Florida Department of

Environmental Protection

Hazardous Waste Inspection Report

FACILITY INFORMATION:

Facility Name: FCC Environmental LLC

On-Site Inspection Start Date: 01/28/2014 **On-Site Inspection End Date:** 01/28/2014

ME ID#: 28736 **EPA ID#:** FLD984262410

Facility Street Address: 1280 NE 48th St, Pompano Beach, Florida 33064-4909

Contact Mailing Address: 1280 NE 48th St, Pompano Beach, Florida 33064-4909

County Name: Broward **Contact Phone:** (954) 785-2320

NOTIFIED AS:

CESQG (<100 kg/month)
Transporter
Transfer Facility
Used Oil

INSPECTION TYPE:

Routine Inspection for CESQG (<100 kg/month) facility

Routine Inspection for Hazardous Waste Transporter facility

Routine Inspection for Hazardous Waste Transfer Facility

Routine Inspection for Used Oil Transporter facility

Routine Inspection for Used Oil Transfer Facility

Routine Inspection for Used Oil Processor facility

Routine Inspection for Used Oil Marketer facility

Routine Inspection for Universal Waste Transporter facility

INSPECTION PARTICIPANTS:

Principal Inspector: Kathy R. Winston, Inspector

Other Participants: Norva Blandin, Environmental Specialist; Bernard Snyder, Facility Manager

LATITUDE / LONGITUDE: Lat 26° 17' 22.5635" / Long 80° 6' 23.2854"

SIC CODE: 5093 - Wholesale trade - scrap and waste materials

TYPE OF OWNERSHIP: Private

Introduction:

FCC Environmental LLC (FCC) is a full-service recycling, recovery, and remediation company that has been operating at this facility since 1993. The facility sits on approximately 4 acres and the company employs 17 people at this branch, 13 of whom work in operations. The facility is connected to city water and sewer. FCC is a used oil transporter, transfer facility, processor and marketer. FCC is also a used oil filter transporter, transfer facility and processor; however, no filter processing is occurring on-site at this time. FCC is also provides parts washer sales and service.

Compliance History

The facility's last inspection took place on April 23, 2012 and involved only minor violations and areas of concerns. The facility return to compliance, from that inspection, without enforcement, on August 1, 2012. The previous inspection to that took place on November 23, 2010 and the involved only two minor violations. The facility return to compliance, from that inspection, without

enforcement, on December 23, 2010.
.

Process Description:

The facility maintains a tank farm with a capacity of 432,000 gallons, a wastewater pre-treatment plant, a used oil processing area and a truck repair garage. The garage is rarely used as most repairs are contracted out.

A trailer containing spill response equipment is stationed near the garage and is designed for on-site use, if needed. The entire facility is surrounded by a 10-foot high concrete wall and, according to FCC's records, has an impervious base consisting of three feet of reinforced concrete over 60-mil geothermic lining. Telephones and fire extinguishers are stationed throughout the facility for easy access and all employees carry cellular phones. No issues were noted during the facility tour.

Record Review

While examining the facility's manifests, from the time of the last inspection up until the day of the inspection, it was noted that a shipment of waste was received from B & A Manufacturing, Inc. that didn't include the facility's EPA ID number in line item one.

The Contingency Plan (CP) needed updating, as the secondary emergency coordinator was no longer working for the company and also; the home addresses of the primary and secondary emergency response coordinators were not included. Another deficiency in the CP was the lack of a statement concerning the ability of the emergency coordinators to commit funds for cleanups beyond their capacity. The final issue with the CP concerned the lack of a facility diagram that showed the locations of the emergency response equipment, the fire extinguishers, and the emergency eye washes and showers. All the rest of the documents that were reviewed during the inspection appeared to be in order: the remaining manifests, general facility inspection logs, container inspection logs, the permit which included the closure plan and the waste analysis plan, as well as, the acceptance and delivery logs for both hazardous waste and used oil. FCC's training records were sufficient to show proper and up-to-date training for their employees and included position descriptions and titles.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	279.52(b)(2)
Question Number:	28.340
Question:	Does the plan include the following?
Explanation:	While reviewing the facility's Contingency Plan, the inspector noted that the secondary coordinator's name was incorrect, the document did not include the home addresses of the emergency coordinators, didn't state that the emergency coordinator's were able to commit funds for cleanup, and didn't provide a facility layout which indicated where emergency response equipment, fire extinguisher, and emergency eyewashes and showers were located.
Corrective Action:	Please correct all the aforementioned issue and send all updated pages of the Contingency Plan to the Department.

Type:	Violation

Rule:	279.52(b)(3)
Question Number:	28.360
Question:	Has the plan been distributed to the:
Explanation:	In consideration of Contingency Plan deficiencies mentioned above, the plan will need to be properly redistributed to the local authorities with the updated information.
Corrective Action:	Once the updates are made to the Contingency Plan, please distribute the corrected pages to the local police and fire station, the local hospital, the state emergency response team and the company's emergency response contractor. Provide proof of distribution to the Department.

Type:	Violation
Rule:	263.20
Question Number:	1.40
Question:	Do the manifests contain at least:
Explanation:	It was noted while reviewing the 10-day hazardous waste transfer facility logs and corresponding manifests that B & A Manufacturings EPA ID number was not used on the manifest.
Corrective Action:	Please reissue the manifest using the generators correct ID number and provide a copy to the generator, the destination facility and the Department.

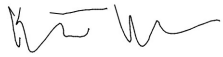
Conclusion:

An exit interview was conducted at the conclusion of the inspection which addressed the potential violations listed above. The facility was not in compliance at the time of the inspection and was given 30 days to return to compliance.

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.

Kathy R. Winston	Inspector
PRINCIPAL INSPECTOR NAME	**PRINCIPAL INSPECTOR TITLE**
	1/28/2014
PRINCIPAL INSPECTOR SIGNATURE	**DATE**

Supervisor: **Karen Kantor**

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.