



Florida Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

April 17, 2012

ELECTRONIC MAIL
sgilbert@triumvirate.com

NON-COMPLIANCE LETTER
OCD-HW-12-121

Ms. Sara Gilbert, P.G.,
Environmental, Transportation, Safety & Compliance Specialist
Triumvirate Environmental, Inc.
10100 Rocket Boulevard
Orlando, Florida 32824

Orange County-HW & SW
Triumvirate Environmental, Inc. – FLD980559728
WACS ID: 95376

Dear Ms. Gilbert:

A solid waste, hazardous waste, and used oil compliance inspection was conducted at your facility located at 10100 Rocket Blvd., Orlando, on February 29, 2012. The inspection was conducted under the authority of Section 403.091, Florida Statutes (Fla. Stat.) and Chapter 403, Part IV, Fla. Stat. in order to determine the compliance status of your facility with Title 40 Code of Federal Regulations (CFR) Parts 260 – 268 and 279 and Chapter 62-701. The provisions of 40 CFR Parts 260 through 268 and 279 have been adopted by reference as the state hazardous waste and used oil rules in Chapters 62-730 and 62-710, Fla. Admin. Code, respectively.

The facility was in compliance with its solid waste permit, SO48-0288830-001.

During this inspection, possible violations of Chapter 403 Fla. Stat. and Chapter 62-730 or 62-710 or both, Florida Administrative Code (Fla. Admin. Code) were noted by Department of Environmental Protection specialists. Section 403.721(1), Fla. Stat. requires persons who generate hazardous waste and/or used oil to comply with rules adopted by the Department. The purpose of this letter is to seek your cooperation in resolving these matters.

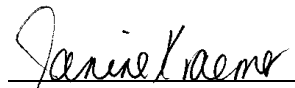
Please see the attached inspection report for a full account of Department observations

PLEASE BE ADVISED that this Non-Compliance Letter is part of an agency investigation preliminary to agency action within the meaning of Section 120.57(5), Fla. Stat. We request that you review the potential violations noted and respond in writing within 30 days of receipt of this Non-Compliance Letter. Your written response should either describe what you have done to comply, or provide evidence (photographs, etc.) to support a claim that the violations did not occur.

It is the Department's intention to allow you to document compliance or corrective actions, so that this matter can be closed without further enforcement. Your failure to respond promptly in writing may result in the initiation of formal enforcement proceedings.

Please address your response to Michael Eckoff at the Central District office address noted on the letterhead above. If you have any questions you may contact Mr. Eckoff at (407)897-4308 or electronically at michael.eckoff@dep.state.fl.us. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely,



Janine Kraemer, CHMM
Environmental Manager
Solid and Hazardous Waste Programs

Enclosures: Solid Waste Inspection Report
Hazardous Waste Inspection Report

cc: Vanessa Cruz, Orange County Environmental Protection Division, vanessa.cruz@ocfl.net



Florida Department of
Environmental Protection
Inspection Checklist

FACILITY INFORMATION:

Facility Name: TRIUMVIRATE ENVIRONMENTAL (FLORIDA), INC.

On-Site Inspection Start Date: 02/29/2012

On-Site Inspection End Date: 02/29/2012

WACS No.: 95376

Facility Street Address: 10100 Rocket Blvd

City: Orlando

County Name: ORANGE

Zip: 32824

INSPECTION PARTICIPANTS:

(Include ALL Landfill and Department Personnel with Corresponding Titles)

Principal Inspector: Michael Eckoff, Inspector

Other Participants: Danielle Bentzen, Environmental Specialist; Kip Buckley, Operations Manager; Sara Gilbert, PG, ETS & C Specialist

INSPECTION TYPE:

Routine Operation Inspection for Waste Processing - Other (user defined) facility

Routine Operation Inspection for Waste Processing - Transfer Station facility

ATTACHMENTS TO THE INSPECTION CHECK LIST:

This Cover Page to the Inspection Checklist may include any or all of the following attachments as appropriate.

