

Jeb Bush  
Governor

# Department of Environmental Protection

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

David B. Struhs  
Secretary

November 21, 2002

Margie Griffin  
Bay Laundry and Cleaners  
205 East Bay Street  
Wauchula, Florida 33873

Re: Bay Laundry and Cleaners  
FLR 000 045 591  
Warning Letter #261669  
Hardee County

Dear Ms. Griffin:

A review of the file for the above referenced case indicates that all violations cited in the Warning Letter have been corrected. This enforcement action is now closed.

Your continued cooperation is appreciated. If you have any questions please call Jill A. Seale at (813) 744-6100, extension 399.

Sincerely,

William Kutash  
Administrator  
Division of Waste Management

WK/jas

cc: Steve Ray, HWR Section  
Burt McKee, CFRPC  
Compliance File

# Memorandum

# Florida Department of Environmental Protection

## ENFORCEMENT/COMPLIANCE COVER MEMO

TO:

*W* ☒ William Kutash, Administrator

FROM/THROUGH:

*scT* ☒ Stanley Tam, Professional Engineer II  
*JK* ☒ Elizabeth Knauss, Environmental Manager  
*JD* ☒ Jim Dregne, Environmental Specialist III  
*JS* ☒ Jill A. Seale, Environmental Specialist I

DATE:

**November 14, 2002**

FILE NAME:

**Bay Laundry & Cleaners**

PROJECT #

**261669**

PROGRAM:

**Hazardous Waste**

COUNTY:

**Hardee**

TYPE OF DOCUMENT:

☐ Draft **or** ☐ Final  
☐ Final Order  
☐ Warning Letter

☐ NOV  
☐ Case Report  
☐ Inspection Report

☐ Consent Order  
☒ Case Closed Letter

DESCRIPTION OF VIOLATIONS:

**Failure to store spent lamps correctly. Failure to seal floor beneath spotting board. Failure to maintain sealant in secondary containment around dry cleaning machine.**

SUMMARY OF CORRECTIVE ACTIONS:

**All corrective actions have been completed.**

PENALTY SUMMARY:

Potential for Harm:

**NA**

Extent of Deviation:

**NA**

Modifiers:

Penalty Amount:

**NA**

Expenses:

**NA**

TOTAL PENALTY AMOUNT:

**NA**

☐ APPROVAL REQUIRED

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
SOUTHWEST DISTRICT

CONVERSATION RECORD

Date November 12, 2002 Subject Bay Cleaners  
Time 9:00 am Permit No. \_\_\_\_\_  
County Hardee  
Margie Griffin Telephone No. (863) 773-6707  
Representing Bay Cleaners  
☐ [ ] Phoned Me ☒ [X] Was Called ☐ [ ] Scheduled Meeting ☐ [ ] Unscheduled Meeting  
Other Individuals Involved in Conversation/Meeting \_\_\_\_\_

Summary of Conversation/Meeting Margie said the secondary containment and the floor around the spotting board has been completely sealed with SolvGard. And, the old chemicals are being lab packed in drums provided by MCF. I asked her about the spent lamps. Margie received some new lamp boxes from a neighboring business, and has started putting the old one in the box. She said she taped a few together, and I told her not to tape anymore together, and to tape the box shut and label the box. Margie also has a person coming this week to fashion a cover for the sump out back to keep out rain water. I told Margie I would be sending her a case closed letter at the end of the week.

Signature Jill A. Seale

Title Environmental Specialist I

TO  
Department of Environmental  
Protection

Oct 28, 2002

FAX 813-744-6125

FROM  
Bay Cleaners

FAX 863-773-9892

ATTENTION

Jill Seale

1909010

SolvGard LV, A Component

**MATERIAL SAFETY DATA SHEET**

PILGRIM PERMOCOAT, INC.  
402 S. 22ND. STREET  
TAMPA, FLORIDA 33605

PILGRIM CODE-PPF  
ISSUE DATE-12/16/96

**A. TRADE NAME** - SolvGard LV, A COMPONENT  
CHEMICAL NAME - EPOXY FORMULATION  
FORMULA - PROPRIETARY

CAS# - 25068-38-6  
DOT CLASS - NOT REGULATED  
HMIS: H-1, F-1, R-0  
MOLECULAR WEIGHT - NA

EMERGENCY CONTACT - ROBERT FORLONG

DAY PHONE - (813) 248-3328  
NIGHT PHONE - (813) 685-5282

**B. FIRST AID MEASURES**

**EYES** - IMMEDIATELY FLUSH EYES WITH PLENTY OF WATER FOR AT LEAST 15 MINUTES HOLDING LIDS APART. CALL A PHYSICIAN.  
**SKIN** - WASH THOROUGHLY WITH SOAP AND WATER. IF IRRITATION DEVELOPS AND PERSISTS, SEE A PHYSICIAN. WASH CLOTHES BEFORE REUSE.  
**INHALATION** - REMOVE TO FRESH AIR. IF NOT BREATHING GIVE ARTIFICIAL RESPIRATION, PREFERABLY MOUTH TO MOUTH. IF BREATHING IS DIFFICULT, GIVE OXYGEN. CALL A PHYSICIAN!  
**INGESTION** - MAY CAUSE GASTROINTESTINAL DISTRESS, IRRITATION ULCERATION. DRINK LARGE QUANTITIES OF WATER. CONSULT A PHYSICIAN.

**C. HAZARDS INFORMATION**

**FIRE AND EXPLOSION**

FLASH POINT - 482°F AUTO IGNITION TEMPERATURE - NA

UNUSUAL FIRE AND EXPLOSION HAZARDS - DECOMPOSITION AND COMBUSTION PRODUCTS MAY BE TOXIC.

**HEALTH**

INHALATION - IRRITATION, SENSITIZATION AND DERMATITIS.  
INGESTION - MAY CAUSE GASTROINTESTINAL DISTRESS OR IRRITATION.  
SKIN - PROLONGED AND REPEATED CONTACT MAY CAUSE IRRITATION AND RESULT IN SENSITIZATION AND ALLERGIC REACTION.  
EYES - VAPOR MAY CAUSE IRRITATION, REDNESS AND TEARING. LIQUID MAY CAUSE SEVERE IRRITATION WITH POSSIBLE IRREVERSIBLE INJURY.  
UNUSUAL CHRONIC TOXICITY - NONE KNOWN.  
PERMISSIBLE CONCENTRATION (AIR) - NOT KNOWN

1

SolvGard LV, B COMPONENT

## MATERIAL SAFETY DATA SHEET

PILGRIM PERMOCOAT, INC.  
402 S. 22ND. STREET  
TAMPA, FLORIDA 33605

PILGRIM CODE-PPF  
ISSUE DATE-12/16/96

## SECTION 1 - MATERIAL IDENTIFICATION

PRODUCT NAME -SolvGard LV, B Component  
CHEMICAL FAMILY - ALIPHATIC AMINE

C.A.S. chemical name - Mixture  
DOT CLASS -CORROSIVE  
HMIS: H-3, F-1, R-0  
MOLECULAR WEIGHT - NA

FORMULA -TRADE SECRET

EMERGENCY CONTACT -ROBERT FORLONG

DAY PHONE- (813) 248-3328  
NIGHT PHONE (813) 685-6282

## EMERGENCY OVERVIEW

HMIS HEALTH RATING 3 FLAMMABILITY 1 REACTIVITY 0

PHYSICAL FORM Mobile Liquid

COLOR Straw Yellow

ODOR Ammoniacal

HEALTH HAZARDS Severe eye irritant; severe skin irritant; severe respiratory tract irritant;  
Corrosive liquid; may cause skin sensitization

EXTINGUISHING MEDIA Ignition will give rise to a Class B fire. In case of fire use: Water Spray, Carbon  
Dioxide (CO2), Dry Chemical, Alcohol Foam.

