

Carman, Roger

From: Carman, Roger
Sent: Tuesday, March 19, 2013 10:16 AM
To: 'Michael_Milonas@pantropic.com'
Cc: Kantor, Karen E.
Subject: Used oil transporter registration

Mr. Michael Milonas, Prod & Spec Shop Foreman
Pantropic Power, Inc.
8205 NW 58th Street
Miami, FL 33166

Re: Used Oil Transporter Registration
EPA ID #: FLD982091787

Dear Mr. Milonas,

The inspection on February 19, 2013, revealed that Pantropic Power – Miami (PPM) has been transporting used oil in quantities over 55 gallons at one time and more than 500 gallons annually over the public highway system from off-site locations and bringing the used oil back to the facility. PPM has also been transporting used oil filters from off-site locations and bringing them back to the facility. Therefore, it appears PPM is operating as a Used Oil Transporter as defined under 62-710.201(6), F.A.C. and is required to notify and register with the Department in accordance with 62-710.500(1)(a), F.A.C. Also, PPM appears to meet the definition of a Used Oil Filter Transporter and Transfer Facility as defined under 62-710.201(9) and (10), F.A.C., respectively and is required to register with the Department in accordance with 62-710.850(3)(a) and (b). As a Used Oil Transporter, PPM must also comply with the Certification Program for transporters under 62-710.600, F.A.C., unless the conditions of subparagraph (1)(b) of the section apply (e.g. the engines being serviced are all leased from PPM).

In addition, PPM is burning used oil in its on-site boiler associated with the large, heated, aqueous parts washer. It appears that PPM is the first person to claim that the used oil being burned in this boiler meets the “on-specification used oil fuel” requirements of 40 CFR 279.11. Therefore, PPM is considered a Used Oil Fuel Marketer as defined and regulated under 40 CFR 279 Subpart H and must notify the DEP of this status.

Lastly, PPM must comply with all other applicable used oil rules under Chapter 62-710 such as Record Keeping and Reporting, 62-710.510 F.A.C. Please note that 62-710, F.A.C. adopted by reference the federal used oil regulations under 40 CFR Part 279 – Standards for the Management of Used Oil. These federal regulations must be used in conjunction with the used oil rules under Chapter 62-710.

The following is a link to the registration form and its instructions:

http://www.dep.state.fl.us/waste/categories/used_oil/default.htm

This link also provides additional links to publications and the used oil rules and regulations identified above.

For your convenience, I have provided links to the state and federal used oil regulations and the used oil transporter training requirements.

Link to the state used oil rules 62-710, F.A.C.: http://www.dep.state.fl.us/waste/categories/used_oil/pages/rules.htm

Link to the federal used oil regulations 40 CFR 279: <http://www.ecfr.gov/cgi-bin/text-idx?c=ecfr&SID=c592c01c16fc5faab40c1bc667175fd0&rgn=div5&view=text&node=40:28.0.1.1.9&idno=40>

Link to the guide for used oil transporter training certification program:

http://www.dep.state.fl.us/waste/quick_topics/publications/shw/used_oil/info/Training_Example.pdf

Link to the used oil transporter training manual evaluation checklist:

http://www.dep.state.fl.us/waste/quick_topics/publications/shw/used_oil/info/Evaluation_Checklist.pdf

Pantropic must **immediately** notify and register with the Department as indicated above. In addition, Pantropic should review its other facilities' compliance with the used oil and used oil filter transporter rules and provide a notification and registration as appropriate for those facilities.

Please notify me via email of the date you submit the notification/registration form to our Tallahassee office.

This email is not a formal enforcement action and is intended to provide Pantropic Power, Inc. notice of potential non-compliance with the state's used oil rules under Chapter 62-710, F.A.C.

If you have any questions, please contact me.

Sincerely,

Roger E. Carman
Environmental Specialist II, Hazardous Waste Section
Florida Department of Environmental Protection
Southeast District Office
400 N. Congress Avenue, 3rd Floor
West Palm Beach, FL 33401
PH: 561.681.6720 FAX: 561.681.6770
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Recipient

'Michael_Milonas@pantropic.com'

Kantor, Karen E.

Read

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