

ECONOMIC BENEFIT CALCULATION

FACILITY: Cliff Berry, Inc. - Miami Terminal

VIOLATION: Chapter 62-710.800(2), F.A.C.

Penalty guidelines indicate that economic benefit should be considered for a violation of this rule. However, based on the nature of the violation, the factors necessary to calculate Economic Benefit are unknown.

Avoided Costs (AC) _____

X _____

TOTAL AC \$ -

Delayed Costs (DC) _____

X _____

TOTAL DC \$ -

$$\text{AC}(1-T) + \text{DC}(I) = \text{ECONOMIC BENEFIT}$$

where T=38%, I=10%

$$\underline{\$0*(1-0.38)} + \underline{\$0*(.10)} = \underline{\text{EB}}$$

$$\text{Therefore, } \underline{\$0} + \underline{\$0} = \underline{\$0}$$

The economic benefit amount (all violations added together) was compared to the chart on page 28 of the RCRA Civil Penalty Policy Manual. Economic Benefit was not pursued based on the following:

When the gravity-based and multi-day total penalty is:

\$30,000 or less
\$30,001 to \$49,999
\$50,000 or more

Economic Benefit should be pursued if it totals:

at least \$3,000
at least 10% of the proposed penalty
\$5,000 or more