C.A.S. CHEMICAL NAME Mixture  
SYNONYMS None  
CHEMICAL FAMILY Aliphatic Amines  
EMPIRICAL FORMULA Mixture  
INTENDED USE Epoxy Curing Agent

## SECTION 2 - INGREDIENTS

% CAS Number and Chemical Name

The remaining components are trade secret.

## OSHA (ACGIH) EXPOSURE LIMITS

CAS#	TWA	STEL	CEILING
	ppm mg/m3	ppm mg/m3	ppm mg/m3
	(N/E) (N/E)	(N/E) (N/E)	(N/E) (N/E)

N/E = Not Established. All values in ( ) are U.S. ACGIH (American Conf. of Gov. Indust. Hygienists) - TLV;  
All others are OSHA - PEL.

## SECTION 3- HEALTH HAZARDS

1

SolvGard LV, B COMPONENT



## **Solv Gard LV**

**100% SOLID EPOXY COATING**

### **DESCRIPTION:**

Pilgrim SOLV GARD LV Coating is a high performance amine cured epoxy floor coating system. Provides a high build, extremely high wear resistant top coat. 100% solid with self levelling properties and blush resistance. Formulated specifically to resist chlorinated solvents such as Trichlorethylene and Perchloroethylene. Cures under cool damp conditions. 20 - 30 mil recommended mil thickness.

### **RECOMMENDED USES:**

Pilgrim Solv Gard LV is ideally suited for coating floor areas such as:

- Drycleaners
- Chemical process areas
- Food and beverage processing plants
- Breweries
- Solvent troughs

### **FEATURES:**

- \* 100% Solids
- \* USDA Approved
- \* Excellent all-around resistance to chemicals (acids,alkalis and solvents).
- \* Low viscosity
- \* Self leveling properties
- \* Readily cures with short dust-dry time even at low temperatures
- \* Excellent surface appearance
- \* Good flexibility with high friction properties
- \* Easily squeegeed or roller applied.

### **PRODUCT CHARACTERISTICS:**

Color (mixed)	Pebble & Concrete Gray
Viscosity (mixed)	2500 cps
Pot life (77°F)	30 min.
Shelf Life	Minimum one year if kept tightly sealed.
Packaging	One & 5 gallon units
Yield	80 sq. ft. / gallon at 20 mils(recommended minimum)
	Estimates may vary according to conditions of surface.
Drying time:	24 hrs. 75°F (light traffic)
	48 hrs. 75°F (heavy traffic)

**PILGRIM PERMOCOAT, INC.**

Main office and factory: 402 S. 22nd Street, Tampa, FL 33605 (813) 248-3329 FAX# (813) 248-1076  
Distribution : USA, Canada & Caribbean

# Solv Gard LV

## Chemical Resistance

Cure Schedule - 7 days @ 78°F

Immersion Time - 3 weeks

% weight gain or loss

### Solvents

Xylene	2.1
Trichlorethylene	.2
Perchlorethylene	.1
Gasohol	.3
MEK	7.7
Ethyl Alcohol	3.2
Methyl Alcohol	2.3
Skydrol	.1
Water	0.2
5% Detergent Solution	0.2

### Acids

10% Sodium Hydroxide	0.6
50% Sodium Hydroxide	0
10% Sulfuric Acid	1.5
50% Sulfuric Acid	0.1
10% Hydrochloric Acid	0.9
20% Nitric Acid	1.5
10% Acetic Acid	4.8

## Heat Resistance

### HDT - 147°F

Figures reflect prolonged exposure: These materials can be used in higher heat applications where only incidental exposure occurs.

The heat resistance of Solv Gard LV is dependent upon its cure cycle. The higher the cure temperature the better its resistance. This is due to the post cure characteristics of the system.

Tests were carried out on discs 1.75" in diameter and approximately 0.2" thick.

'D' indicates that the specimen partially disintegrated. Values are rounded to the nearest decimal.

The Stoichiometric ratio of this resin & hardener system are critical to achieve optimum mechanical properties. Any variance in these ratios will compromise performance.



STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
SOUTHWEST DISTRICT

CONVERSATION RECORD

Date October 28, 2002 Subject Bay Cleaners

Time 9:00 am Permit No. \_\_\_\_\_

County Hardee

Margie Griffin Telephone No. (863) 773-6707

Representing Bay Cleaners

☐ [ ] Phoned Me ☒ [X] Was Called ☐ [ ] Scheduled Meeting ☐ [ ] Unscheduled Meeting

Other Individuals Involved in Conversation/Meeting \_\_\_\_\_

Summary of Conversation/Meeting I asked how she was coming along on the corrective actions. She and her son painted the secondary containment once, but had to order more sealant, and are waiting for that to come in so they can complete the containment, and seal the spotting board. She is in contact with MCF to dispose of the old drycleaning chemicals. She filled out a lab pack slip, and is waiting for MCF to coordinate the pick up of her stuff and her son's. She said MCF is scheduled to do a pick up the week of November 25. She hasn't correctly stored her spent lamps yet, she is trying to find a container for them. I suggested asking MCF if they will take them, and if they can provide her with a lamp drum. She has hired some one to fit the open sump with a cover. Margie is faxing me the information on what sealant she used.

Signature Jill A. Seale

Title Environmental Specialist I

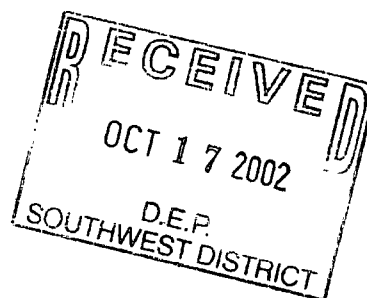


CENTRAL FLORIDA REGIONAL PLANNING COUNCIL

October 14, 2002

Jill A. Seale  
Department of Environmental Protection  
Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

Re: Bay Laundry and Cleaners  
FLR 000 045 591  
Hardee County



Dear Ms. Seale:

Thank you for copying me concerning your inspection of Bay Laundry and Cleaners, 205 East Bay Street, Wauchula, Florida 33873. This is a facility that was almost certain to be referred to Florida Department of Environmental Protection.

I conducted a Small Quantity Generator Verification on the facility on August 12, 2002. The owner of the plant, Margie Griffin advised me that they had never used perc, only petroleum based materials. She could not provide me with MSDS for any material, and did not have receipts to show for transport of waste materials. She stated that her son transported her charcoal filters to a facility in Highlands County. At this time, I considered referring the facility to FDEP, but chose to visit the facility in Highlands County in order to get a better idea of waste stream disposal between the two facilities.

Between August 12, and September 20, 2002, I dropped in unannounced several times at Griffins Dry Cleaning, 212 South Ridgewood Drive in Sebring, Florida. No one at the facility could answer any questions about the facility, and I was always told that the owner, Ray Griffin was out of town. It is not normal for me to delay a verification, but it was clear to me that these people would be of little help. Finally, on September 20, 2002, I told the people at the front receiving area that either the facility would provide me a person to accompany me, or I would be contacting FDEP.

The contact person that came out was Darlene Smith, the manager of the facility. She could not provide me with receipts or MSDS. I then told Ms. Smith that I did not want to refer the facility to FDEP, but that I may not have a choice. I provided her with a copy of *Florida's Handbook for Small Quantity Generators of Hazardous Wastes* as well as a



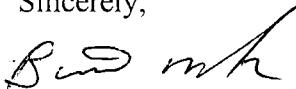
copy of *A Guide on Hazardous Waste Management for Florida's Dry Cleaners*. I then told her that I would be back soon, and would expect to see MSDS and 3 years of records concerning any waste materials the facility had disposed of.