SECTION 1.0 - FILE REVIEW

SECTION 4.0 - WASTE PROCESSING FACILITIES

Inspection Date: 02/29/2012

SECTION 1.0 - FILE REVIEW

Requirements:

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	FILE REVIEW (Pre- or Post-Inspection, as appropriate.) Completed	Ok	Not Ok	Unk	N/A
1.1	For landfills and C&D disposal facilities, does the facility have a current plan for the method and sequence of filling wastes? 62-701.500(2)(f) for landfills; 62-701.730(7)(a) for C&D debris sites				✓
1.2	For landfills, are the following records being reported to the Department?(Check any that are Not OK) <input type="checkbox"/> Waste reports (annually) 62-701.500(4) <input type="checkbox"/> Annual estimate of remaining life 62-701.500(13)(c)				✓
1.3	Is leachate sampled, tested and disposed as required? 62-701.500(8)(a), 62-701.510(6)(c)				✓
1.4	Is gas monitoring being performed as required by the permit? 62-701.500(9), 62-701.530(2)				✓
1.5	Are the results of the gas sampling reported to the Department quarterly? 62-701.530(2)(c)				✓
1.6	Is water quality sampling and testing performed according to standard procedures and at the required frequencies? 62-701.510(2) for landfills; 62-701.730(4)(b) and (10) for C&D debris sites; 62-713.400(3) for stationary soil treatment facilities.				✓
1.7	Do the results of the water quality testing suggest there may be adverse impacts to water quality from the operation of the solid waste facility? 62-701.510(3) and (4); 62-701.730(4)(c) and (10) for C&D debris sites; 62-713.400(3) for stationary soil treatment facilities.				✓
1.8	For closed landfills and C&D disposal facilities with final elevations higher than 20 feet above grade, has a final survey report verifying the final elevations and contours of the facility been submitted to the Department? 62-701.600(6)(b), 62-701.730(9)(d)				✓
1.9	Is financial assurance adequate? 62-701.630 for landfills; 62-701.710(7)(a) and (10)(a) for waste processing facilities; 62-701.730(11)(a) for C&D debris facilities; 62-713.600(6)(a) for stationary soil treatment facilities; 62-711.500(3) for waste tire facilities. NOTE: The Solid Waste Financial Coordinator in Tallahassee can assist with this information.	✓			
1.10	Are cost estimates current and adjusted every year? 62-701.630(4) for landfills; 62-701.710(7)(b) and (10)(a) for waste processing facilities; 62-701.730(11)(b) and (c) for C&D debris facilities; 62-713.600(6)(b) and (c) for stationary soil treatment facilities; 62-711.500(3) for waste tire facilities.	✓			
1.11	For C&D debris disposal and disposal with recycling facilities, is an Annual Report submitted to the Department for the disposal operation by April 1st of each year? 62-701.730(12)				✓
1.12	For C&D recycling facilities with no disposal, is an Annual Report for the recycling facility submitted to the Department by April 1st of each year? 62-701.710(9)(b)				✓
1.13	For compost facilities, has the compost product been sampled and analyzed every 20,000 tons or every 3 months (whichever is sooner)? 62-709.530(1)				✓
1.14	For compost facilities, has the annual report been submitted by June 1st? 62-709.530(3)				✓

Inspection Date: 02/29/2012

SECTION 4.0 - WASTE PROCESSING FACILITIES**Requirements:**

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	SOLID WASTE PROHIBITIONS (unless "grandfathered" in, see 62-701.300(18)) Completed	Ok	Not Ok	Unk	N/A
4.1.1	Unauthorized storage, processing, or disposal of solid waste except as authorized at a permitted solid waste management facility or other exempt facility? 62-701.300(1)(a)	✓			
4.1.2	Unauthorized disposal or storage prohibited, except yard trash, within 500 feet of a potable water well? 62-701.300(2)(b)	✓			
4.2	Unauthorized storage or disposal of yard trash prohibited within the minimum setbacks of (Check any that are Not OK) 62-701.300(12) <input type="checkbox"/> 100 feet from potable water wells (except on-site)? <input type="checkbox"/> 50 feet from water bodies?	✓			
4.3	Unauthorized disposal or storage prohibited in any natural or artificial body of water including ground water and wetlands? (Does not apply to standing water after a storm event.) 62-701.300(2)(d)	✓			
4.4	Unauthorized disposal or storage prohibited, except yard trash, within 200 feet of any natural or artificial body of water, including wetlands without permanent leachate controls, except impoundments or conveyances which are part of an on-site, permitted stormwater management system or on-site water bodies with no off-site discharge? 62-701.300(2)(e)	✓			
4.5	Unauthorized open burning of solid waste prohibited, except in accordance with Department requirements? 62-701.300(3)	✓			
4.6	Are the following unauthorized wastes or special wastes properly managed? (Check any that are Not OK) <input type="checkbox"/> Hazardous waste 62-701.300(4) <input type="checkbox"/> Biomedical waste 62-701.300(6) <input type="checkbox"/> Used oil and oily wastes, except as exempted 62-701.300(11) <input type="checkbox"/> PCB wastes 62-701.300(5) <input type="checkbox"/> Liquids 62-701.300(10)	✓			

