

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

FACILITY NAME <b>Cliff Berry Inc. - Miami Terminal</b>		TYPE OF INSPECTION: CAV: <input type="checkbox"/> CEI: <input checked="" type="checkbox"/> CI: <input type="checkbox"/> OTHER: <input type="checkbox"/>	
ADDRESS <b>3033 NW North River Dr.</b>	CITY <b>Miami</b>	STATE <b>FL</b>	ZIP CODE <b>33142</b>
EPA ID NUMBER <b>FLD 058560699</b>	DATE OF INSPECTION <b>4/24/14</b>	PAGE <b>1</b>	OF <b>2</b>
FOLLOW UP CAV INSPECTION WITHIN 120 DAYS: <input type="checkbox"/> YES <input checked="" 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
- ☐ 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"/> Environmental Yellow Pages       | <input type="checkbox"/> Other _____            |
| <input type="checkbox"/> EPA Notification of Regulated Waste Activity | <input type="checkbox"/> List of HW/Used Oil Transporters | <input type="checkbox"/> Other _____            |
| <input type="checkbox"/> Florida Automotive Recyclers Handbook        | <input type="checkbox"/> Antifreeze Recycling Vendors     | <input type="checkbox"/> Other _____            |

## Florida Fact Sheets

- |  |                                       |
|--|---------------------------------------|
| <input type="checkbox"/> Antifreeze for Recycling / Waste Antifreeze     | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Summary of Hazardous Waste Regulations          | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Summary of Used Oil/Used Oil Filter Regulations | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Other: _____                                    | <input type="checkbox"/> Other: _____ |

HAZARDOUS WASTE INSPECTION EXIT INTERVIEW SUMMARY, NOTICE OF POTENTIAL VIOLATIONS  
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ITEMS REQUESTED OR RECOMMENDATIONS BY THE "INSPECTOR":

- 1) Please provide the home addresses of the primary and secondary emergency coordinators on the emergency contacts page. Please provide Department with revised page.
- 2) Please add the state warning point to the emergency contacts page. Please provide Department with revised pages. <sup>ICW</sup>
- 3) Please ~~provide~~ <sup>ICW</sup> change the name of the secondary for the Miami plant so it includes Pedro <sup>information</sup> and delete Carlos information.
- 4) Once all revisions are made, please resend the whole document and provide the Department with the certified mail receipts for the local authority recipients.
- 5) Please provide these manifesting Unique Collection #1213 0005055.007 PSE, and Arbore 3/26/13 000794295 JTR.

OWNER/OPERATOR COMMENTS:

The owner/operator is hereby requested to submit in writing, within 14 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 14 days of this notice will be considered in determining whether enforcement, including the assessment of penalties, should be initiated.

IF YOU HAVE QUESTIONS, contact: Kathy Winston at (561) 681-6600. <sup>6750</sup>

"INSPECTOR" (signature): [Signature] Date: 4/24/14

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

SIGNATURE: <u>Leroy Arce</u>	PRINTED NAME: <u>Leroy Arce</u>
TITLE: <u>General Manager</u>	DATE: <u>4-24-14</u>