Due to the limited cooperation afforded by the facility, I scheduled the minimum time our program usually waits which is 30 days. The actual scheduled time of the next visit was to be October 18, 2002, although I question whether or not the facility will provide the information I have requested.

Since Griffin Dry Cleaning is in Highlands County, I am also copying Charles Emory from the South District. It appears that this facility is accepting waste from the Bay Laundry and Cleaners in Hardee County. Griffin is also doing contract laundering for at least one other facility, Avon Park Dry Cleaners, 1095 West Main Street, Avon Park, Florida.

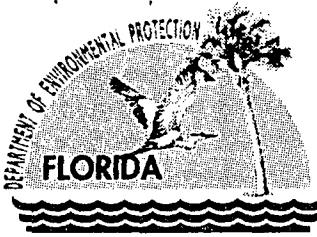
If there is a possible weakness in our program at CFRPC, it is my tendency to provide ample opportunities to facilities to choose to come into compliance. In virtually every case, the facility has made the right choice to do so. Unless I hear from otherwise from you or Mr. Emory, I will not contact either of the facilities in the near future so as not to interfere with your investigations or enforcement actions. Thank you again for copying me regarding your recent inspection of the company.

Sincerely,

A handwritten signature in dark ink, appearing to read "Burt McKee", written in a cursive style.

Burt McKee  
Senior Program Manger

Copy: Mr. Charles Emory, South District FDEP



Jeb Bush  
Governor

# Department of Environmental Protection

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

David B. Struhs  
Secretary

October 9, 2002

Margie Griffin  
Bay Laundry and Cleaners  
205 East Bay Street  
Wauchula, Florida 33873

Re: Bay Laundry and Cleaners  
FLR 000 045 591  
Warning Letter #261669  
Hardee County

Dear Ms. Griffin:

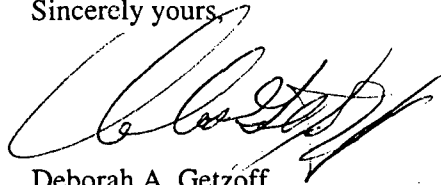
The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on September 24, 2002, indicates that violations of Florida Statutes and Rules may exist at the above referenced facility. Department of Environmental Protection personnel made observations described in the attached inspection report. Section 10 of the report lists a summary of alleged violations of Department Rules.

Sections 403.161 and 403.727, Florida Statutes (F.S.) provides that it is a violation to fail to comply with rules adopted by the Department. The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of Florida Statutes or Department Rules should cease.

**You are requested respond in writing within thirty (30) days with documentation that all alleged violations have been corrected.** Please see Section 11 of the inspection report for a list of recommended corrective actions. Alternatively, you may contact **Jill A. Seale at (813) 744-6100, extension 399**, within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter. You may also request a meeting to discuss the recommended corrective actions or negotiate a compliance schedule.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(4), F.S. If you fail to respond and document a return to compliance within 90 days, under the Department's agreement with the United States Environmental Protection Agency (EPA), you may be designated as significantly out of compliance. This could result in issuance of a formal administrative complaint and assessment of civil penalties if the case is not resolved within 180 days of the date of the inspection. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely yours,

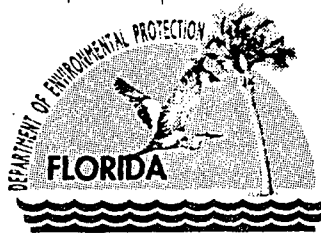


Deborah A. Getzoff  
Director of District Management  
Southwest District

DAG/jas

Attachment

cc: Steve Ray, HWR Section  
Burt McKee, Central Florida Regional Planning Council ✓  
Compliance File



Jeb Bush  
Governor

# Department of Environmental Protection

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

David B. Struhs  
Secretary

## HAZARDOUS WASTE INSPECTION REPORT

1. **INSPECTION TYPE:** ☒ Routine ☐ Complaint ☐ Follow-Up ☐ Permitting ☐ Pre-Arranged

FACILITY NAME Bay Laundry and Cleaners EPA ID # FLR 000 045 591

STREET ADDRESS 205 East Bay Street, Wauchula, FL 33873

COUNTY Hardee PHONE 863/773-3550 DATE 09/24/02 TIME 3:00 pm

NOTIFIED AS: ☐ N/A

CURRENT STATUS:

- ☐ Non Handler  
☒ CESQG (<100 kg/mo.)  
☐ SQG (100-1000 kg/mo.)  
☐ Generator (>1000 kg/mo.)  
☐ Transporter  
☐ Transfer Facility  
☐ Interim Status TSD Facility  
☐ TSD Facility  
Unit Type(s):  
☐ Exempt Treatment Facility  
☐ Used Oil:

- ☐ Non Handler  
☒ CESQG (<100 kg/mo.)  
☐ SQG (100-1000 kg/mo.)  
☐ Generator (>1000 kg/mo.)  
☐ Transporter  
☐ Transfer Facility  
☐ Interim Status TSD Facility  
☐ TSD Facility  
Unit Type(s):  
☐ Exempt Treatment Facility  
☐ Used Oil:

2. **APPLICABLE REGULATIONS:**

- |  |                                      |                                      |  |
|--|--------------------------------------|--------------------------------------|--|
| <input checked="" type="checkbox"/> 40 CFR 261.5 | <input type="checkbox"/> 40 CFR 262  | <input type="checkbox"/> 40 CFR 263  | <input type="checkbox"/> 40 CFR 264            |
| <input type="checkbox"/> 40 CFR 265              | <input type="checkbox"/> 40 CFR 266  | <input type="checkbox"/> 40 CFR 268  | <input checked="" type="checkbox"/> 40 CFR 273 |
| <input type="checkbox"/> 40 CFR 279              | <input type="checkbox"/> 62-710, FAC | <input type="checkbox"/> 62-737, FAC | <input type="checkbox"/> 62-740, FAC           |

3. **RESPONSIBLE OFFICIAL(s):**

Margie Griffin, Owner

4. **INSPECTION PARTICIPANTS:**

Margie Griffin, Owner

Jill A. Seale, FDEP

5. **LATITUDE/LONGITUDE** 27°32'43" 81°48'35"

6. **SIC Code:** 7216

7. **TYPE OF OWNERSHIP:** Private Federal State County Municipal

8. **PERMIT #:** N/A **ISSUE DATE:** **EXP. DATE:**

"More Protection, Less Process"

Printed on recycled paper.

## 9. PROCESS DESCRIPTION:

Bay Laundry and Cleaners was inspected September 24, 2002, to evaluate the facility's compliance with state and federal hazardous waste regulations. The inspection determined that the facility is a conditionally exempt small quantity generator of hazardous waste. The company's owner, Margie Griffin, accompanied the inspector throughout the inspection.

Bay Cleaners is a commercial dry cleaning store and plant that employs 5 people. The owner of the plant, Margie Griffin, has operated this facility at this location since 1968. The facility is approximately 3,000 square feet in size, and is serviced by City of Wauchula water and sewer. Bay Cleaners is currently enrolled in the Drycleaning Solvent Cleanup Program.

Bay Cleaners operates one 30-pound capacity, J & T dry cleaning machine, which utilizes Kwik Dri 66, a petroleum distillate manufactured by Ashland. The owner stated that perc has never been used at this facility. Phoenix Supply supplies Bay Cleaners with the Kwik Dri 66, which is stored in an above ground storage tank outside, behind the building.

The dry cleaning machine is completely emptied and cleaned about every 2-3 years, and the last time was August 2002. The waste Kwik Dri 66 was handled as D001 hazardous waste, and the manifest was reviewed for accuracy and completeness. When questioned about other disposal manifests, the owner stated that it has been longer than 3 years since the machine was cleaned out and waste disposed of. MCF, the transporter, left several 15-gallon drums with hazardous waste stickers at the facility. These drums were empty and being stored inside the secondary containment.

