



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

JUN 7 1995

Tampa Electric Company, Central Operations Center
Post Office Box 111
Tampa, Florida 33601-0111

Attn: Mr. Hugh Smith

WARNING LETTER #36990
Medium Priority, Option 2

RE: Tampa Electric Company, Central Operations Center
FLD981477904, Hillsborough County

Dear Mr. Smith:

A hazardous waste compliance inspection was conducted at the above referenced facility on May 22, 1995. This inspection was conducted under the authority of Section 403.091, Florida Statutes, and Chapter 403, Part IV, Florida Statutes, in order to determine the compliance status of your facility with Title 40 Code of Federal Regulations Parts 260 through 268, as adopted in Florida Administrative Code Chapter 62-730.

During this inspection, possible violations of rules regarding hazardous waste management were noted. These possible violations are described in the "Summary of Violations" section of the attached inspection report.

You are advised that any activity at your facility that may be contributing to violations of the above described statutes and rules should be ceased immediately. Operation of a facility in violation of State statutes or rules may result in liability for damages and restoration, and the judicial imposition of civil penalties up to \$50,000 per violation per day pursuant to Section 403.727, Florida Statutes.

You are requested to contact Timyn J. Rice of this office at (813) 744-6100, extension 473, within ten (10) calendar days of receipt of this Warning Letter, to arrange a meeting with Department personnel to discuss the issues raised in this Warning Letter. You may wish to consult an attorney and to have the attorney attend the meeting with the Department.

Tampa Electric Company, Central Operations Center
WARNING LETTER #36990

PLEASE BE ADVISED that this Warning Letter is part of an agency investigation preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. The purpose of this letter is to advise you of potential violations and to set up a meeting to discuss possible resolutions to any potential violations that may have occurred for which you may be responsible. Under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued within 150 days of the date of the attached inspection report. The issuance of the NOV may be avoided through the entry of a consent order or a demonstration that the listed violations did not occur. If the Department issues a Notice of Violation, and you are named as a party, you will be informed of your rights to contest any determination made by the Department in the Notice of Violation.

If after further investigation, the Department determines that the violation occurred and you have not taken timely corrective actions, this matter may be amicably resolved through the entry of a Consent Order, which will include a compliance schedule and an appropriate penalty.

Sincerely,



Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

RDG/tjr

Enclosure

cc: Panduranga Ojili, BWP&R
Alan Farmer, USEPA, Region IV
Carole Mercer, HCEPC
Compliance File