

WARNING LETTER

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

June 22, 1998

Mr. Neal Wallace
General Manager
Terminals
Time Oil Company
2737 West Commodore Way
Seattle, Washington 98199

CPF No. 58516W

Dear Mr. Wallace:

Between December 10-12, 1997, representatives of the Western Region, Office of Pipeline Safety, pursuant to Chapter 601 of 49 United States Code, conducted an onsite pipeline safety inspection of your pipeline facility and records for the Portland Breakout Tanks in Portland, Oregon.

As a result of the inspection, it appears that you have committed probable violations, as noted below, of pipeline safety regulations, Title 49, Code of Federal Regulations, Part 195. The items inspected and the probable violations are:

1. **§195.404(a) Each operator shall maintain current maps and records of its pipeline systems that include at least the following information:**
 - (1) **Location and identification of the following pipeline facilities;**
 - (i) **Breakout tanks;**
 - (iv) **Pipeline valves;**
 - (v) **Cathodically protected facilities;**
 - (vi) **Facilities to which §195.402(c)(9) applies;**
 - (viii) **Safety devices to which §195.428 applies.**
 - (3) **The maximum operating pressure of each pipeline.**
 - (4) **The diameter, grade, type and nominal wall thickness of all pipe.**

- (c) Each operator shall maintain the following records for the periods specified;
- (1) The date, location, and description of each repair made to pipe shall be maintained for the useful life of the pipe.
 - (2) The date, location, and description of each repair made to parts of the pipeline system other than pipe shall be maintained for at least 1 year.
 - (3) A record of each inspection and test required by this subpart shall be maintained for at least 2 years or until the next inspection or test is performed, whichever is longer.

At the time of the inspection, Time Oil did not have all the records required by §195.404. The following list of sections that, if deemed applicable for the safe operation of the facility and included in the O & M Manual, may also require records tracking and keeping for which to be in compliance with 49 CFR 195.

195.266	Construction Records (as applicable).
195.310	Test records (as applicable).
195.304	Testing of components (as applicable).
195.306	Test medium (as applicable).
195.310	Test records (as applicable).
195.402	Procedural manual for operations, maintenance, and emergencies (as applicable).
195.403	Training (as applicable).
195.404	Maps and Records (as applicable).
195.408	Communications (as applicable).
195.416	External corrosion control (as applicable).
195.428	Over pressure safety devices (as applicable).
195.430	Firefighting equipment.
195.432	Breakout tanks.
195.440	Public education.
195.442	Damage Prevention Program

Under 49 United States Code §60122, you are subject to a civil penalty not to exceed \$25,000 for each violation for each day the violation persists up to a maximum of \$500,000 for any

related series of violations. We have reviewed the circumstances and supporting documentation involved for the violations in this case, namely that this is the first time the Department of Transportation (DOT) has inspected your facility, and have decided not to assess you a civil penalty. We advise you, however, that should you not correct the circumstances leading to the probable violations, we will take enforcement action when and if the continued violation comes to our attention.

You will not hear from us again with regard to content of this letter. Because of the good faith that you have exhibited up to this time, we expect that you will act to ensure that matters discussed in this letter will be addressed. Please refer to **CPF No. 58516W** in any correspondence or communication on this matter.

Sincerely,

Edward J. Ondak
Director

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