The J & T dry cleaning machine uses 4 charcoal filters, which are changed about every 3 to 4 months. The used filters are allowed to dry, and then stored in the original cardboard box inside the secondary containment. The dried filters are non-hazardous waste when disposed. The owner's son, who also owns a dry cleaning business, periodically collects the used filters from Bay Cleaners, and disposes of them as a non-hazardous solid waste. At the time of the inspection, 8 used filters were being stored inside the secondary containment. The Department recommends that the dry, used filters not be stored inside the secondary containment in the event of a spill of dry cleaning solvents.

A dike is used as a secondary containment structure around the dry cleaning machine. At the time of the inspection, condensate water from the pipes above had dripped into the secondary containment, and the water was seeping under the dike, thus demonstrating that the secondary containment is not impervious, in violation of **376.3078(9)(a), Florida Statutes**. The floor inside the secondary containment must first be cleaned out and then re-sealed with a solvent-resistant sealant, and the dike must be repaired.

The floor under and around Bay Cleaner's one spotting board has not been sealed with a solvent-resistant sealant, in violation of **376.3078(9)(a), F. S.** The floor around this spotting board must be sealed with a solvent-resistant sealant immediately.

Bay Cleaners operates four washing machines. The washing machine wastewater is collected in an open sump in the back of the property, before it is discharged into the city sewer system. The Department recommends that Bay Cleaners provide a cover for this sump for not only safety reasons, but also to reduce the amount of rainwater entering the sewer system.

Spent mercury containing lamps are stored in the back boiler room in open, unlabeled boxes, in violation of **40 CFR 273.13(d) and .14(e)**. The owner was advised on the proper storage and disposal of spent lamps. Also in the back boiler room are dozens of containers of various sizes of old, unusable dry

cleaning chemicals. When questioned, the owner said that these chemicals have been stored there for years, and she does not plan on using them. The owner was advised to dispose of these chemicals as hazardous waste as soon as possible. This includes a small box of old chemicals that are currently being stored at the spotting board.

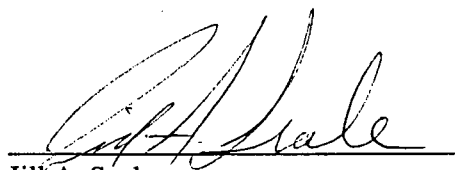
#### 10. SUMMARY OF ALLEGED VIOLATIONS:

- 376.3078(9)(a), F. S. Failure to maintain a seal or otherwise render impervious those portions of all dike's floor surfaces upon which any dry cleaning solvents may leak, spill or otherwise be released.
- 40 CFR 273.13(d) Failure to store spent lamps in a closed container.
- 40 CFR 273.14(e) Failure to store spent lamps in a container labeled with the words "Waste Lamps" or "Used Lamps."

#### 11. RECOMMENDATIONS:

- 376.3078(9)(a), F. S. The secondary containment around the dry cleaning machine must be completely cleaned out, and re-sealed with a solvent resistant sealant. The dike must be repaired in a way that it creates an impervious seal with the floor to contain any spills of dry cleaning solvents inside the secondary containment. The floor beneath and around the spotting board must also be sealed with a solvent-resistant sealant.
- 40 CFR 273.13(d) Begin storing spent lamps in closed, structurally sound containers or packages that are adequate to prevent breakage.
- 40 CFR 273.14(e) Begin labeling containers of used lamps with the words "Used Lamps" or "Waste Lamps."

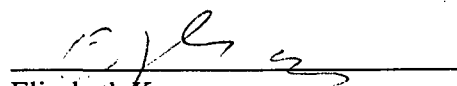
Report prepared by:

  
Jill A. Seale  
Environmental Specialist I

Date

10/3/02

Approved by:

  
Elizabeth Knauss  
Environmental Manager

Date

10/4/02



### CESQG CHECKLIST

Date: September 24, 2002

Facility Name: Bay Laundry and Cleaners Facility ID #: FLR 000 045 591

Facility Representative: Margie Griffin Inspector: Jill A. Seale, ES I

#### 40 CFR 261.5

1. Describe the facility's hazardous and potentially hazardous waste streams. 40 CFR 262.11:

Waste	EPA Waste #s	Generation Rate	Disposal facility?	Proper Waste ID?
Petroleum Distillate	D001	Varies	MCF	Yes

(describe discrepancies in waste identification in narrative)

#### Standards for Conditionally Exempt Small Quantity Generators - 40 CFR 261.5

2. Does the facility generate less than 100 kg/mo (220 lb/mo) of all hazardous waste? Y X N     
 And less than 1kg/mo of acutely toxic (P-listed, 40 CFR 262.33) hazardous wastes? Y    NA X
3. Has the facility obtained an EPA ID #? (not required for CESQGs) Y X N
4. Is the facility disposing of all its hazardous wastes to facilities permitted to accept the waste? (40 CFR 261.5) Describe discrepancies in narrative. Y X N
5. Can the facility document proper disposal of all hazardous wastes? 62-730.030(3) F. A. C. Y X N
6. Are any hazardous wastes treated or disposed of on site? Describe in narrative: Y    N X
7. Are there any unpermitted discharges of other wastes to the environment? (Check for industrial waste water discharges to ground or septic tanks  
 Check for solid waste disposal practices) Y    N X

# SMALL QUANTITY GENERATOR FACILITY VERIFICATION REPORT

10/14/2002

CENTRAL FLORIDA RPC

Last Updated: 08/29/2002

**Facility Name:** AVON PARK DRY CLEANERS

**Status:** NON-GENERATOR

**Facility Number:** 2807109

**LocationAddress:** 1095 W MAIN ST AVON PARK, FL

33825-

**Mailing Address:** 1095 W MAIN ST AVON PARK, FL

33825-

**Facility Contact:** ANA RODREIQUEZ

**Title:** MANAGER

**Phone Number:** (863)453-9696

**Latitude:**

**Longitude:**

**Employees:** 1

**Standard Industrial Classification:** 7219 MISCELLANEOUS LAUNDRY & GARMENT SER

Non-Generator

Laundry is taken to Griffins Dry Cleaners

## Wastes/Activities

Exempt

**RCRA Status:** NON-GEN

This information has been reviewed and verified by: Site Contact \_\_\_\_\_ Date: \_\_\_\_\_

**Contacted By:** BURT MCKEE

**Of Agency:** CENTRAL FLORIDA RPC

**Verified By:** VERIFICATION BY ON-SITE VISIT

**On Date:** 08/08/2002

# SMALL QUANTITY GENERATOR FACILITY VERIFICATION REPORT

10/14/2002

CENTRAL FLORIDA RPC

Last Updated: 10/14/2002

**Facility Name:** BAY LAUNDRY AND CLEANERS

**Status:** ACTIVE

**Facility Number:** 2501997

**Other ID:** 2595000580

**LocationAddress:** 205 EAST BAY STREET WAUCHULA, FL 33873-

**Mailing Address:** 205 EAST BAY STREET WAUCHULA, FL 33873-

**Facility Contact:** MARGIE GRIFFIN

**Title:** OWNER

**Phone Number:** (863)773-6707

**Latitude:**

**Longitude:**

**Employees:** 4

**Standard Industrial Classification:** 7212 GARMENT PRESSING & CLEANERS AGENTS,

CESQG

Facility must start keeping records.

