

From: Lurix, Joe
Sent: Tuesday, April 26, 2011 2:27 PM
To: Kantor, Karen E.; Winston, Kathy
Subject: FW: Raider Environmental Services - complaint URGENT
Attachments: Raider Env CAgreement.pdf

From: Gordon, Donna (DERM) [<mailto:GordoD@miamidade.gov>]
Sent: Tuesday, April 26, 2011 2:26 PM
To: Hambor, Michael; Lurix, Joe
Cc: Crabtree, Sharon (DERM)
Subject: RE: Raider Environmental Services - complaint URGENT

Please see attached copy of the Consent Agreement.(Sharon Crabtree is the Code Enforcement Officer handling this case). Thanks

Donna Gordon
Manager, Code Enforcement Section
Department of Environmental Resources Management (DERM)
(305) 372-6946
"Delivering Excellence Every Day"

The Miami-Dade Department of Environmental Resources Management (DERM) values your feedback as a customer. DERM is committed to its mission "to balance today's needs through responsible governance, education, and conservation, to protect our environment for tomorrow." And as part of our mission, we continuously assess and improve the quality of services provided to you. Please take a few minutes to comment on our quality of service. Simply click on this <http://derm.miamidade.gov/survey>. Thank you in advance for completing our customer survey.

From: Gordon, Donna (DERM)
Sent: Tuesday, April 26, 2011 2:18 PM
To: 'Hambor, Michael'
Cc: Hernandez, Carlos, P.E. (DERM); 'Lurix, Joe'; Flagler, Mayra (DERM); Crabtree, Sharon (DERM); Anand, Hardeep (DERM)
Subject: RE: Raider Environmental Services - complaint URGENT
Importance: High

Raider Environmental Services is located at 4103 NW 132 St Opa Locka. The facility has DERM Industrial Waste Pre-treatment Facility permit # IWP-432. The following is a summary of departmental actions involving this facility, (which we will discuss further in the upcoming teleconference). Thanks

Inspections:

As a permitted Industrial Waste Pretreatment facility, DERM conducts a minimum of four inspections per year at this facility. Sampling of the treated effluent is carried out during two of those inspections. Due to violations of wastewater discharges in excess of allowable limits to sanitary sewers, DERM monitors the facility operations on a more frequent basis and collects samples if there is an active discharge to sanitary sewers. During our last three inspections (3/14/11, 4/6/11 and 4/12/11) there have been no discharges to the sewers and therefore samples have not been collected.

Enforcement:

- A Notice of Violation and Orders for Corrective Action (NOV) was issued to Raider on 9/1/2009 for:
i) unlawful industrial waste discharges to sanitary sewers, ii) industrial waste spills to ground, iii) installation of aboveground tank without DERM approval, iv) operating without required Air permits and v) odors impacting neighboring residential areas.

Note: The USEPA had also cited Raider in June 2009 for sewer discharges in violation of the federal regulations (40CFR).

- During the period September 2009 through January 2011: Raider submitted various plans and reports for DERM review and approval including- Accidental Discharge & Slug Control plan, Industrial waste plans for changes in process/equipment, Notice of Required Testing (NORT) Plan and Notice of Required Testing (NORT) Reports and also received extensions for required re-submittals in order to obtain the necessary department approvals.

-Raider was issued a Final Notice Prior to Court on 9/1/2010 and Demand Letter on 12/6/2010 for failure to

comply with all the requirements of NOV and failure to obtain necessary approval for plans submitted & implementation as required.

-Raider was offered a Consent Agreement on 2/16/11 which provided for i) completion of Air permit application & obtaining Air permit, ii) completion of as built plans & process changes/approvals iii) submittal of approvable NORT Plan & Report, along with implementation & iv) payment of settlement costs in the amount of \$40,000.

-The Consent Agreement (copy attached) was executed on 3/28/11. The first submittal of plans required under the Consent Agreement which was due to the department on 4/28/11, was submitted on 4/19/11 and is currently under review by the department. In addition, the first monthly payment in the amount of \$2500, as part of the settlement cost was received on 3/28/11.

In addition to the above, an updated facility inspection of Raider Environmental Services is being conducted today.

