

Stewart, Patricia

From: Stewart, Patricia
Sent: Monday, July 12, 2010 8:49 AM
To: 'andreastermer@polk-county.net'
Subject: American Compliance Technology
Attachments: American Compliance Technology.pdf

Attached please find a copy of an inspection letter. This is the only copy you will receive.

NOTE: If you have any questions concerning the contents of this document, please contact the DEP Environmental Specialist II Shannon.D.Camp@dep.state.fl.us

Acrobat Reader 6.0 or greater is required to read this document. It is available for downloading at:
<http://www.adobe.com/products/acrobat/readstep.html>

Thank you,
Patricia Stewart
Senior Clerk
Department of Environmental Protection
Southwest District
13051 N. Telecom Parkway
Temple Terrace, Florida 33637
813-632-7600, X 356
FAX: 813-632-7664
patricia.stewart@dep.state.fl.us

Memorandum

Florida Department of Environmental Protection

SOUTHWEST DISTRICT ENFORCEMENT COVER MEMO

TO:  James Dregne, Hazardous Waste Program Manager *ja*

THROUGH:  Elizabeth Knauss, HW Enforcement Coordinator

FROM: Shannon Camp, Environmental Specialist II

DATE: July 7, 2010

FILE NAME: ACT.

COUNTY: Polk

PROGRAM: Hazardous Waste

TYPE OF DOCUMENT: Draft Inspection Report, IVE case closed letter

REQUESTED ACTION: Review

DESCRIPTION OF VIOLATIONS: one unlabeled UO drum, storage of UO for longer than 35 days

STATUS OF CORRECTIVE ACTIONS: corrected

Attachments:



Florida Department of Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

July 12, 2010

Ann Wortman
American Compliance Technologies, Inc.
1875 W. Main St.
Bartow, FL 33830-7718

Re: FLR000011049
Polk County

Dear Ms. Wortman:

Thank you for your assistance and cooperation during the Department of Environmental Protection's July 7, 2010 Hazardous Waste Compliance Evaluation Inspection.

Enclosed is the inspection report generated from this visit. Based upon the information gathered from this inspection, American Compliance Technologies, Inc. was found to be in violation of state and federal regulations governing used oil generators and used oil transfer facilities. The violations are set forth in the "Summary of Violations" section of the inspection report.

As the violations were immediately addressed, no enforcement action will be taken. Your continued cooperation is appreciated. If you have any question please call me at (813) 632-7600, extension 473.

Sincerely,

Shannon Camp
Environmental Specialist II
Division of Waste Management
Southwest District

Enclosures

cc. Andrea Stermer, Polk Co. (electronic)



**Florida Department of
Environmental Protection
Hazardous Waste Inspection Report**

FACILITY INFORMATION:

Facility Name: American Compliance Technologies Inc
On-Site Inspection Start Date: 07/07/2010 **On-Site Inspection End Date:** 07/07/2010
ME ID#: 41912 **EPA ID#:** FLR000011049
Facility Street Address: 1875 W Main St, Bartow, Florida 33830-7718
Contact Mailing Address: 1875 W Main St, Bartow, Florida 33830-7718
County Name: Polk **Contact Phone:** (863) 533-2000

NOTIFIED AS:

CESQG (<100 kg/month)
Transporter
Used Oil

INSPECTION TYPE:

Routine Inspection for Used Oil Transporter facility
Routine Inspection for Hazardous Waste Transporter facility
Routine Inspection for Universal Waste Transporter facility

INSPECTION PARTICIPANTS:

Principal Inspector: Shannon D. Camp, Inspector
Other Participants: Ann Wortman

LATITUDE / LONGITUDE: Lat 27° 53' 48.1223" / Long 81° 51' 57.5606"

SIC CODE: 1799 - Construction - special trade contractors, nec

TYPE OF OWNERSHIP: Private

Introduction:

American Compliance Technologies, Inc. (ACT) was inspected on July 7, 2010 to determine the facility's compliance with state and federal hazardous waste regulations. Ms. Wortman accompanied the inspector throughout the inspection. The Department's Hazardous Waste Section last inspected this facility in 2004.