Item No.	WASTE PROCESSING FACILITY OPERATION AND MAINTENANCE Completed	Ok	Not Ok	Unk	N/A
4.7	Do the tipping, processing, sorting, storage and compaction areas that are in an enclosed building or covered area have adequate ventilation? 62-701.710(3)(a)	✓			
4.8	For areas not enclosed, is litter controlled and are litter control devices maintained? 62-701.710(3)(a)	✓			
4.9	Is leachate collection and removal system maintained and operated as required? 62-701.710(3)(b)				✓
4.10	Are all drains and leachate conveyances kept clean so that leachate flow is not impeded? 62-701.710(4)(b)				✓
4.11	Are the following records or plans current and available on-site? (Check any that are Not OK) <input type="checkbox"/> Operation and Maintenance Manual 62-701.710(4)(a)1 <input type="checkbox"/> Contingency Plan 62-701.710(4)(a)3 <input type="checkbox"/> Operation records 62-701.710(9)(a)	✓			
4.12	Is the Operation and Maintenance Manual substantially followed? 62-701.710(4)(a)1	✓			
4.13	Are putrescible wastes stored no longer than 48 hours or as otherwise allowed in the Operation and Maintenance Plan? 62-701.710(4)(b)				✓
4.14	Are areas where putrescible waste is stored or processed cleaned at least weekly to prevent odor and vector problems? 62-701.710(4)(b)				✓
4.15	Are the operating hours posted at the facility? 62-701.710(4)(c)1	✓			

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Item No.	WASTE PROCESSING FACILITY OPERATION AND MAINTENANCE Completed	Ok	Not Ok	Unk	N/A
4.16	Is a trained operator on duty whenever the facility is operating? 62-701.710(4)(c)1	✓			
4.17	Is at least one trained spotter on duty at all times that waste is received at the facility to inspect the incoming waste? 62-701.710(4)(c)2	✓			
4.18	Are unauthorized wastes removed from the waste stream and placed into appropriate containers for disposal at a permitted facility? 62-701.710(4)(c)2	✓			
4.19	Is the facility operated to control objectionable odors? 62-701.710(4)(d)	✓			
4.20	Is adequate fire protection equipment available and operational? 62-701.710(4)(e)	✓			
4.21	Is access to the facility controlled by fencing or other effective barriers to prevent disposal of unauthorized solid waste? 62-701.710(4)(f)	✓			
4.22	If the facility is a Transfer Station and is claiming the financial assurance exemption, does it manage the waste on a first-in, first-out basis and store waste for no greater than 7 days? 62-701.710(10)(a)				✓
4.23	Is stormwater effectively controlled? 62-701.710(8)	✓			
4.24	Are all additional specific conditions (not otherwise addressed above) in the permit, Department order, or certification, if any, being followed? 62-701.320(1), 403.161, F.S.	✓			

Item No.	WASTE PROCESSING FACILITY CLOSURE Completed	Ok	Not Ok	Unk	N/A
4.25	Has the solid waste or residue been properly disposed of within 30 days after receiving the final solid waste shipment? 62-701.710(6)(c)				✓
4.26	Has closure been completed within 180 days after receiving the final solid waste shipment? 62-701.710(6)(d)				✓

COMMENTS:

03/01/2012

Permit No. SO48-0288830-001 expires 1/9/2014

Kip Buckley - Operator

Solid waste is consolidated in a roll-off type dumpster. The dumpster was covered.