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From: Gordon, Donna (DERM)
Sent: Tuesday, April 26, 2011 8:25 AM
To: 'Hambor, Michael'
Cc: Rivera, Rosana (DERM); Hernandez, Carlos, P.E. (DERM); 'Lurix, Joe'; Flagler, Mayra (DERM); Crabtree, Sharon (DERM)
Subject: RE: Raider Environmental Services - complaint URGENT

Good morning Michael,
DERM currently has an open enforcement case involving the referenced facility and will schedule a teleconference with you to provide an update on this site. Thanks

Donna Gordon
Manager, Code Enforcement Section
Department of Environmental Resources Management (DERM)
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From: Hambor, Michael [<mailto:Michael.Hambor@dep.state.fl.us>]
Sent: Monday, April 25, 2011 5:29 PM
To: Hernandez, Carlos, P.E. (DERM); Anderson, Lennon; Lurix, Joe
Cc: Gordon, Donna (DERM); Rivera, Rosana (DERM); Lopez, Alex; Self, Lisa M.; Thurman, Diana M.
Subject: Raider Environmental Services - complaint URGENT
Importance: High

Hello Carlos,

Please see the following complaint. We need to act on this right away as we need to respond to Tallahassee by no later than May 5. Please review the situation and let's plan on a telecon for either Tuesday, 4/26, in the afternoon, or Wednesday, 4/27, in the morning. Thank you.

Hello Lennon and Joe,

Please see the following complaint. There are references to possible hazardous waste issues and air emission issues. Have either of you heard of this facility before? Comments? Thank you.

Michael Hambor
Environmental Manager
Compliance/Enforcement
Water Facilities Management
Dept. of Environmental Protection
Southeast District
Michael.Hambor@dep.state.fl.us
561/681-6698

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Herschel T. Vinyard Jr. 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.

4/20/2011 9:48 AM

HQ LEAD NUMBER: FY11-83577-3709-CV

SUBJECT: Referred to Region - Florida

FROM

TO:

Alleged Violator's Name: Raider Environmental
Alleged Violator's Address: Miami-Dade Headquarters 4103 NW 132nd Street Opa Locka
Alleged Violator's City: Opa Locka
Alleged Violator's State: Florida
Alleged Violator's Zip: 33055

Tip or Complaint: Raider Environmental Services, Inc, (DERM Folio Number 08-2129-000-0140) has continually demonstrated violations of federal, state and local environmental laws. Raider Environmental owns and operates a wastewater treatment facility in Opa-Locka, Florida and operates a fleet of vehicles and contracts with public and private entities to transport contaminated water from all over south Florida to be treated at its facility.

Since this wastewater facility's inception in 2007, Raider Environmental has continually run afoul of environmental regulations with Miami-Dade County's Department of Environmental Resource Management (DERM). A review of the DERM online library (<http://derm.miamidade.gov/NetFYI/cgi/NetFYIIsapi.dll?METHOD=ViewLogin>) contains over 150 documents recording various issues the firm experienced over the last 3 years, and the agency's efforts to bring the company into compliance.

The most serious infractions are the dumping of improperly treated hazardous wastewater into the sewer lines of Opa-Locka, FL. These infractions can not only cause environmental harm but also have resulted in damage to the City of Opa-Locka's wastewater pumping facility located near the plant.

Many of the are violations are from water samplings of treated wastewater the facility is permitted to remediate for safe discharge that have taken place over the course of the last 2 years, and that have received unsatisfactory results.

Other violations have been observed at the facility as well; such as air emission violations, unapproved and unpermitted procedures, and improper storage of hazardous chemicals and non-hazardous materials.

To date Raider Environmental has received only minor infraction notices for its actions and has been allowed to continue to operate, dumping improperly treated wastewater into the sewer system of the City of Opa-Locka. They have fought DERM in its assertion that it requires an air permit to operate the facility, even though they are adjacent to a residential complex. Raider has also asserted that unsatisfactory sampling results were not viable due to the location they were taken, although it is now an agreed upon sampling point. DERM and Raider Environmental are about to enter into a Consent Agreement that is to ensure Raider will follow proper procedures and codes for its operations. DERM has stated that it intends to increase frequency of testing to ensure compliance. To date there is no evidence visible on the DERM website to reflect increased frequency of testing. On February 16, a Consent Agreement was issued to Raider Environmental providing 10 days to execute and return. Raider Environmental has a history of not complying with its agreements. The punitive actions assessed against Raider in this Consent Agreement are not severe enough for a firm that has been operating out of compliance for almost two years.

Violation Still Occurring? Yes

State DEP/DEQ/DEM Notified? No