## Wastes/Activities

Waste Type Storage (Activity):	Waste (Lbs/Yr)	Max. Waste (Lbs/Mo)	Regulated? Disposal/Mgmt:	EPA Waste Codes:	Last Updated:
<b>DRY CLEANING FILTERS</b>			RCRA		08/14/2002
SOLID WASTE CONTAINER	218	27	HW RCRA TREATMENT (OFF-Site)		
Facility is carrying filters to facility in Highlands County. Must keep records.					
<b>NONHALOGENATED SOLVENTS</b>			RCRA		08/14/2002
40 OR MORE GALLON CONTAINER	385	35	HW RCRA TREATMENT (OFF-Site)		
needs to keep records.					
<b>RCRA Status:</b> CESQG	With:	2	<b>Waste Streams Totaling</b>	385	<b>Pounds/Yr (RCRA)</b>
				603	<b>Pounds/Yr Total</b>

This information has been reviewed and verified by: Site Contact \_\_\_\_\_ Date: \_\_\_\_\_

**Contacted By:** BURT MCKEE CFRPC

**Of Agency:** CENTRAL FLORIDA RPC

**Verified By:** VERIFICATION BY ON-SITE VISIT

**On Date:** 08/12/2002

# SMALL QUALITY GENERATOR FACILITY VERIFICATION REPORT

10/14/2002

CENTRAL FLORIDA RPC

Last Updated: 10/14/2002

**Facility Name:** GRIFFINS DRY CLEANING

**Status:** ACTIVE

**Facility Number:** 2806685

**LocationAddress:** 212 S RIDGEWOOD DR SEBRING, FL 33870-

**Mailing Address:** 212 SOUTH RIDGEWOOD DRIVE SEBRING, FL 33870-

**Facility Contact:** DARLENE SMITH

**Title:** MANAGER

**Phone Number:** (863)452-1455

**Latitude:**

**Longitude:**

**Employees:** 5

**Standard Industrial Classification:** 7219 MISCELLANEOUS LAUNDRY & GARMENT SER

CESQG

Facility advised to have receipts ready for inspection

## Wastes/Activities

Waste Type Storage (Activity):	Waste (Lbs/Yr)	Max. Waste (Lbs/Mo)	Regulated? Disposal/Mgmt:	EPA Waste Codes:	Last Updated:
<b>HALOGENATED SOLVENTS</b>			RCRA		08/21/2002
OTHER QUESTIONABLE OQ = Is not sure where filters are going	326	27	QUESTIONABLE HW MGMT (OFF-Site)		
<b>NONHALOGENATED SOLVENTS</b>			RCRA		08/21/2002
40 OR MORE GALLON CONTAINER Does not have receipts	413	41	HW RCRA TREATMENT (OFF-Site)		
<b>RCRA Status:</b> CESQG	With:	2	<b>Waste Streams Totaling</b>	739	<b>Pounds/Yr (RCRA)</b>
				739	<b>Pounds/Yr Total</b>

This information has been reviewed and verified by: Site Contact \_\_\_\_\_ Date: \_\_\_\_\_

**Contacted By:** BURT MCKEE CFRPC

**Of Agency:** CENTRAL FLORIDA RPC

**Verified By:** VERIFICATION BY ON-SITE VISIT

**On Date:** 09/20/2002

**Follow Up:** VERIFY OR REINSPECT

\* Cover Page \*

DATE - September 27, 2002

To: Department of Environmental  
Protection

FAX: 813-744-6125

From: BAY CLEANERS

FAX: (863) 773-9892

Phone: (863) 773-6707

Pages To Follow 7

ATTENTION: Jill A. Seale

136.0019

## MATERIAL SAFETY DATA SHEET

Ashland

Page 001  
Date Prepared: 01/26/98  
Date Printed: 08/07/01  
MSDS No: 999.0013947-008.005

KWIK DRI 66

## 1. CHEMICAL PRODUCT AND COMPANY IDENTIFICATION

## Material Identity

Product Name: KWIK DRI 66  
SAP Material No: 3002485 000 008  
General or Generic ID: ALIPHATIC HYDROCARBON

## Company

Ashland  
Ashland Distribution Co. &  
Ashland Specialty Chemical Co.  
P. O. Box 2219  
Columbus, OH 43216  
614-790-3333

## Emergency Telephone Number:

1-800-ASHLAND (1-800-274-5263)  
24 hours everyday

Regulatory Information Number:  
1-800-325-3751

## 2. COMPOSITION/INFORMATION ON INGREDIENTS

Ingredient(s)	CAS Number	% (by weight)
ALIPHATIC HYDROCARBONS (STODDARD TYPE)	8052-41-3	100.0

## 3. HAZARDS IDENTIFICATION

## Potential Health Effects

## Eye

May cause mild eye irritation. Symptoms include stinging, tearing, and redness.

## Skin

Can cause skin irritation. Prolonged or repeated contact may dry the skin. Symptoms may include redness, burning, and drying and cracking of skin, burns and other skin damage. Passage of this material into the body through the skin is possible, but it is unlikely that this would result in harmful effects during safe handling and use.

## Swallowing

Swallowing small amounts of this material during normal handling is not likely to cause harmful effects. Swallowing large amounts may be harmful. This material can get into the lungs during swallowing or vomiting. This results in lung inflammation and other lung injury.

## Inhalation

Breathing of vapor or mist is possible. Breathing small amounts of this material during normal handling is not likely to cause harmful effects. Breathing large amounts may be harmful. Symptoms usually occur at air concentrations higher than the recommended exposure limits (See Section 8).

## Symptoms of Exposure

Signs and symptoms of exposure to this material through breathing, swallowing, and/or passage of the material through the skin may include: stomach or intestinal upset (nausea, vomiting, diarrhea), irritation (nose, throat, airways), central nervous system depression (dizziness, drowsiness, weakness, fatigue, nausea, headache, unconsciousness).

Continued on next page

## MATERIAL SAFETY DATA SHEET

Ashland

Page 002

Date Prepared: 01/26/98

Date Printed: 08/07/01

MSDS No: 999.0013947-008.005

KWIK DRI 66

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Target Organ Effects

Exposure to this material (or a component) has been found to cause kidney damage in male rats. The mechanism by which this toxicity occurs is specific to the male rat and the kidney effects are not expected to occur in humans.

## Developmental Information

No data

## Cancer Information

Based on the available information, this material cannot be classified with regard to carcinogenicity. This material is not listed as a carcinogen by the International Agency for Research on Cancer, the National Toxicology Program, or the Occupational Safety and Health Administration.

## Other Health Effects

No data

## Primary Route(s) of Entry

Inhalation, Skin contact, Eye contact.

---

4. FIRST AID MEASURES

## Eyes

If symptoms develop, move individual away from exposure and into fresh air. Flush eyes gently with water while holding eyelids apart. If symptoms persist or there is any visual difficulty, seek medical attention.

## Skin

Remove contaminated clothing. Flush exposed area with large amounts of water. If skin is damaged, seek immediate medical attention. If skin is not damaged and symptoms persist, seek medical attention. Launder clothing before reuse.

## Swallowing

Seek medical attention. If individual is drowsy or unconscious, do not give anything by mouth; place individual on the left side with the head down. Contact a physician, medical facility, or poison control center for advice about whether to induce vomiting. If possible, do not leave individual unattended.

## Inhalation

If symptoms develop, immediately move individual away from exposure and into fresh air. Seek immediate medical attention; keep person warm and quiet. If person is not breathing, begin artificial respiration. If breathing is difficult, administer oxygen.

## Note to Physicians

This material is an aspiration hazard. Potential danger from aspiration must be weighed against possible oral toxicity (See Section 3 - Swallowing) when deciding whether to induce vomiting. Preexisting disorders of the following organs (or organ systems) may be aggravated by exposure to this material: skin lung (for example, asthma-like conditions).

