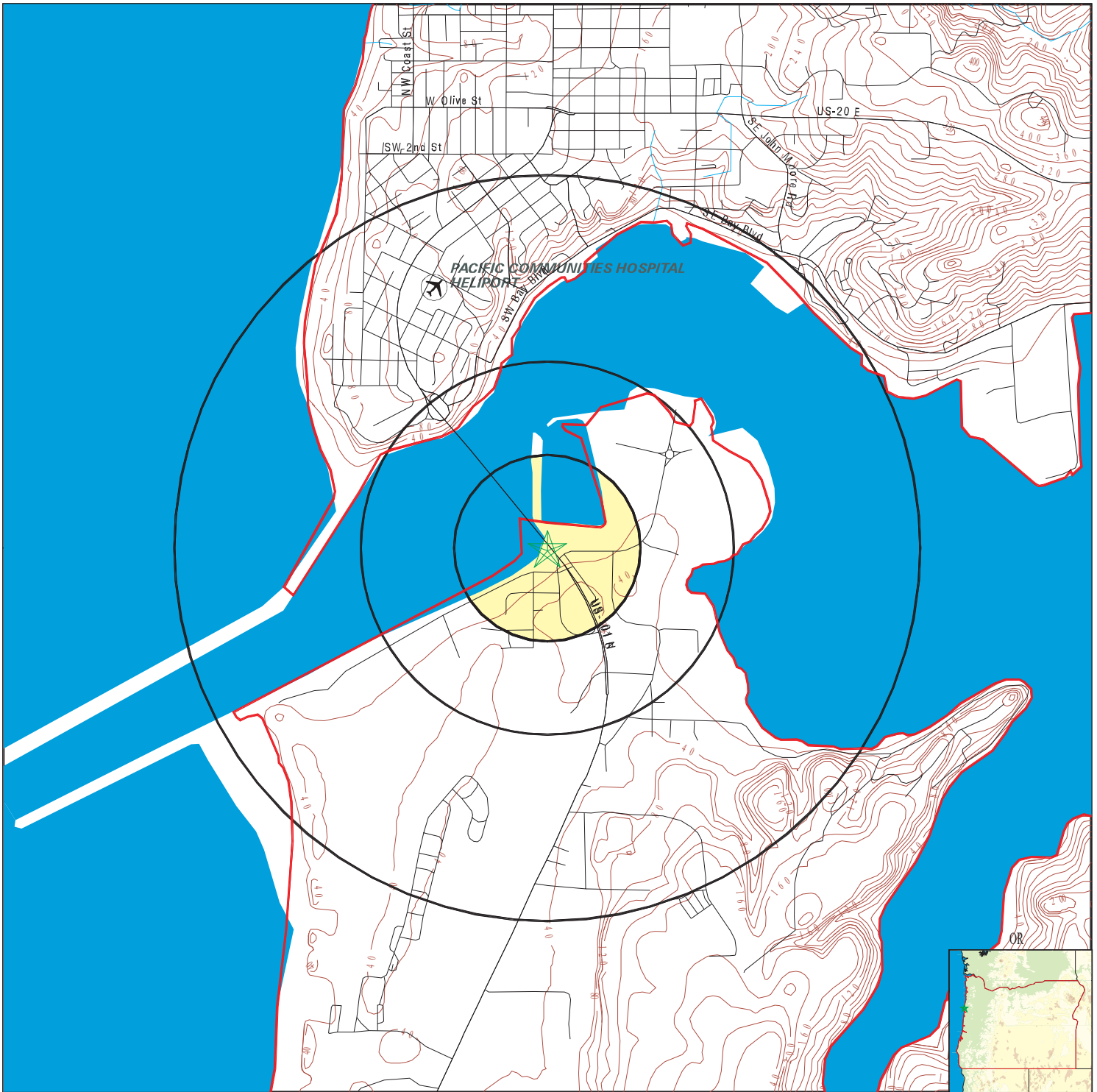
<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>
No PWS System Found		

Note: PWS System location is not always the same as well location.