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Signed:Michael Eckoff**PRINCIPAL INSPECTOR NAME**Inspector**PRINCIPAL INSPECTOR TITLE**NO SIGNATURE**PRINCIPAL INSPECTOR SIGNATURE**Danielle Bentzen**INSPECTOR NAME**Environmental Specialist**INSPECTOR TITLE**NO SIGNATURE**INSPECTOR SIGNATURE**FDEP - Central District**ORGANIZATION**Kip Buckley**REPRESENTATIVE NAME**Operations Manager**REPRESENTATIVE TITLE**NO SIGNATURE**REPRESENTATIVE SIGNATURE**Triumvirate Environmental, Inc.**ORGANIZATION**Sara Gilbert, PG**REPRESENTATIVE NAME**ETS & C Specialist**REPRESENTATIVE TITLE**NO SIGNATURE**REPRESENTATIVE SIGNATURE**Triumvirate Environmental, Inc.**ORGANIZATION****Supervisor:** Gloria DePradine

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 "Not Ok" or areas of concern.



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

FACILITY INFORMATION:

Facility Name: Triumvirate Environmental Inc

On-Site Inspection Start Date: 02/29/2012

On-Site Inspection End Date: 02/29/2012

ME ID#: 10046

EPA ID#: FLD980559728

Facility Street Address: 10100 Rocket Blvd, Orlando, Florida 32824-8565

Contact Mailing Address: 10100 Rocket Blvd, Orlando, Florida 32824-8565

County Name: Orange

Contact Phone: (954) 583-3795

NOTIFIED AS:

LQG (>1000 kg/month)

Transporter

Transfer Facility

TSD Facility Unit Type(s)

Used Oil

INSPECTION TYPE:

Routine Inspection for TSD Facility Unit Type(s)

INSPECTION PARTICIPANTS:

Principal Inspector: Michael Eckoff, Inspector

Other Participants: Danielle Bentzen, Environmental Specialist; Kip Buckley, Operations Manager; Sara Gilbert, PG, ETS & C Specialist

LATITUDE / LONGITUDE: Lat 28° 25' 5.8132" / Long 81° 23' 10.5985"

SIC CODE: 4953 - Trans. & utilities - refuse systems

TYPE OF OWNERSHIP: Private

Introduction:

On February 29, 2012, Michael Eckoff and Danielle Bentzen, Florida Department of Environmental Protection (FDEP), accompanied by Kip Buckley and Sara Gilbert, Triumvirate Environmental, Inc. (TEI), inspected TEI for compliance with state and federal hazardous waste and used oil regulations. The facility is a hazardous waste and used oil transporter, 10-day transfer facility, a permitted used oil processor, and permitted storage facility of solid and hazardous waste.

At the time of the inspection the facility had nine employees, not including sales. The facility is connected to Orange County potable water and sewer systems.

INSPECTION HISTORY

The facility, as TEI, has never been inspected by the Department for compliance with state and federal hazardous waste and used oil regulations.

(Past ten years as Perma-Fix of Orlando, Inc. (PFO))

JANUARY 2010

PFO was out of compliance at the time of the inspection. PFO was cited for the following violations: failure to label a hazardous waste container with an accumulation start date; failure to label hazardous waste containers; failure to use a manifest while transporting hazardous waste; failure to ensure required information is recorded on shipping papers; failure to obtain detailed chemical and physical analysis of a representative sample of the wastes before storing hazardous or non-hazardous wastes; failure to have all required information in position descriptions; failure to maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned

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sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water, which could threaten human health of the environment; and failure to keep the contingency plan up to date. Consent Order OGC File No. 10-1669 was executed assessing \$24,854.00 in penalties and Department costs. PFO was able to off-set \$21,919.00 of the penalty through the implementation of an in-kind project.

MAY 2009

PFO came into compliance shortly after the inspection.

JUNE 2008

PFO was in compliance at the time of the inspection.

OCTOBER 2007

PFO was in compliance at the time of the inspection.

DECEMBER 2006 and FEBRUARY 2007

PFO was out of compliance at the time of the inspection. PFO was cited for the following violations: failure to label hazardous waste containers; failure to maintain hazardous waste containers closed; failure to label hazardous waste containers with an accumulation start date; and failure to maintain the facility to minimize sudden releases. Consent Order OGC File No. 07-1790 was executed assessing \$15,681.00 in penalties and Department costs. PFO was able to off-set \$11,745.00 of the penalty through the implementation of a supplemental environmental project.