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5. FIRE FIGHTING MEASURES

## Flash Point

105.0 F (40.5 C)

Continued on next page

**MATERIAL SAFETY DATA SHEET**

Ashland

Page 003

Date Prepared: 01/26/98

Date Printed: 08/07/01

MSDS No: 999.0013947-008.005

**KWIK DRI 66****Explosive Limit**

(for product) Lower 1.0 Upper 6.0 %

**Autoignition Temperature**

500.0 F (260.0 C)

**Hazardous Products of Combustion**

May form: carbon dioxide and carbon monoxide, various hydrocarbons.

**Fire and Explosion Hazards**

Vapors are heavier than air and may travel along the ground or be moved by ventilation and ignited by heat, pilot lights, other flames and ignition sources at locations distant from material handling point. Never use welding or cutting torch on or near drum (even empty) because product (even just residue) can ignite explosively.

**Extinguishing Media**

regular foam, carbon dioxide, dry chemical.

**Fire Fighting Instructions**

Wear a self-contained breathing apparatus with a full facepiece operated in the positive pressure demand mode with appropriate turn-out gear and chemical resistant personal protective equipment. Refer to the personal protective equipment section of this MSDS.

**NFPA Rating**

Health - 0, Flammability - 2, Reactivity - 0

**6. ACCIDENTAL RELEASE MEASURES****Small Spill**

Absorb liquid on vermiculite, floor absorbent or other absorbent material.

**Large Spill**

Eliminate all ignition sources (flares, flames including pilot lights, electrical sparks). Persons not wearing protective equipment should be excluded from area of spill until clean-up has been completed. Stop spill at source. Prevent from entering drains, sewers, streams or other bodies of water. Prevent from spreading. If runoff occurs, notify authorities as required. Pump or vacuum transfer spilled product to clean containers for recovery. Absorb unrecoverable product. Transfer contaminated absorbent, soil and other materials to containers for disposal. Prevent run-off to sewers, streams or other bodies of water. If run-off occurs, notify proper authorities as required, that a spill has occurred.

**7. HANDLING AND STORAGE****Handling**

Containers of this material may be hazardous when emptied. Since emptied containers retain product residues (vapor, liquid, and/or solid), all hazard precautions given in the data sheet must be observed. All five-gallon pails and larger metal containers, including tank cars and tank trucks, should be grounded and/or bonded when material is transferred. Hydrocarbon solvents are basically non-conductors of electricity and can become electrostatically charged during mixing, filtering or pumping at high flow rates. If this charge reaches a sufficiently high level, sparks can form that may ignite the vapors of flammable liquids. Warning. Sudden release of hot organic chemical vapors or mists from process equipment operating at elevated temperature and pressure, Continued on next page



## MATERIAL SAFETY DATA SHEET

Ashland

KWIK DRI 66

Page 004

Date Prepared: 01/26/98

Date Printed: 08/07/01

MSDS No: 999.0013947-008.005

or sudden ingress of air into vacuum equipment, may result in ignitions without the presence of obvious ignition sources. Published "autoignition" or "ignition" temperature values cannot be treated as safe operating temperatures in chemical processes without analysis of the actual process conditions. Any use of this product in elevated temperature processes should be thoroughly evaluated to establish and maintain safe operating conditions.

**8. EXPOSURE CONTROLS/PERSONAL PROTECTION****Eye Protection**

Chemical splash goggles in compliance with OSHA regulations are advised; however, OSHA regulations also permit other type safety glasses. Consult your safety representative.

**Skin Protection**

Wear resistant gloves (consult your safety equipment supplier). To prevent repeated or prolonged skin contact, wear impervious clothing and boots..

**Respiratory Protections**

If workplace exposure limit(s) of product or any component is exceeded (see exposure guidelines), a NIOSH/MSHA approved air supplied respirator is advised in absence of proper environmental control. OSHA regulations also permit other NIOSH/MSHA respirators (negative pressure type) under specified conditions (see your industrial hygienist). Engineering or administrative controls should be implemented to reduce exposure.

**Engineering Controls**

Provide sufficient mechanical (general and/or local exhaust) ventilation to maintain exposure below TLV(s).

**Exposure Guidelines**

Component

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ALIPHATIC HYDROCARBONS (STODDARD TYPE) (8052-41-3)

OSHA PEL 500.000 ppm - TWA

OSHA VPEL 100.000 ppm - TWA

ACGIH TLV 100.000 ppm - TWA

**9. PHYSICAL AND CHEMICAL PROPERTIES****Boiling Point**

(for product) 300.0 - 365.0 F (148.8 - 185.0 C) @ 760 mmHg

**Vapor Pressure**

(for product) 3.000 mmHg @ 68.00 F

**Specific Vapor Density**

4.700 @ AIR=1

**Specific Gravity**

.770 - .788 @ 60.00 F

Continued on next page

## MATERIAL SAFETY DATA SHEET

Ashland

Page 005  
Date Prepared: 01/26/98  
Date Printed: 08/07/01  
MSDS No: 999.0013947-008.005

KWIK DRI 66

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Liquid Density

6.420 lbs/gal @ 60.00 F  
.770 kg/l @ 16.00 C

## Percent Volatiles

100.0 %

## Volatile Organic Compounds (VOC)

100.000 %  
770.000 g/l  
6.420 lbs/gal

## Evaporation Rate

.20 (BUTYL ACETATE )

## Appearance

CLEAR

## State

LIQUID

## Physical Form

HOMOGENEOUS SOLUTION

## Color

COLORLESS

## Odor

HYDROCARBON

## pH

No data

## Freezing Point

-99.4 F (-73.0 C)

## Molecular Weight

140.0

## Solubility in Water

NEGLIGIBLE

## Heat Value

20505.000 BTU

## Bulk Density

.960 lbs/ft3

---

10. STABILITY AND REACTIVITY

## Hazardous Polymerization

Product will not undergo hazardous polymerization.

Continued on next page

## MATERIAL SAFETY DATA SHEET

Ashland

Page 006

Date Prepared: 01/26/98

Date Printed: 08/07/01

MSDS No: 999.0013947-008.005

KWIK DRI 66

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**Hazardous Decomposition**

May form: carbon dioxide and carbon monoxide, various hydrocarbons.

**Chemical Stability**

Stable.

**Incompatibility**

Avoid contact with: strong oxidizing agents.

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**11. TOXICOLOGICAL INFORMATION**

No data

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**12. ECOLOGICAL INFORMATION**

No data

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**13. DISPOSAL CONSIDERATION****Waste Management Information**

Dispose of in accordance with all applicable local, state and federal regulations. For assistance with your waste management needs - including disposal, recycling and waste stream reduction, contact Ashland Distribution Company, IC&amp;S Environmental Services Group at 800-637-7922.

---

**14. TRANSPORT INFORMATION**

DOT Information - 49 CFR 172.101

DOT Description:

PETROLEUM DISTILLATES, N.O.S., COMBUSTIBLE LIQUID, UN1268, III

Container/Mode:

55 GAL DRUM/TRUCK PACKAGE

NOS Component:

NAPHTHA

RQ (Reportable Quantity) - 49 CFR 172.101

Not applicable

---

**15. REGULATORY INFORMATION****US Federal Regulations**

TSCA (Toxic Substances Control Act) Status

TSCA (UNITED STATES) The intentional ingredients of this product are listed.