STATE DATABASE WELL INFORMATION

<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>
No Wells Found		

PHYSICAL SETTING SOURCE MAP - 4741778.2s



- County Boundary
- Major Roads
- Contour Lines
- Airports
- Earthquake epicenter, Richter 5 or greater
- Water Wells
- Public Water Supply Wells
- Cluster of Multiple Icons

- Groundwater Flow Direction
- Indeterminate Groundwater Flow at Location
- Groundwater Flow Varies at Location



SITE NAME: Port of Newport South Beach Park
 ADDRESS: Southwest Jetty Way
 Newport OR 97365
 LAT/LONG: 44.619436 / 124.053394

CLIENT: Portage Environmental
 CONTACT: James Jackson
 INQUIRY #: 4741778.2s
 DATE: September 30, 2016 3:06 pm

GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS RADON

AREA RADON INFORMATION

State Database: OR Radon

Radon Test Results

Zipcode	Num Tests	Maximum	Minimum	Average	# > 4 pCi/L
97365	1	0.3	0.3	0.3	0

Federal EPA Radon Zone for LINCOLN County: 3

Note: Zone 1 indoor average level > 4 pCi/L.

: Zone 2 indoor average level ≥ 2 pCi/L and ≤ 4 pCi/L.

: Zone 3 indoor average level < 2 pCi/L.

Not Reported

PHYSICAL SETTING SOURCE RECORDS SEARCHED

TOPOGRAPHIC INFORMATION

USGS 7.5' Digital Elevation Model (DEM)

Source: United States Geologic Survey

EDR acquired the USGS 7.5' Digital Elevation Model in 2002 and updated it in 2006. The 7.5 minute DEM corresponds to the USGS 1:24,000- and 1:25,000-scale topographic quadrangle maps. The DEM provides elevation data with consistent elevation units and projection.

Current USGS 7.5 Minute Topographic Map

Source: U.S. Geological Survey

HYDROLOGIC INFORMATION

Flood Zone Data: This data was obtained from the Federal Emergency Management Agency (FEMA). It depicts 100-year and 500-year flood zones as defined by FEMA. It includes the National Flood Hazard Layer (NFHL) which incorporates Flood Insurance Rate Map (FIRM) data and Q3 data from FEMA in areas not covered by NFHL.

Source: FEMA

Telephone: 877-336-2627

Date of Government Version: 2003, 2015

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002, 2005 and 2010 from the U.S. Fish and Wildlife Service.

State Wetlands Data: Wetlands Inventory Data

Source: Oregon Geospatial Enterprise Office

Telephone: 503-378-2166

HYDROGEOLOGIC INFORMATION

AQUIFLOW^R Information System

Source: EDR proprietary database of groundwater flow information

EDR has developed the AQUIFLOW Information System (AIS) to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted to regulatory authorities at select sites and has extracted the date of the report, hydrogeologically determined groundwater flow direction and depth to water table information.

GEOLOGIC INFORMATION

Geologic Age and Rock Stratigraphic Unit

Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - A digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

STATSGO: State Soil Geographic Database

Source: Department of Agriculture, Natural Resources Conservation Service (NRCS)

The U.S. Department of Agriculture's (USDA) Natural Resources Conservation Service (NRCS) leads the national Conservation Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. Soil maps for STATSGO are compiled by generalizing more detailed (SSURGO) soil survey maps.

SSURGO: Soil Survey Geographic Database

Source: Department of Agriculture, Natural Resources Conservation Service (NRCS)

Telephone: 800-672-5559

SSURGO is the most detailed level of mapping done by the Natural Resources Conservation Service, mapping scales generally range from 1:12,000 to 1:63,360. Field mapping methods using national standards are used to construct the soil maps in the Soil Survey Geographic (SSURGO) database. SSURGO digitizing duplicates the original soil survey maps. This level of mapping is designed for use by landowners, townships and county natural resource planning and management.

