



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

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Eric J. Holcomb  
Governor

Brian C. Rockensuess  
Commissioner

April 6, 2022

City of Columbus  
Attn: Board of Aviation Commissioners  
123 Washington St  
Columbus, IN 47201

Rhoades Air Center Inc  
Attn: Albert Robertson, Registered Agent  
4770 Ray Boll Blvd  
Columbus, IN 47203

Re: Violation Letter  
Columbus Municipal Airport  
4770 Ray Boll Blvd  
Columbus, Bartholomew County  
UST Facility ID # **25316**

Dear Messrs. Robertson, Payne and Ellison:

An inspector from the Indiana Department of Environmental Management (IDEM), Underground Storage Tank (UST) Section, conducted an inspection of the site referenced above on March 28, 2022.

The inspection was conducted pursuant to Indiana Code (IC) 13-14-2-2 to determine compliance with the provisions of IC 13-23 and 329 IAC 9. In accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection: Initial

Results of Inspection: Violations were discovered and require a submittal.

Within thirty (30) days of receipt of this letter, documentation demonstrating compliance with each of the requirements listed in the attached Inspection Report and Description of Violations (DOV) must be submitted to IDEM. Failure to submit this documentation may lead to this facility being referred for enforcement.

An enforcement action may include civil penalties of up to \$10,000 per UST. Enforcement actions may also affect the owner's and/or operator's eligibility for reimbursement from the Excess Liability Trust Fund (ELTF). Additionally, IDEM may deem the UST's at this facility ineligible for delivery, deposit or acceptance of regulated substances pursuant to IC 13-23-1-4. Finally, federal and criminal penalties may apply for failure to provide required notification; or submitting false information pursuant to IC 13-23-14-2 and liable under IC 13-30-10.

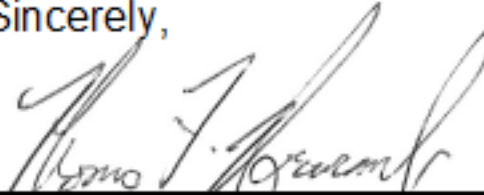
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at [USTCompliance@idem.in.gov](mailto:USTCompliance@idem.in.gov). Include in the subject line of the response the UST Facility ID # **25316**.

Inspector: Matt Rozycki  
Phone: (317) 296-1853

Direct any questions regarding the inspection to:

Compliance Manager: Loic Maniet  
Phone: (317) 232-3592

Sincerely,



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Thomas F. Newcomb, Chief  
UST Compliance Section  
Office of Land Quality

cc: Loic Maniet  
Matt Rozycki  
UST Facility ID File # 25316  
Columbus Municipal Airport  
Attn: Brian Payne, [bpayne@columbus.in.gov](mailto:bpayne@columbus.in.gov)  
Attn: [bellison@rhoadesaircenter.com](mailto:bellison@rhoadesaircenter.com)

### DESCRIPTION OF VIOLATIONS

This inspection or records review revealed that the owner and/or operator of this facility is in violation of Indiana UST Rule 329 IAC 9. 329 Indiana Administrative Code ("IAC") 9 incorporates certain federal underground storage tank requirements found in 40 Code of Federal Regulations ("CFR") Part 280, including those identified below. The Description of Violations (DOV) and corrective measures are as follows:

FACILITY NAME: <b>Columbus Municipal Airport</b>	UST FACILITY ID: <b>25316</b>
ADDRESS: <b>4770 Ray Boll Blvd, Columbus, Bartholomew County</b>	INSPECTION DATE: <b>3/28/2022</b>

### VIOLATIONS NOTED IN THIS INSPECTION

#### **329 IAC 9-2-2(c)** – Failure to register/notify with complete information

Citation:

Pursuant to 329 IAC 9-2-2(c), an owner required to submit a notification under this section shall provide:

- (1) a notification for each UST owned;
- (2) complete information required on the form for each UST owned; and
- (3) if applicable, a separate notification form for each separate place of operation at which the USTs are located.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because an updated notification form is needed reflecting the proper spill / overfill information, and UST material (discrepancies between Notification Form showing UST as Fiberglass or possibly CLAD)*

Corrective Action:

The owner and/or operator of the UST systems at this site shall fill out and submit to IDEM a correct and complete copy of the appropriate state form with required attachments, within fifteen (15) days of receipt of this notice.