APRIL 2006

PFO was out of compliance at the time of the inspection. PFO was cited for the following violation: failure to maintain the facility to minimize the possibility of a fire and sudden releases. Consent Order OGC File No. 06-1668 was executed assessing \$10,950.00 in penalties and Department costs.

MARCH 2006

PFO was in compliance at the time of the inspection.

MAY 2004

PFO was out of compliance at the time of the inspection. PFO was cited for the following violations: storing over the capacity of facility as stated in the permit; storing transfer waste longer than ten days; storing hazardous waste longer than one year; failure to conduct proper waste determinations; failure to utilize the waste analysis plan; failure to provide annual training of hazardous waste regulations; failure to conduct weekly inspections; failure to notify the Department of ability to meet a specific permit condition; failure to register above ground storage tanks; failure to provide secondary containment for above ground storage tanks; failure to obtain state approval prior to using above ground storage tanks; failure to equip above ground storage tanks with overfill protection; failure to inspect above ground storage tanks; failure to provide training of used oil regulations; failure to document the halogen content of loads of used oil; failure to label, keep closed or protect from the weather, and store used oil filters on an oil-impermeable surface; failure to label used oil containers and tanks; unauthorized storage of solid waste; and unauthorized modification of its solid waste permit. Consent Order OGC File No. 04-1771 was executed assessing \$51,845.00 in penalties and Department costs.

MARCH 2003

PFO was out of compliance at the time of the inspection. PFO was cited with the following violation: storing four drums of hazardous waste longer than one year. The drums were shipped off-site the day after the inspection and the Department took no further action.

APRIL 2002

PFO was out of compliance at the time of the inspection. PFO was cited with the following violations: failure to label hazardous waste containers; failure to maintain hazardous waste containers closed; failure to conduct weekly inspections; failure to label hazardous waste containers with an accumulation start date; storing over the capacity of facility as stated in the permit; failure to meet land disposal treatment standards; and storing transfer waste longer than

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ten days. Consent Order OGC File No. 02-2060 was executed assessing \$13,350.00 in penalties and Department costs.

Process Description:

TEI collects hazardous waste from generators using TEI's own transportation services as well as other registered hazardous waste transporters. Generators serviced by TEI are those that generate hazardous waste that is exclusive of explosive or radioactive. TEI operates under hazardous waste storage permit number 26916-HO-006, issued January 28, 2009. TEI collects hazardous waste and stores the material in its warehouse for up to a year before transporting the waste to an off-site disposal facility. TEI uses its 10-day transfer facility status when possible in order to avoid re-manifesting, record keeping, reporting, and other more stringent permit requirements. Waste stored for a period longer than ten days is transferred to TEI's designated storage facility. TEI then amends the incoming manifest to reflect the change, the containers are relabeled, and the waste is managed in accordance with the permit requirements.

Hazardous wastes and solid wastes are segregated at the facility according to compatibility groups as outlined in the permit. Storage areas have secondary containment to minimize and prevent possible releases to the environment. The facility is not solidifying solid waste on-site nor are they consolidating wastes.

INSPECTION NARRATIVE

The inspection began in the permitted waste storage area. A truck was being off-loaded at the time of the inspection. The entire load was from Bostik located in Georgia. The load contained non-hazardous "off-spec unworkable product", "solidified MDI/polymers", "oil & absorbent solids", and "mopwater."

On the southside of the area TEI was storing electronics from Royal Caribbean dated 2/24/2012 in the "Non-hazardous" area. In addition, TEI was storing nine 55-gallon drums of "sludge-bilge" and one 55-gallon drum of "activated carbon filter media" from Enchantment dated 1/31/2012, and three 55-gallon drums of "grease trap-cooking oil" from Royal Caribbean Jewel of Seas dated 2/23/2012.

Five 10-gallon containers, one 30-gallon container, and eight 55-gallon drums of hazardous waste, and one tote of "cooking oil" from Freedom of Seas were stored in the "Corrosive" area. The facility should only store corrosive waste in the "Corrosive" area.

One 55-gallon drum of hazardous waste was stored in the "Reactive" area.

One 55-gallon drum and one 10-gallon container of hazardous waste was stored in the "Poison" area.