PHYSICAL SETTING SOURCE RECORDS SEARCHED

LOCAL / REGIONAL WATER AGENCY RECORDS

FEDERAL WATER WELLS

PWS: Public Water Systems

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Public Water System data from the Federal Reporting Data System. A PWS is any water system which provides water to at least 25 people for at least 60 days annually. PWSs provide water from wells, rivers and other sources.

PWS ENF: Public Water Systems Violation and Enforcement Data

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Violation and Enforcement data for Public Water Systems from the Safe Drinking Water Information System (SDWIS) after August 1995. Prior to August 1995, the data came from the Federal Reporting Data System (FRDS).

USGS Water Wells: USGS National Water Inventory System (NWIS)

This database contains descriptive information on sites where the USGS collects or has collected data on surface water and/or groundwater. The groundwater data includes information on wells, springs, and other sources of groundwater.

STATE RECORDS

Water Well Data

Source: Department of Water Resources

Telephone: 503-986-0843

OTHER STATE DATABASE INFORMATION

Oil and Gas Well Locations

Source: Department of Geology and Mineral Industries

Telephone: 971-673-1540

A listing of oil and gas well locations in the state.

RADON

State Database: OR Radon

Source: Oregon Health Services

Telephone: 503-731-4272

Radon Levels in Oregon

Area Radon Information

Source: USGS

Telephone: 703-356-4020

The National Radon Database has been developed by the U.S. Environmental Protection Agency (USEPA) and is a compilation of the EPA/State Residential Radon Survey and the National Residential Radon Survey. The study covers the years 1986 - 1992. Where necessary data has been supplemented by information collected at private sources such as universities and research institutions.

EPA Radon Zones

Source: EPA

Telephone: 703-356-4020

Sections 307 & 309 of IRAA directed EPA to list and identify areas of U.S. with the potential for elevated indoor radon levels.

OTHER

Airport Landing Facilities: Private and public use landing facilities

Source: Federal Aviation Administration, 800-457-6656

Epicenters: World earthquake epicenters, Richter 5 or greater

Source: Department of Commerce, National Oceanic and Atmospheric Administration

Earthquake Fault Lines: The fault lines displayed on EDR's Topographic map are digitized quaternary faultlines, prepared in 1975 by the United State Geological Survey

PHYSICAL SETTING SOURCE RECORDS SEARCHED

STREET AND ADDRESS INFORMATION

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Appendix D

Interviews

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**Environmental Site Conditions Screening Questionnaire for the Port
of Newport South Beach Park Phase I ESA**

Date: NOV 1, 2010

Contact Name: Benjamin Hier

Title: Realty Specialist

Company: U.S. Army Corps of Engineers, Portland District

Work Phone: 503-808-4669

Work Fax: _____

Please answer the following questions to the best of your knowledge and return to James Jackson (jrjackson@portageinc.com) at Portage, Inc.

1) To the best of your knowledge please describe the current and historical uses of the subject property.

To the best of my knowledge the location has not been used prior to the creation of the current park & walkway for anything.

2) Are there now or were there previously any of the following that exist(ed) on the property:

- Water supply wells
- Fuel oil fill or tank vent pipes
- Dry wells, soakaways, sumps
- Leach fields, septic tanks
- Environmental monitoring wells
- Building floor sumps or water catchment pits
- Swales, retention basins, or ponds
- Streams or creeks
- Unpaved parking areas
- Vehicle maintenance areas
- Stained soils or discolored, dying, or stressed vegetation
- Foul odors from the floors, walls, drains, or yard
- Fill materials brought on site For the Jetty
- Waste pits or lagoons
- None of the above exists or has existed
- Don't know

3) To the best of your knowledge has any hazardous waste been generated at this site? If yes, please describe the volume and the method of disposal.

Not known

4) Are you aware of any spills or releases of hazardous substances or petroleum products on the property?