Continued on next page

## MATERIAL SAFETY DATA SHEET

Ashland

Page 007  
Date Prepared: 01/26/98  
Date Printed: 08/07/01  
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KWIK DRI 66

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CERCLA RQ - 40 CFR 302.4(a)

None listed

## SARA 302 Components - 40 CFR 355 Appendix A

None

## Section 311/312 Hazard Class - 40 CFR 370.2

Immediate(X) Delayed( ) Fire(X) Reactive( ) Sudden Release of  
Pressure( )

## SARA 313 Components - 40 CFR 372.65

None

## OSHA Process Safety Management 29 CFR 1910

None listed

## EPA Accidental Release Prevention 40 CFR 68

None listed

## International Regulations

## Inventory Status

AICS (AUSTRALIA) The intentional ingredients of this product are listed.  
DSL (CANADA) The intentional ingredients of this product are listed.  
ECL (SOUTH KOREA) The intentional ingredients of this product are listed.  
EINECS (EUROPE) The intentional ingredients of this product are listed.  
ENCS (JAPAN) The intentional ingredients of this product are listed.  
PICCS (PHILIPPINES) The intentional ingredients of this product are listed.

## State and Local Regulations

## California Proposition 65

None

## New Jersey RTK Label Information

STODDARD SOLVENT

8052-41-3

## Pennsylvania RTK Label Information

STODDARD SOLVENT

8052-41-3

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16. OTHER INFORMATION

The information accumulated herein is believed to be accurate but is not warranted to be whether originating with the company or not. Recipients are advised to confirm in advance of need that the information is current, applicable, and suitable to their circumstances.

Last page

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
SOUTHWEST DISTRICT

CONVERSATION RECORD

Date September 25, 2002 Subject Bay Cleaners

Time 11:45 am Permit No. \_\_\_\_\_

County Hardee

Margie Griffin Telephone No. (863) 773-6707

Representing Hardee County Household Haz Waste Collection

☐ Phoned Me ☒ **Was Called** ☐ Scheduled Meeting ☐ Unscheduled Meeting

Other Individuals Involved in Conversation/Meeting \_\_\_\_\_

Summary of Conversation/Meeting I told her about the upcoming Hardee County haz waste collection day, and encouraged her to use this day to get rid of all of the old chemicals she had at her spotting board and in the back room, and the light bulbs. I told her this is not a free program, but it will be extremely more affordable then if she called a private company. I told her that it will be advertised in the Herald and to keep an eye out for it.

Signature Jill A. Seale

Title Environmental Specialist I

# Memorandum

# Florida Department of Environmental Protection

## ENFORCEMENT/COMPLIANCE COVER MEMO

TO: ☒ Deborah A. Getzoff, Director of District Management *10/18/02*

FROM/THROUGH: *WVK 10/5/02*  
☒ William Kutash, Environmental Administrator  
*SCT* ☒ Stanley Tam, Professional Engineer II  
☒ Elizabeth Knauss, Environmental Manager  
*SW* ☒ Jim Dregne, Environmental Specialist III  
Jill A. Seale, Environmental Specialist I *JS*

DATE: **October 2, 2002**

FILE NAME: **Bay Laundry and Cleaners** PROJECT # **261669**

PROGRAM: **Hazardous Waste** COUNTY: **Hardee**

### TYPE OF DOCUMENT:

☐ Draft **or** ☐ Final ☐ NOV ☐ Consent Order  
☐ Final Order ☐ Case Report ☐ Penalty Authorization  
☒ Warning Letter ☒ Inspection Report

### DESCRIPTION OF VIOLATIONS:

**Failure to store spent lamps correctly. Failure to seal floor beneath spotting board. Failure to maintain sealant in secondary containment around dry cleaning machine.**

### SUMMARY OF CORRECTIVE ACTIONS:

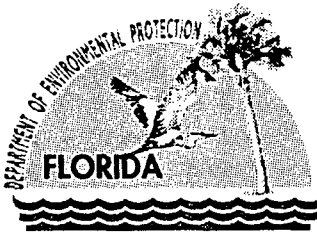
**Within 30 days, respond with documentation that all alleged violations have been corrected. First time inspection. No penalty anticipated.**

### PENALTY SUMMARY:

Potential for Harm:	<b>NA</b>	Extent of Deviation:	<b>NA</b>
Modifiers:			
Penalty Amount:	<b>NA</b>	Expenses:	<b>NA</b>

TOTAL PENALTY AMOUNT: **NA**

☐ APPROVAL REQUIRED



Jeb Bush  
Governor

# Department of Environmental Protection

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

David B. Struhs  
Secretary

October 9, 2002

Margie Griffin  
Bay Laundry and Cleaners  
205 East Bay Street  
Wauchula, Florida 33873

Re: Bay Laundry and Cleaners  
FLR 000 045 591  
Warning Letter #261669  
Hardee County

Dear Ms. Griffin:

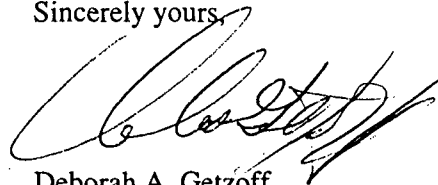
The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on September 24, 2002, indicates that violations of Florida Statutes and Rules may exist at the above referenced facility. Department of Environmental Protection personnel made observations described in the attached inspection report. Section 10 of the report lists a summary of alleged violations of Department Rules.

Sections 403.161 and 403.727, Florida Statutes (F.S.) provides that it is a violation to fail to comply with rules adopted by the Department. The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of Florida Statutes or Department Rules should cease.

**You are requested respond in writing within thirty (30) days with documentation that all alleged violations have been corrected.** Please see Section 11 of the inspection report for a list of recommended corrective actions. Alternatively, you may contact **Jill A. Seale at (813) 744-6100, extension 399**, within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter. You may also request a meeting to discuss the recommended corrective actions or negotiate a compliance schedule.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(4), F.S. If you fail to respond and document a return to compliance within 90 days, under the Department's agreement with the United States Environmental Protection Agency (EPA), you may be designated as significantly out of compliance. This could result in issuance of a formal administrative complaint and assessment of civil penalties if the case is not resolved within 180 days of the date of the inspection. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Deborah A. Getzoff', written over a horizontal line.

Deborah A. Getzoff  
Director of District Management  
Southwest District

DAG/jas

Attachment

cc: Steve Ray, HWR Section  
Burt McKee, Central Florida Regional Planning Council  
Compliance File





Jeb Bush  
Governor

# Department of Environmental Protection

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

David B. Struhs  
Secretary

## HAZARDOUS WASTE INSPECTION REPORT

1. **INSPECTION TYPE:** ☒ Routine ☐ Complaint ☐ Follow-Up ☐ Permitting ☐ Pre-Arranged

FACILITY NAME Bay Laundry and Cleaners EPA ID # FLR 000 045 591

STREET ADDRESS 205 East Bay Street, Wauchula, FL 33873

COUNTY Hardee PHONE 863/773-3550 DATE 09/24/02 TIME 3:00 pm

NOTIFIED AS: ☐ N/A

CURRENT STATUS:

- ☐ Non Handler
- ☒ CESQG (<100 kg/mo.)
- ☐ SQG (100-1000 kg/mo.)
- ☐ Generator (>1000 kg/mo.)
- ☐ Transporter
- ☐ Transfer Facility
- ☐ Interim Status TSD Facility
- ☐ TSD Facility
- Unit Type(s):
- ☐ Exempt Treatment Facility
- ☐ Used Oil:

- ☐ Non Handler
- ☒ CESQG (<100 kg/mo.)
- ☐ SQG (100-1000 kg/mo.)
- ☐ Generator (>1000 kg/mo.)
- ☐ Transporter
- ☐ Transfer Facility
- ☐ Interim Status TSD Facility
- ☐ TSD Facility
- Unit Type(s):
- ☐ Exempt Treatment Facility
- ☐ Used Oil:

2. **APPLICABLE REGULATIONS:**

- |  |                                      |                                      |  |
|--|--------------------------------------|--------------------------------------|--|
| <input checked="" type="checkbox"/> 40 CFR 261.5 | <input type="checkbox"/> 40 CFR 262  | <input type="checkbox"/> 40 CFR 263  | <input type="checkbox"/> 40 CFR 264            |
| <input type="checkbox"/> 40 CFR 265              | <input type="checkbox"/> 40 CFR 266  | <input type="checkbox"/> 40 CFR 268  | <input checked="" type="checkbox"/> 40 CFR 273 |
| <input type="checkbox"/> 40 CFR 279              | <input type="checkbox"/> 62-710, FAC | <input type="checkbox"/> 62-737, FAC | <input type="checkbox"/> 62-740, FAC           |

3. **RESPONSIBLE OFFICIAL(s):**

Margie Griffin, Owner

4. **INSPECTION PARTICIPANTS:**

Margie Griffin, Owner

Jill A. Seale, FDEP

5. **LATITUDE/LONGITUDE** 27°32'43" 81°48'35"

6. **SIC Code:** 7216

7. **TYPE OF OWNERSHIP:** Private Federal State County Municipal

8. **PERMIT #:** N/A **ISSUE DATE:** **EXP. DATE:**

"More Protection, Less Process"

Printed on recycled paper.