#### **§ 280.41(a)(1)** – Failure to monitor tanks every 30 days if installed before 9/2/2009

Citation:

Pursuant to 40 CFR 280.41(a)(1), considering previous Indiana rule at 329 IAC 9-3-1.3 (repealed 2018), tanks installed on or before September 2, 2009 must be monitored for releases at least every 30 days using one of the methods listed in § 280.43(d) through (i).

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because twelve (12) months of records were not provided for the AV GAS tank, and a current record was not available for the JET A (100 LL).*

**Corrective Action:**

The owner and/or operator of the UST systems at this site shall have any UST or line that contains a regulated amount of product and found to not have been monitored every thirty (30) days tightness tested within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice. The owner and/or operator shall continue to perform proper monthly release detection and submit the results monthly for a period of six (6) months after the receipt of this notice.

**§ 280.20(b) – Failure to install, design, construct or protect piping from corrosion**

**Citation:**

Pursuant to 40 CFR 280.20(b), the piping that routinely contains regulated substances and is in contact with the ground must be properly designed, constructed, and protected from corrosion in accordance with a code of practice developed by a nationally recognized association or independent testing laboratory.

**Violation Details:**

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because metal components of the JET A piping are in contact with water that appears to be continuous with the backfill without apparent corrosion protection.*

**Corrective Action:**

The owner and/or operator of the UST systems at this site shall, within fifteen (15) days of receipt of this notice, contract with a certified contractor to determine if the piping or metal components in contact with the ground are substandard and what steps will be taken to provide corrosion protection. The UST owner and/or operator must inform IDEM of the proposed work within thirty (30) days of receipt of this notice and receive approval before completing the work. The work must be completed within forty five (45) days of receipt of this notice. If the piping or metal components are determined to be substandard, the UST owner and/or operator shall immediately notify IDEM of their intent to remove or replace the affected components.

**§ 280.20(c)(1)(i) – Failure to have spill prevention equipment that will prevent release**

Citation:

Pursuant to 40 CFR 280.20(c)(1)(i), to prevent spilling and overfilling associated with product transfer to the UST system, owners and operators must use the following spill and overfill prevention equipment:

(i) Spill prevention equipment that will prevent release of product to the environment when the transfer hose is detached from the fill pipe (for example, a spill catchment basin).

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because the remote fill port system does not have any form of spill prevention system. If the hose is disconnected from the truck, fuel could be spill onto the concrete and possibly be release into the environment.*

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, contract with a certified contractor to install or replace absent or substandard spill prevention equipment that will prevent the release of product to the environment. The UST owner and/or operator must submit proof that the spill prevention equipment has been installed within forty five (45) days of receipt of this notice.

**§ 280.35(a)(1) – Failure to perform periodic testing of spill prevention equipment and containment sumps used for IM**

Citation:

Pursuant to 40 CFR 280.35(a)(1), owners and operators of UST systems with spill and overfill prevention equipment and containment sumps used for interstitial monitoring of piping must meet these requirements to ensure the equipment is operating properly and will prevent releases to the environment:

(1) Spill prevention equipment (such as a catchment basin, spill bucket, or other spill containment device) and containment sumps used for interstitial monitoring of piping must prevent releases to the environment.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because periodic testing of the spill prevention equipment was not provided.*

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, contract with a certified contractor to inspect, repair and test all spill prevention equipment and containment sumps. Documentation, to include photographs, inspection, repair and testing results, showing the spill prevention equipment and containment sumps are liquid tight must be submitted within forty five (45) days of the receipt of this notice.

**§ 280.35(a)(2) – Failure to perform periodic testing of overflow prevention equipment**

Citation:

Pursuant to 40 CFR 280.35(a)(2), overflow prevention equipment must be inspected at least once every three years. At a minimum, the inspection must ensure that overflow prevention equipment is set to activate at the correct level specified in § 280.20(c) and will activate when regulated substance reaches that level. Inspections must be conducted in accordance with one of the criteria in paragraph (a)(1)(ii)(A) through (C) of this section.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because periodic testing of the overflow prevention equipment was not provided.*

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, contract with a certified contractor to inspect, repair and test all overflow prevention equipment. Documentation, to include photographs, inspection, repair, measurements and testing results, showing the overflow prevention equipment is fully functional and set at the correct level must be submitted within forty five (45) days of the receipt of this notice.