Fifteen pallets of non-hazardous "edgestik."

Four 55-gallon drums, two 8-ft. boxes, one 4-ft. box, and one 10-gallon container was stored in the "Universal Waste" area.

Sixteen 55-gallon drums of non-hazardous waste solvent "hi-solv," one 270-gallon tote of "polyol," and twenty-one 55-gallon drums of latex paint.

Four trailers were located on the loading dock. The first trailer inspected was being managed as the facility's 10-day transfer facility and contained two cubic yard boxes of bio-hazard waste, bloody guaze-sharps, from Royal Caribbean. The second trailer inspected contained three empty 55-gallon drums. The third trailer inspected was empty, this trailer was being off-loaded from Bostik. The fourth trailer inspected contained empty 55-gallon drums.

On the west side of the dock was the solid waste dumpster. Next to the dumpster were two dumpsters used to consolidate used oil filters.

On the loading dock were forty-eight 55-gallon drums of "wash solvent" from Bostik dated

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2/21/2012.

North of the loading dock is the 20,000-gallon above ground storage tank for used oil and used antifreeze. The tank contains two compartments, one part is dedicated to used oil and the other is used for used antifreeze, off-spec fuel, oily wastewater, or other wastes depending on TEI's needs. The tank is registered with the FDEP-Petroleum Tanks Program.

All of the rainwater from the facility is collected in a sump located on the northwest corner of the property. The rainwater is checked for contamination prior to releasing to an on-site retention pond. At the time of the inspection there was no sheen noted on the water. A non-functioning pump truck was parked in this area. Ms. Gilbert was unsure of its contents. Please provide the Department with information concerning the contents of the truck.

The Consolidation Area is mainly used for storage of absorbents and empty containers. Four 8-yard containers of used oil filters were stored in this area. One 55-gallon drum of non-hazardous oily waste was also stored in this area.

On the north side of the property was a trailer with empty containers and totes to be returned to the manufacturer for reconditioning.

A shed located on the northeast side of the property contained equipment and three CRT monitors.

NOTE: On March 21, 2012, the Department received a letter from TEI stating two of the monitors were sent for recycling.

Several trailers were located in a parking area, the trailers were empty.

A shed located behind the Consolidation Area was used as a maintenance shed by the former company, Perma-Fix. TEI does not currently use this shed. Inside a fire cabinet were several products. Ms. Gilbert stated the products would be evaluated whether useful or not.

NOTE: On March 21, 2012, the Department received a letter from TEI stating the need of the products are being verified and will manage as appropriate.

RECORDS

The contingency plan has to be updated due to the current emergency coordinator's last day with TEI was the date of the inspection. Ms. Gilbert stated the plan would be updated. Please provide the Department with a copy of the updated plan.

Hazardous waste management training is conducted by the corporate office in Summerville, Massachusetts. Please provide the date(s) when the most recent training took place.

Job descriptions need to be updated to reflect initial and annual RCRA training requirements [40 CFR 264.16(d)(3)].

NOTE: On March 21, 2012, the Department received a letter from TEI stating position descriptions were updated with training requirements but did not include hazardous waste management training.

Mr. Buckley's position description needs to be updated to reflect RCRA duties [40 CFR 264.16(d)(2)].

NOTE: On March 21, 2012, the Department received a letter from TEI stating Mr. Buckley's position description has hazardous waste duties listed.

Daily and weekly inspection logs were in compliance.

Facility personnel received used oil training.

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TEI is not listing generator EPA ID No., for generators who notified and received EPA ID No., on used oil receipts [40 CFR 279.46(2) and 62-710.510(1)(b), Florida Administrative Code (F.A.C.)].

Hazardous waste shipping records were found to be in compliance.

Waste analysis records were reviewed for "hi-solv" and was found to be non-hazardous.

New Potential Violations and Areas of Concern:

Checklist Independent Potential Violations and Areas of Concern

Type: Violation

Rule: 264.16(d)(3)

Explanation: A written description of the type and amount of both introductory and continuing training that will be given to each person filling a position. Specifically, TEI failed to have a written description of the type and amount of both introductory and continuing hazardous waste management training that will be given to each person filling a position as required by the permit.

