



State of Oregon
Department of
Environmental
Quality

Program Enforcement No. 2024-FC-8976

Department of Environmental Quality Underground Storage Tank Program

Field Citation For UST Violations

This section for
DEQ use only

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DEQ Information		UST Facility Information	
Inspection Date:	02/07/2024	Facility ID#:	5064
Inspector:	Diana Foss	Facility Name:	Independence Aviation
DEQ Office:	700 NE Multnomah St. #600 Portland, OR 97232	Facility Address:	4705 Airport Road Independence, OR 97351
Phone #:	503-869-0770	County:	Polk

Oregon DEQ inspected the facility listed above and identified the UST violations listed on page 3 of this Field Citation.

Field Citation Issued:	<input type="radio"/> In Person <input checked="" type="radio"/> By Mail <input type="radio"/> Both	Date Issued:	02/07/2024
Facility Representative Present During Inspection:	Marici Reid	<input checked="" type="radio"/> Permittee <input type="radio"/> Owner <input type="radio"/> Other	
Name of Permittee or Owner:	Independence Aviation, LLC		
Mailing Address:	673 Cessna St, Independence, OR 97351		

Field Citation Penalty – See Page 3 for detailed listing of each violation.	\$ 500	.00
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This Field Citation is issued in accordance with the requirements for the expedited enforcement of underground storage tank (UST) violations, OAR 340-150-0250.

Owner or Permittee should select Option 1 or Option 2 below and return a signed copy of this form to DEQ by the following date: 03/08/2024

DEQ Revenue Section
700 NE Multnomah St. #600
Portland, Oregon 97232

Check one option

- ☐ **Option 1** - I acknowledge that the listed violation(s) have occurred and I am remitting the listed field citation penalty.
- ☐ **Option 2** - I do not want to participate in the expedited enforcement process and understand that my file will be referred to the Department's Office of Compliance and Enforcement for formal enforcement action.

Name:	Owner / Permittee
Signature:	Date:

Important

Read pages 2 and 3 for more information about your options and a detailed listing of violations and compliance requirements.

Field Citation Requirements

The permittee or owner should select Option 1 or Option 2 and return a signed copy of Page 1 of the Field Citation form within thirty (30) days of issuance of the Field Citation. If the permittee or owner fails to sign and send Page 1 of the Field Citation form back or pay the penalty within thirty days, Option 1 expires, the Field Citation will serve as a Pre-Enforcement Notice (PEN) and the permittee and owner will be subject to formal enforcement including the imposition of civil penalties in accordance with OAR Chapter 340, Division 12.

The permittee or owner must complete the actions required to correct the violations listed on the Field Citation by the date specified to prevent further enforcement action by DEQ.

Option 1:

By checking Option 1 the permittee or owner acknowledges that the violations listed on Page 3 of this Field Citation have occurred and agrees to pay the established penalty.

By submitting payment of the penalty amount, the responding permittee or owner agrees to accept the field citation as a final order of the Environmental Quality Commission (commission) and waives any and all rights and objections to the form, content, manner of service and timeliness of the Field Citation; to a contested case hearing and judicial review of the Field Citation [OAR 340-150-0250(6)]; and to service of a copy of this Final Order (*i.e.*, no other copy will be provided).

Upon the Department's receipt of payment of the penalty amount set forth in the Field Citation, the Field Citation becomes a Final Order of the Commission that:

1. Imposes upon the permittee or owner a civil penalty in the amount listed on Page 1 of this Field Citation; and
2. Requires the permittee or owner to satisfactorily complete the requirements and actions necessary to correct the violations documented by the dates set forth on Page 3 of this Field Citation.

Failure by the permittee or owner to complete the actions set forth on Page 3 of the Field Citation by the specified date violates the Commission Order and subjects the permittee and owner to a formal enforcement action including the imposition of additional civil penalties.

Option 2:

The permittee or owner may deny that the violations as listed on Page 3 of this Field Citation have occurred or contest the Field Citation process by checking Option 2 and submitting to the Department a signed copy of Page 1 of the Field Citation. In that event, the Field Citation will serve as a Pre-Enforcement Notice (PEN) and the permittee and owner will be subject to formal enforcement for those violations set forth in the Field Citation, including the imposition of civil penalties in accordance with OAR Chapter 340, Division 12. Civil penalties that will be imposed by the formal enforcement process will exceed the Field Citation penalties for the same violation(s).

**The Department appreciates your cooperation and efforts to
comply with the regulations for underground storage tank
systems.**

UST FIELD CITATION

DATE ISSUED: 02/07/2024

PROGRAM ENFORCEMENT No.: 2023-FC-8976

FACILITY ID: 5064

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Violation #1: *TCR: <input checked="" type="radio"/> Y <input type="radio"/> N	Failure to establish or maintain a required financial responsibility mechanism.		
Corrective Action:	Submit proof of financial responsibility by 02/29/24, or submit 30 day notice to decommission all tanks by 04/30/2024 and complete decommissioning by 12/31/2024		
Rule Citation: OAR 340-151- 0010	Penalty Amount: \$ 500 .00	Correct Violation by: 04/30/2024	Date Violation Corrected:
Violation #2: *TCR: <input type="radio"/> Y <input type="radio"/> N			
Corrective Action:			
Rule Citation: OAR 340-150-	Penalty Amount: \$.00	Correct Violation by:	Date Violation Corrected:
Violation #3: *TCR: <input type="radio"/> Y <input type="radio"/> N			
Corrective Action:			
Rule Citation: OAR 340-150-	Penalty Amount: \$.00	Correct Violation by:	Date Violation Corrected:
Violation #4: *TCR: <input type="radio"/> Y <input type="radio"/> N			
Corrective Action:			
Rule Citation: OAR 340-150-	Penalty Amount: \$.00	Correct Violation by:	Date Violation Corrected:
Violation #5: *TCR: <input type="radio"/> Y <input type="radio"/> N			
Corrective Action:			
Rule Citation: OAR 340-150-	Penalty Amount: \$.00	Correct Violation by:	Date Violation Corrected:
Violation #6: *TCR: <input type="radio"/> Y <input type="radio"/> N			
Corrective Action:			
Rule Citation: OAR 340-150-	Penalty Amount: \$.00	Correct Violation by:	Date Violation Corrected:
	Total Penalty Amount (This Page): \$ 500 .00	Total Penalty Amount (All Pages): \$ 500 .00	

YOU MUST CORRECT THE VIOLATIONS AS REQUIRED, ENTER THE DATES CORRECTED, SIGN THE STATEMENT BELOW AND RETURN THIS FORM TO THE DEQ INSPECTOR LISTED ON PAGE 1 ON OR BEFORE: 03/08/2024

Retain a copy of this form and all documentation of corrective actions for your records.

I hereby certify that the UST violations noted above have been corrected: _____ / _____
Permittee/Owner Signature
Date

*TCR: Technical Compliance Rate