Process Description:

ACT is primarily an emergency response company, but offers a variety of environmental services. This facility is registered with the Department as a used oil, used oil filter and universal waste transporter and transfer facility as well as a hazardous waste transporter. The facility consists of a main office building and two warehouse buildings. One of the warehouse buildings (#2) also serves as their permitted solid waste processing building. At the time of the inspection, the facility was not storing any transported used oil or used oil filters on site. However, the facility did have multiple containers storing universal waste, all of which were properly closed and labeled. This building also houses some tanks inside and a tank farm outside the western side of the building. These tanks fall under the Department's Solid Waste permit and were all empty at the time of the inspection.

ACT conducts routine maintenance on their own vehicles and equipment within Warehouse #1. At the time of the inspection, the facility had one 55-gallon drum storing used oil, one 55-gallon drum storing drained used oil filters and one 30-gallon drum collecting spent aerosol cans. The drums were located well within the building.

Inspection Date: 07/07/2010

ACT recycles used oil and used oil filters through FCC Environmental. Universal wastes are picked up by Veolia several times yearly. ACT recently began transporting hazardous waste. ACT had picked up only three shipments of hazardous waste from a facility in Jacksonville which were transported to Giant Resource Recovery.

Paperwork was inspected during the inspection, including used oil training, financial assurance and acceptance/disposal receipts and manifests. No discrepancies or violations involving the facility's documentation were observed.

New Potential Violations and Areas of Concern:**Checklist Independent Potential Violations and Areas of Concern**

Type: Violation
Rule: 279.45(a)
Explanation: ACT stored a 55 gallon shipment of used oil for longer than 35 days onsite (4/28/09-6/4/09). (corrected)
Corrective Action: ACT must ensure that used oil is not stored onsite for longer than 35 days.

Type: Violation
Rule: 62-710.401(6)
Explanation: At the time of the inspection, ACT had one unlabeled drum storing used oil generated from their own vehicle maintenance. (Corrected)
Corrective Action: Immediately following the inspection, the drum was properly labeled with the words "Used Oil."

Summary of Potential Violations and Areas of Concern:Potential Violations

Rule Number	Area	Date Cited	Explanation
Checklist Independent Violations			
279.45(a)		07/07/2010	ACT stored a 55 gallon shipment of used oil for longer than 35 days onsite (4/28/09-6/4/09). (corrected)
62-710.401(6)		07/07/2010	At the time of the inspection, ACT had one unlabeled drum storing used oil generated from their own vehicle maintenance. (Corrected)

Areas of Concern

No Areas of Concern

Conclusion:

At the time of the inspection, American Compliance Technologies, Inc. was not operating in compliance with used oil generators. Immediately following the inspection, the facility returned to compliance.

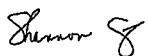
Inspection Date: 07/07/2010

Inspection Date: 07/07/2010

Signed:

A hazardous waste compliance inspection was conducted on this date, to determine your facility's compliance with applicable portions of Chapters 403 & 376, F.S., and Chapters 62-710, 62-730, 62-737, & 62-740 Florida Administrative Code (F.A.C.). Portions of the United States Environmental Protection Agency's Title 40 Code of Federal Regulations (C.F.R.) 260 - 279 have been adopted by reference in the state rules under Chapters 62-730 and 62-710, F.A.C. The above noted potential items of non-compliance were identified by the inspector(s).

This is not a formal enforcement action and may not be a complete listing of all items of non-compliance discovered during the inspection.

Shannon D. Camp**PRINCIPAL INSPECTOR NAME**Inspector**PRINCIPAL INSPECTOR TITLE****PRINCIPAL INSPECTOR SIGNATURE**7/9/2010**DATE**Ann Wortman**REPRESENTATIVE NAME**NO SIGNATURE**REPRESENTATIVE SIGNATURE**

NOTE: By signing this document, the Site Representative only acknowledges receipt of this Inspection Report and is not admitting to the accuracy of any of the items identified by the Department as "Potential Violations" or areas of concern.