**§ 280.40(a)(3)(i) – Failure to perform annual tests of ATG**

Citation:

Pursuant to 40 CFR 280.40(a)(3)(i), owners and operators of UST systems must provide a method, or combination of methods, of release detection that beginning on October 13, 2018, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria:

(i) Automatic tank gauge and other controllers: test alarm; verify system configuration; test battery backup.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because an ATG functionality test was not provided.*

<b>Corrective Action:</b>
The owner and/or operator of the UST systems at this site shall have all components of the automatic tank gauge or other controllers tested for proper operation within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.
<b>§ 280.40(a)(3)(ii) – Failure to perform annual tests of probes &amp; sensors</b>
<b>Citation:</b>
Pursuant to 40 CFR 280.40(a)(3)(ii), owners and operators of UST systems must provide a method, or combination of methods, of release detection that beginning on October 13, 2018, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria: (ii) Probes and sensors: inspect for residual buildup; ensure floats move freely; ensure shaft is not damaged; ensure cables are free of kinks and breaks; test alarm operability and communication with controller.
<b>Violation Details:</b>
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because a functionality test of the probes/sensors was not provided.</i>
<b>Corrective Action:</b>
The owner and/or operator of the UST systems at this site shall have all components of the automatic tank gauging probes and sensors tested for proper operation within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.
<b>§ 280.36(a)(1)(i) – Failure to perform 30 day walkthrough inspections</b>
<b>Citation:</b>
Pursuant to 40 CFR 280.36(a)(1)(i), to properly operate and maintain UST systems, not later than June 28, 2021, owners and operators must conduct a walkthrough inspection every 30 days that, at a minimum, checks spill prevention equipment and release detection equipment (Exception: spill prevention equipment at UST systems receiving deliveries at intervals greater than every 30 days may be checked prior to each delivery).
<b>Violation Details:</b>
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because monthly walkthroughs have not been provided since the rule took effect.</i>

**Corrective Action:**

The owner and/or operator of the UST systems at this site shall, within seven (7) days of receipt of this notice, perform the 30 day walkthrough inspection for all UST systems at the site in accordance with a standard of practice referenced in the rule.

Documentation, to include photographs, inspection forms, repair documents, and waste disposal records, showing the walkthrough inspection has been completed must be submitted within forty five (45) days of the receipt of this notice.

**§ 280.245 – Failure to maintain list of designated operators and/or training records**

**Citation:**

Pursuant to 40 CFR 280.245, owners and operators of underground storage tank systems must maintain a list of designated Class A, Class B, and Class C operators and maintain records verifying that training and retraining, as applicable, have been completed, in accordance with § 280.34.

**Violation Details:**

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because updated operator A, B, and C certificates are needed.*

**Corrective Action:**

The owner or operator of the UST systems at this site shall submit a list of those employees designated to be Class A, Class B and Class C operators. Those so designated must be trained and certification of that training submitted within thirty (30) days of receipt of this notice.



**UNDERGROUND STORAGE  
TANK INSPECTION REPORT**

INDIANA DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **25316**

Inspector's Name:	Matt Rozycki
Date:	March 28, 2022
Time In:	10:15
Time Out:	10:35
Inspection Type:	Initial

**FACILITY NAME / LOCATION**

FACILITY NAME Columbus Municipal Airport		FACILITY ADDRESS (number and street) 4770 Ray Boll Blvd			
ADDRESS (line 2)	CITY Columbus	STATE IN	ZIP CODE 47203	COUNTY Bartholomew	

**UST OWNER**

UST Owner Name (if in Individual Capacity) City of Columbus					BUSINESS ID (From the Secretary of State)
PREFIX Mr	FIRST NAME Brian	MI	LAST NAME Payne	SUFFIX	
TELEPHONE NUMBER (812) 376-2519		EMAIL ADDRESS bpayne@columbus.in.gov			

**UST OPERATOR**

UST Operator Name (if in Individual Capacity) Rhoades Air Center Inc					BUSINESS ID (From the Secretary of State)
PREFIX Mr	FIRST NAME Albert	MI L	LAST NAME Robertson	SUFFIX	
TELEPHONE NUMBER		EMAIL ADDRESS bellison@rhoadesaircenter.com			

**PROPERTY OWNER**

UST Property Owner Name (if in Individual Capacity) City of Columbus					BUSINESS ID (From the Secretary of State)
PREFIX Mr	FIRST NAME Brian	MI	LAST NAME Payne	SUFFIX	
TELEPHONE NUMBER (812) 376-2519		EMAIL ADDRESS bpayne@columbus.in.gov			

