

NOTICE OF POTENTIAL HAZARDOUS WASTE NON-COMPLIANCE – Page 1 of 2

FACILITY NAME Kelly Tractor Co		TYPE OF INSPECTION: CAV: <input checked="" type="checkbox"/> CEI: <input type="checkbox"/> CI: <input type="checkbox"/> OTHER: <input type="checkbox"/>	
ADDRESS 8255 NW 58th St.	CITY Doral	STATE FL	ZIP CODE 33314
EPA ID NUMBER FLD981925811	DATE OF INSPECTION 11-20-12	PAGE 1	OF 2
FOLLOW UP CAV INSPECTION WITHIN 120 DAYS: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			

A hazardous waste/used oil compliance inspection was made this date, under the authority of Section 403.091, Florida Statutes (F.S.), to determine your facility's compliance with Chapter 403, F.S. and Chapters 62-730 and 62-710, Florida Administrative Code (F.A.C.). Provisions of Title 40 Code of Federal Regulations (C.F.R.) Parts 260 through 268 and 279, which are cited on this form, have been adopted by reference as the state hazardous waste and used oil rules in Chapter 62-730 and 62-710, F.A.C. The following 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 which exist at the time of this inspection.**

GENERAL REQUIREMENTS:

- ☐ Failure to ensure delivery of HW to proper HW facility § 261.5
- ☐ Failure to provide hazardous waste determination § 262.11
- ☐ Failure to notify as generator § 262.12
- ☐ Failure to use a manifest or reclamation agreement § 262.20
- ☐ Failure to provide personnel training § 265.16, 262.34
- ☐ Evidence of release(s) of waste § 265.31
- ☒ Facility exceeds 90/180 day time limit § 262.34

CONTAINER MANAGEMENT:

- ☒ Unlabeled containers § 262.34 **Mislabelled**
- ☐ Undated containers § 262.34
- ☐ Leaking or bulging containers § 262.34
- ☒ Open containers § 265.173
- ☐ Inadequate aisle space § 62-730.160

RECORDKEEPING REQUIREMENTS:

- ☐ Manifests § 262.40, § 262.44
- ☐ Training records § 262.34
- ☐ Contingency Plan § 262.34
- ☐ Weekly Inspection records § 62-730.160
- ☐ Information not posted by phone § 262.34
- ☐ Authorities not notified § 262.37

USED OIL VIOLATIONS:

- ☐ Failure to label containers § 279.22
- ☐ Failure to respond to releases § 279.22
- ☐ Failure to document used oil disposal § 279.10

MATERIALS PROVIDED to assist in accomplishing corrective actions

- | | | |
|---|--|---|
| <input type="checkbox"/> DEP Small Quantity Generator Handbook | <input type="checkbox"/> EPA Managing Used Oil | <input type="checkbox"/> Mercury Lamp Recyclers |
| <input type="checkbox"/> EPA Understanding the Hazardous Waste Rules | <input type="checkbox"/> Enviro | |
| <input type="checkbox"/> EPA Notification of Regulated Waste Activity | <input type="checkbox"/> List o | |
| <input type="checkbox"/> Florida Automotive Recyclers Handbook | <input type="checkbox"/> Antifr | |

Florida Fact Sheets

- ☐ Antifreeze for Recycling / Waste Antifreeze
- ☐ Summary of Hazardous Waste Regulations
- ☐ Summary of Used Oil/Used Oil Filter Regulations
- ☐ Other: _____

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KELLY TRACTOR



Mike Isom
Safety and Environmental
Manager

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HAZARDOUS WASTE INSPECTION EXIT INTERVIEW SUMMARY, NOTICE OF POTENTIAL VIOLATIONS
Page 2 of 2

ITEMS REQUESTED OR RECOMMENDATIONS BY THE "INSPECTOR":

- Please have a waste determination performed on the absorbents used to collect the fluid discharged from the can crusher.
- The aerosol can crusher being used is not capturing the Perpellent.
- Please label, close, and ^{Date} properly ¹¹⁻²⁰⁻¹² store the (3) three 30-gallon containers of mineral spirits sludge removed from parts washers.
- Please check the container labeling so that it matches the contents.
 - (1) one drum was labeled "oil pads" but had aerosol cans.
 - (1) one drum labeled "Used oil filters"; but had contaminated oil.
 - (1) one drum labeled "Parts Cleaning Solvent"; but had contaminated oil.
- Please have the paint waste drum dated 3-22-12 ⁸⁻¹⁴⁻¹² removed as it is over the 180 days. ⁶

OWNER/OPERATOR COMMENTS:

- Have a waste determination performed on the unlabeled 5-gallon bucket behind the parts dept. and have it disposed of according to results.

The owner/operator is hereby requested to submit in writing, within ³⁰ days of this inspection, 1) a description of all corrective actions taken, 2) a schedule for completion of corrective actions to be taken and 3) a description of efforts to prevent recurrence of the above items to the person signing as "INSPECTOR", Florida Department of Environmental Protection, 400 North Congress Avenue, Suite 200, West Palm Beach, FL 33401. The actions taken within ___ days of this notice will be considered in determining whether enforcement, including the assessment of penalties, should be initiated.

IF YOU HAVE QUESTIONS, contact: Bridgette Russell ⁶⁷²² at (561) 681-6600.

"INSPECTOR" (signature): _____ Date: 11-20-12

The undersigned person hereby acknowledges that he/she received a copy of this notice and has read and understands the same.

SIGNATURE: <u>Mike Ison</u>	PRINTED NAME: <u>MIKE ISON</u>
TITLE: <u>SAFETY & ENVIRONMENTAL MANAGER</u>	DATE: <u>11-20-2012</u>