No Yes Not known

If yes; describe:

5) Are there any aboveground or underground storage tanks on the property?

No Yes Not known

UST/AST	Age (years)	Size (gallons)	Material Stored	Registered?*

Have any tanks been removed or abandoned on site?

No Yes* Not known

12) Is there or has there ever been a septic tank and /or leachfield on the property?

No Yes* Not known

If yes please describe the approximate location

6) To the best of your knowledge have there ever been any spills or uncontrolled releases of materials from your facility?

No Yes Not known

If yes, describe the nature, extent, and outcome:

7) The area in which the property is located is:

- industrial residential commercial rural
 mixed (Commercial & Residential)

8) Are you aware of any environmental problems, investigations, or litigation at the property or one within one mile of the property?

- No Yes Not known NA

If yes, describe

9) To the best of your knowledge what are the adjoining properties used for?

Residential Housing
Commercial Fishing & Brewery

10) Are you aware of any environmental problems, investigations, or litigation at any adjacent property or one within one mile of the property?

- No Yes Not known NA

If yes, describe

11) Have there been any environmental site investigations performed at the facility, other than those described previously? No Yes Not known

If yes, briefly describe and attach a copy of the investigation report: _____

12) Are you aware of any environmental cleanup liens against the property that are filed or recorded under federal, tribal, state or local law? (These are filed or recorded against the site)

No Yes Not known

If yes; please describe and attach documentation:

13) Are you aware of any activity or land use limitations that are placed on the site or that have been filed or recorded in a registry (40 CFR 312.26)?

No Yes Not known

If yes; please describe and attach any documentation:

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Appendix E
Photographs

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Photo ID points at Port of Newport South Beach Park property.



Picture #1. Fish cleaning table



Picture #4. East side of Property



Picture #2. East side of Property



Picture #5. Drain



Picture #3. Public restroom near (but outside) the Property



Picture #6. East side of Property



Picture #7. East side of Property



Picture #10. Information station



Picture #8. East side of Property



Picture #11. Sanitary sewer manhole



Picture #9. Information station



Picture #12. Rock shoring



Picture #13. Bridge pier



Picture #16. Grassy area



Picture #14. Paved walkway



Picture #17. Bridge pier



Picture #15. Grassy area



Picture #18. Bridge pier



Picture #19. Utility box



Picture #22. Sanitary sewer manhole



Picture #20. East side of Property



Picture #23. East side of Property



Picture #21. Grassy area



Picture #24. East side of Property



Picture #25. Electrical conduit



Picture #28. Paved parking area



Picture #26. Bridge pier



Picture #29. Utility access



Picture #27. Bridge pier



Picture #30. Picnic area



Picture #31. Yaquina Bay bridge



Picture #34. Picnic area



Picture #32. Utility pole



Picture #35. Utility pole



Picture #33. Utility pole



Picture #36. Drain in parking area



Picture #37. Household trash



Picture #40. Paved walkway



Picture #38. Center of Property



Picture #41. Paved walkway



Picture #39. Center of Property



Picture #42. Native grass area



Picture #43. Drain outlet



Picture #46. Drain outlet area



Picture #44. Drain outlet



Picture #47. Household trash



Picture #45. Drain outlet



Picture #48. Rock shoring



Picture #49. Rock shoring



Picture #52. Rock shoring



Picture #50. Center of Property



Picture #53. Rock shoring



Picture #51. Center of Property



Picture #54. Center of Property



Picture #55. Native vegetation



Picture #58. Center of Property



Picture #56. Center of Property



Picture #59. West side of Property



Picture #57. Center of Property



Picture #60. West side of Property



Picture #61. Center of Property



Picture #64. West side of Property



Picture #62. Center of Property



Picture #65. West side of Property



Picture #63. Adjoining property



Picture #66. West side of Property



Picture #67. West side of Property



Picture #70. West side of Property



Picture #68. West side of Property



Picture #69. West side of Property