**COMPLIANCE ELEMENTS**

All USTs properly registered and up-to-date notification form on file	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK
Updated notification form with the correct spill / overfill information, and UST material (to be confirmed)						
O/O is in compliance with reporting & record keeping requirements	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	UNK
O/O is in compliance with release reporting or investigation	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input checked="" type="checkbox"/>	N/A
O/O is in compliance with all UST closure requirements	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input checked="" type="checkbox"/>	N/A
O/O has met all financial responsibility requirements	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A
40 CFR 280, Subpart A installation requirements (partially excluded) met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A
40 CFR 280, Subpart B installation and upgrade requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK
Spill prevention, JET A metal components of piping in contact with water/backfill						
40 CFR 280, Subpart C spill/overfill control requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A
40 CFR 280, Subpart C compatibility requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A
40 CFR 280, Subpart C O&M and testing requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK
Spill bucket testing, overfill functionality, monthly walkthroughs						
40 CFR 280, Subpart D release detection requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK
ATG/probes test, monthly records for AV GAS UST						
40 CFR 280, Subpart J operator training requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK
Operator A B & C certificates were not provided						

The information contained on this page is based upon a review of files related to this site and/or observations from an underground storage tank inspector. This page may contain information not specifically related to possible violations found during the review or inspection and is meant to give the owners and/or operator specific information to assist them.

#### Site Maintains:

- Two (2) FG SW USTs installed in May 1999
- One (1) 20K JET A
- One (1) 12K AV GAS 100LL
- Piping is FG DW and European Suction

RD UST = ATG

RD Piping = LLD, ATG

Overfill/Spill = Spill Buckets + Overfill Alarm (per inspection)

ATG Certification = N

Overfill Protection Test = N

Spill bucket Test = N

Containment Sumps Test (not required) = N

#### Site History:

Site is an airport facility with fueling capability. There is no prior UST history at this site. There is no original Notification Form to confirm material and size of USTs. The first Notification Form is from 2013. Owner provided original NF from 1999.

#### Contact Information

Brian Payne [bpayne@columbus.in.gov](mailto:bpayne@columbus.in.gov)

Albert Robertson [bellison@rhoadesaircenter.com](mailto:bellison@rhoadesaircenter.com)

#### Documentation provided at the time of the file review:

- NF 8/6/2014, rejected 3/3/2015 - missing spill/overfill information)
- Notification Form 1999 (uploaded in VFC)
- Certificate of Financial Responsibility 4/2/2021 to 4/2022
- Ace Tanksafe document for 25317 and 25317 - Shows USTs would be Fiberglass/Steel

\*\*\*Tank Tightness test was completed on March 15, 2022, for the JET A.

The information contained on this page is based upon a review of files related to this site and/or observations from an underground storage tank inspector. This page may contain information not specifically related to possible violations found during the review or inspection and is meant to give the owners and/or operator specific information to assist them.

The following are AREAS OF CONCERN found during the inspection that will need to be addressed by the owner and/or operator:

1. The JET A spill bucket contained some fluid, it should be monitored and cleaned out as needed
2. The lid of the AV GAS spill bucket had some damage

The following are VIOLATIONS discovered during the inspection that will need to be corrected within 30 days of receipt of this inspection report to avoid further action and achieve compliance with the state underground storage tank program:

1. An updated notification form is needed reflecting the proper spill / overfill information, and material (to be confirmed)
2. Metal components of the piping in the JET A sump were in contact with water that appears to be continuous with backfill without apparent corrosion protection
3. Spill bucket testing was not provided
4. Overfill functionality testing was not provided
5. Monthly walkthrough inspections were not provided
6. ATG functionality testing was not provided
7. Functionality testing of the probes / sensors was not provided
8. Twelve (12) months of release detection records were not available for the 100 LL and a current release detection record for the JET A could not be obtained from the ATG
9. Operator A B & C certificates were not provided
10. The remote fill system does not have an actual spill prevention system. If the hose is disconnected, it appears that any remaining fuel would spill directly onto the concrete.

The following are RECORDS to be submitted to the inspector within 30 days of receipt of this inspection report to avoid further action and achieve compliance with the state underground storage tank program (update accordingly):

- Updated NF (NF 8/6/2014, rejected 3/3/2015 - missing spill/overfill information, need confirmation of tank material)
- Operator Certificates
- Release Detection Records AV Gas and a current record for the 100 LL (JET A). If twelve (12) months of release detection records are not available for the AV Gas, the UST will need to be tightness test.
- ATG/Probe test
- Overfill test
- Spill bucket test
- Monthly Walkthrough
- Documentation of installation of proper corrosion protection on the metal components of the piping in the JET A sump or removal of all liquid.
- Documentation of installation of proper spill prevention equipment for both remote fill port systems.