Corrective Action: TEI shall have a written description of the type and amount of both introductory and continuing hazardous waste management training that will be given to each person filling a position as required by the permit. Please provide a copy of the written description of the type and amount of both introductory and continuing hazardous waste management training that will be given to each person filling a position to the Department within 30 days from the date of your receipt of this Non-compliance Letter.

Type: Violation

Rule: 62-710.510(1), 279.46(a)(2)

Explanation: Each registered person shall maintain records on DEP Form 62-710.901(2) or on substantially equivalent forms which contain at least the same information as the Department form. These records shall include the following information: (b) The source of the used oil, including the name and street address of each source, and the EPA identification number of the source if the generator has one. Specifically, TEI failed to list the generator EPA ID No., for those generators who notified and received a number, on used oil shipping papers.

Corrective Action: TEI shall list the generator EPA ID No., for those generators who notified and received a number, on used oil shipping papers. Please provide documentation that this requirement is being fulfilled to the Department within 30 days from the date of your receipt of this Non-compliance Letter.

Type: Violation

Rule: 264.16(d)(2)

Explanation: A written job description for each position listed under paragraph (d)(1) of this section. This description may be consistent in its degree of specificity with descriptions for other similar positions in the same company location or bargaining unit, but must include the requisite skill, education, or other qualifications, and duties of employees assigned to each position. Specifically, TEI failed to list hazardous waste duties in Mr. Buckley's written job description.

Corrective Action: On March 21, 2012, TEI provided a copy of Mr. Buckley's written job description listing his hazardous waste duties.

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Summary of Potential Violations and Areas of Concern:Potential Violations

Rule Number	Area	Date Cited	Explanation
Checklist Independent Violations			
264.16(d)(3)		02/29/2012	A written description of the type and amount of both introductory and continuing training that will be given to each person filling a position. Specifically, TEI failed to have a written description of the type and amount of both introductory and continuing hazardous waste management training that will be given to each person filling a position as required by the permit.
62-710.510(1), 279.46(a)(2)		02/29/2012	Each registered person shall maintain records on DEP Form 62-710.901(2) or on substantially equivalent forms which contain at least the same information as the Department form. These records shall include the following information: (b) The source of the used oil, including the name and street address of each source, and the EPA identification number of the source if the generator has one. Specifically, TEI failed to list the generator EPA ID No., for those generators who notified and received a number, on used oil shipping papers.
264.16(d)(2)		02/29/2012	A written job description for each position listed under paragraph (d)(1) of this section. This description may be consistent in its degree of specificity with descriptions for other similar positions in the same company location or bargaining unit, but must include the requisite skill, education, or other qualifications, and duties of employees assigned to each position. Specifically, TEI failed to list hazardous waste duties in Mr. Buckley's written job description.

Areas of Concern

No Areas of Concern

Conclusion:

Triumvirate Environmental, Inc. was inspected as a large quantity generator of hazardous waste, hazardous waste and used oil transporter, 10-day transfer facility, permitted used oil processor, and permitted storage facility of solid and hazardous waste and was not in compliance at that time.

In addition to the corrective actions above, please provide the following information to the Department within 30 days from the date of your receipt of this Non-compliance Letter:

Inspection Date: 02/29/2012

1. Information concerning the contents of the non-functioning pump truck.
2. A copy of the updated contingency plan.
3. The date(s) when the most recent hazardous waste management training took place.

Inspection Date: 02/29/2012

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.

Michael Eckoff

PRINCIPAL INSPECTOR NAME

Inspector

PRINCIPAL INSPECTOR TITLE

NO SIGNATURE

PRINCIPAL INSPECTOR SIGNATURE

Danielle Bentzen

INSPECTOR NAME

Environmental Specialist

INSPECTOR TITLE

NO SIGNATURE

INSPECTOR SIGNATURE

FDEP - Central District

ORGANIZATION

Kip Buckley

REPRESENTATIVE NAME

Operations Manager

REPRESENTATIVE TITLE

NO SIGNATURE

REPRESENTATIVE SIGNATURE

Triumvirate Environmental, Inc.

ORGANIZATION

Sara Gilbert, PG

REPRESENTATIVE NAME

ETS & C Specialist

REPRESENTATIVE TITLE

NO SIGNATURE

REPRESENTATIVE SIGNATURE

Triumvirate Environmental, Inc.

ORGANIZATION

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.