



Florida Department of
Environmental Protection
Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi Drew
Secretary

November 9, 2010

Ms. Beverly J. Morgan (bjmorgan@tecoenergy.com)
Senior Environmental Technician
Environmental, Health and Safety
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601-0111

RE: **Warning Letter #WL10-0071HW29SWD**
Tampa Electric Company – Central Operations Center
EPA ID# FLD 981 477 904
Hillsborough County

Dear Ms. Morgan:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on September 16, 2010, indicates that violations of Florida Statutes and Rules may exist at the above referenced facility. Department of Environmental Protection (Department) personnel made observations described in the attached inspection report. The report lists a summary of alleged violations of Department Rules.


Sections 403.161 and 403.727, Florida Statutes (F.S.) provide that it is a violation to fail to comply with rules adopted by the Department. The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of Florida Statutes or Department Rules should cease.

You are requested to contact Kelly Honey at (813) 632-7600, extension 369, within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), F.S. If after further investigation the Department's preliminary findings are verified, this matter may be resolved through the entry of a Consent Order which will include a compliance schedule, an appropriate penalty, and reimbursement of the Department's costs and expenses. In accordance with the United States Environmental Protection Agency's (EPA) RCRA Civil Penalty Policy of 2003, the penalties which would be assessed in this case are \$14,455.00. Costs and expenses in this case will be a minimum of \$300.00.

If this investigation confirms that your facility is significantly out of compliance, and the case is not resolved through timely entry of a Consent Order, under the Department's agreement with the EPA, a formal referral for judicial action must be made to the Department's Office of General Counsel. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely yours,


Deborah A. Getzoff
District Director
Southwest District

DAG/kmh

enclosure

cc: Parvez Mallick, US EPA Region IV (Mallick.Parvez@epamail.epa.gov)
Glen Perrigan, Department, HWR Section (glen.perrigan@dep.state.fl.us)
Kelley Boatwright, Hillsborough County SQG Program (boatwright@epchc.org)
Jerry Adams, TECO (gwadams@tecoenergy.com)
Compliance File

Memorandum

Florida Department of Environmental Protection

SOUTHWEST DISTRICT ENFORCEMENT COVER MEMO

TO: PLV 11.9.10 Deborah A. Getzoff, District Director

THROUGH: WM William Kutash, Waste Program Administrator

[Signature] James Dregne, Hazardous Waste Program Manager 11/3

[Signature] Elizabeth Knauss, HW Enforcement Coordinator

FROM: [Signature] Kelly Honey, Environmental Specialist III

DATE: October 27, 2010

FILE NAME: Tampa Electric Co – Central
Operations Center

COUNTY: Hillsborough

PROGRAM: Hazardous Waste

PROJECT # WL10-0071HW29SWD

TYPE OF DOCUMENT: Warning Letter
Penalty Computation Worksheet

REQUESTED ACTION: SIGNATURE

DESCRIPTION OF VIOLATIONS:

The facility had several discharges of hazardous waste, including hazardous waste solvent from a leaking drum, evaporation of hazardous waste paint and waste listed rags discarded into the trash. There were also numerous "Areas of Concern" that would have been violations had the facility accumulated just 50 more pounds of hazardous waste on site. There was also a paperwork violation and a couple of open containers of spent lamps.

STATUS OF CORRECTIVE ACTIONS:

The facility must return to compliance and contact the Department within 15 days to set up a meeting.

STATUS OF PENALTY ASSESSMENT:

The penalty has been prepared in accordance with Department and United States EPA RCRA Civil Penalty Policies.

PENALTY: ☐ Not Applicable

Amount: \$14,455

Costs & Expenses: \$300

Total: \$14,755

Secretary Approval ☒ Not required / Approved on _____

Attachments: Warning Letter
Penalty Computation Worksheet

From: Brantley, Anna
Sent: Tuesday, November 09, 2010 1:35 PM
To: 'bjmorgan@tecoenergy.com'; Mallick.Parvez@epamail.epa.gov; Perrigan, Glen; Kelley Boatwright (boatwright@epchc.org); 'gwadams@tecoenergy.com'; Dregne, James
Cc: Honey, Kelly
Subject: TECO-Central Opr Ctr WL10-0071HW29SWD.pdf (SECURED) - Adobe Acrobat Professional
Attachments: TECO-Central Opr Ctr WL10-0071HW29SWD

Attached please find "Warning Letter, WL No.: WL10-0071HW29SWD for the subject Hazardous Waste Facility.

NOTE: If you have questions concerning the content of this document, please contact the DEP hazardous waste staff kelly.honey@dep.state.fl.us

This is the only electronic copy you will receive. Acrobat Reader 6.0 or greater is required to read this document, and is available for downloading at: <http://www.adobe.com/products/acrobat/readstep.html>

Anna

Anna Brantley
Administrative Assistant II
FL DEP / SWD / Waste Management
13051 North Telecom Parkway
Temple Terrace FL 33637-0629
Tel: 813/632-7600, Ext. 377
Fax: 813/632-7664
anna.brantley@dep.state.fl.us

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.

From: Adams, Jerry W. [gwadams@tecoenergy.com]
Sent: Tuesday, November 09, 2010 1:36 PM
To: Brantley, Anna
Subject: Out of Office: TECO-Central Opr Ctr WL10-0071HW29SWD.pdf (SECURED) - Adobe Acrobat Professional

I will be out of the office Nov.5th returning Nov 29th .If this concerns oil spills please call Ron Clark ext.36204 cell 813-390-5410. If this concerns training please call Steve Dosal 47745 cell 813-503-2659

NOTICE: This email is intended only for the individual(s) to whom it is addressed and may contain confidential information. If you have received this email by mistake, please notify the sender immediately, delete this email from your system and do not copy or disclose it to anyone else. Although we take precautions to protect against viruses, we advise you to take your own precautions to protect against viruses as we accept no liability for any which remain.