## 9. PROCESS DESCRIPTION:

Bay Laundry and Cleaners was inspected September 24, 2002, to evaluate the facility's compliance with state and federal hazardous waste regulations. The inspection determined that the facility is a conditionally exempt small quantity generator of hazardous waste. The company's owner, Margie Griffin, accompanied the inspector throughout the inspection.

Bay Cleaners is a commercial dry cleaning store and plant that employs 5 people. The owner of the plant, Margie Griffin, has operated this facility at this location since 1968. The facility is approximately 3,000 square feet in size, and is serviced by City of Wauchula water and sewer. Bay Cleaners is currently enrolled in the Drycleaning Solvent Cleanup Program.

Bay Cleaners operates one 30-pound capacity, J & T dry cleaning machine, which utilizes Kwik Dri 66, a petroleum distillate manufactured by Ashland. The owner stated that perc has never been used at this facility. Phoenix Supply supplies Bay Cleaners with the Kwik Dri 66, which is stored in an above ground storage tank outside, behind the building.

The dry cleaning machine is completely emptied and cleaned about every 2-3 years, and the last time was August 2002. The waste Kwik Dri 66 was handled as D001 hazardous waste, and the manifest was reviewed for accuracy and completeness. When questioned about other disposal manifests, the owner stated that it has been longer than 3 years since the machine was cleaned out and waste disposed of. MCF, the transporter, left several 15-gallon drums with hazardous waste stickers at the facility. These drums were empty and being stored inside the secondary containment.

The J & T dry cleaning machine uses 4 charcoal filters, which are changed about every 3 to 4 months. The used filters are allowed to dry, and then stored in the original cardboard box inside the secondary containment. The dried filters are non-hazardous waste when disposed. The owner's son, who also owns a dry cleaning business, periodically collects the used filters from Bay Cleaners, and disposes of them as a non-hazardous solid waste. At the time of the inspection, 8 used filters were being stored inside the secondary containment. The Department recommends that the dry, used filters not be stored inside the secondary containment in the event of a spill of dry cleaning solvents.

A dike is used as a secondary containment structure around the dry cleaning machine. At the time of the inspection, condensate water from the pipes above had dripped into the secondary containment, and the water was seeping under the dike, thus demonstrating that the secondary containment is not impervious, in violation of **376.3078(9)(a), Florida Statutes**. The floor inside the secondary containment must first be cleaned out and then re-sealed with a solvent-resistant sealant, and the dike must be repaired.

The floor under and around Bay Cleaner's one spotting board has not been sealed with a solvent-resistant sealant, in violation of **376.3078(9)(a), F. S.** The floor around this spotting board must be sealed with a solvent-resistant sealant immediately.

Bay Cleaners operates four washing machines. The washing machine wastewater is collected in an open sump in the back of the property, before it is discharged into the city sewer system. The Department recommends that Bay Cleaners provide a cover for this sump for not only safety reasons, but also to reduce the amount of rainwater entering the sewer system.

Spent mercury containing lamps are stored in the back boiler room in open, unlabeled boxes, in violation of **40 CFR 273.13(d) and .14(e)**. The owner was advised on the proper storage and disposal of spent lamps. Also in the back boiler room are dozens of containers of various sizes of old, unusable dry

cleaning chemicals. When questioned, the owner said that these chemicals have been stored there for years, and she does not plan on using them. The owner was advised to dispose of these chemicals as hazardous waste as soon as possible. This includes a small box of old chemicals that are currently being stored at the spotting board.

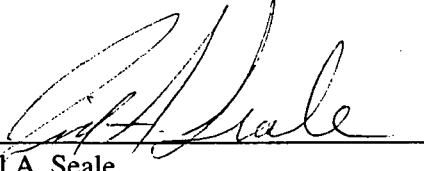
#### 10. SUMMARY OF ALLEGED VIOLATIONS:

- 376.3078(9)(a), F. S. Failure to maintain a seal or otherwise render impervious those portions of all dike's floor surfaces upon which any dry cleaning solvents may leak, spill or otherwise be released.
- 40 CFR 273.13(d) Failure to store spent lamps in a closed container.
- 40 CFR 273.14(e) Failure to store spent lamps in a container labeled with the words "Waste Lamps" or "Used Lamps."

#### 11. RECOMMENDATIONS:

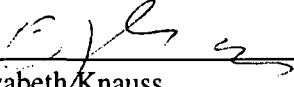
- 376.3078(9)(a), F. S. The secondary containment around the dry cleaning machine must be completely cleaned out, and re-sealed with a solvent resistant sealant. The dike must be repaired in a way that it creates an impervious seal with the floor to contain any spills of dry cleaning solvents inside the secondary containment. The floor beneath and around the spotting board must also be sealed with a solvent-resistant sealant.
- 40 CFR 273.13(d) Begin storing spent lamps in closed, structurally sound containers or packages that are adequate to prevent breakage.
- 40 CFR 273.14(e) Begin labeling containers of used lamps with the words "Used Lamps" or "Waste Lamps."

Report prepared by:

  
Jill A. Seale  
Environmental Specialist I

Date 10/3/02

Approved by:

  
Elizabeth Knauss  
Environmental Manager

Date 10/4/02

### CESQG CHECKLIST

Date: September 24, 2002

Facility Name: Bay Laundry and Cleaners Facility ID #: FLR 000 045 591

Facility Representative: Margie Griffin Inspector: Jill A. Seale, ES I

#### 40 CFR 261.5

1. Describe the facility's hazardous and potentially hazardous waste streams. 40 CFR 262.11:

Waste	EPA Waste #s	Generation Rate	Disposal facility?	Proper Waste ID?
Petroleum Distillate	D001	Varies	MCF	Yes

(describe discrepancies in waste identification in narrative)

#### Standards for Conditionally Exempt Small Quantity Generators - 40 CFR 261.5

2. Does the facility generate less than 100 kg/mo (220 lb/mo) of all hazardous waste? Y X N     
 And less than 1kg/mo of acutely toxic (P-listed, 40 CFR 262.33) hazardous wastes? Y    NA X
3. Has the facility obtained an EPA ID #? (not required for CESQGs) Y X N
4. Is the facility disposing of all its hazardous wastes to facilities permitted to accept the waste? (40 CFR 261.5) Describe discrepancies in narrative. Y X N
5. Can the facility document proper disposal of all hazardous wastes? 62-730.030(3) F. A. C. Y X N
6. Are any hazardous wastes treated or disposed of on site? Describe in narrative: Y    N X
7. Are there any unpermitted discharges of other wastes to the environment? (Check for industrial waste water discharges to ground or septic tanks  
 Check for solid waste disposal practices) Y    N X