

Dept. of Environmental Protection
NOV 16 2015
Southwest District

November 16, 2015

Fedex: 8075 1623 0534

Mr. Roger Evans
Florida Department of Environmental Protection
Southwest District
13051 North Telecom Parkway
Temple Terrace, FL 33637-0926

Re: Compliance Assistance Offer Letter, Dated November 2, 2015
Safety-Kleen Systems Inc. - 24th Avenue
Facility ID No. FLD980847271 (Hazardous Waste)
Hillsborough County

Dear Mr. Evans:

This letter is in response to the Department's Compliance Assistance Offer issued to the Safety-Kleen (SK) Tampa, Florida facility, dated November 2, 2015. The purpose of this letter is to respond in writing to the alleged new potential violations and areas of concern noted during the Department's inspection dated August 25, 2015. Our response is a good faith effort to resolve the Agency's concerns, and describe the actions taken to resolve these issues so that this matter can be closed without enforcement. It is our intention and expectation that nothing in this letter shall be construed as an admission or used against the Company in any administrative or judicial proceeding. Safety-Kleen expressly reserves any and all rights and defenses it might have to the matters set forth for the inspection report and does not intend to waive any of those rights and defenses by making this response.

1. **Rule: 264.35**, Adequate aisle space was not maintained between a double pallet of drums and eyewash/shower station. (Corrected)
Corrective Action: The double pallet of drums were removed during the inspection.

SK Response: SK has completed additional training with the facility manager, and warehouse personnel with regards to aisle spacing and blocking emergency equipment in the warehouse. In addition, we have enclosed a recent photo showing the area maintains clear access to the eyewash/shower station.

2. **Rule: 279.43(b)**, SK was not in compliance with USDOT regulations regarding classification of mixtures of materials with different USDOT hazard classes.
Corrective Action: SK must submit results of flash point testing for its next 6 bulk used oil shipments to the Department. SK must identify the correct USDOT shipping name for the material based on the results of flash point testing.

SK Response: Enclosed are the results of flash point testing for 6 bulk used oil shipments. Each sample test result showed a flash point of >200 °F. Based on these results, Safety-Kleen is identifying its' bulk used oil shipments correctly as "Used Oil Non DOT Regulated Material".

3. **Rule: 403.727(1)(a)**, At the time of the inspection, drums of used oil and a 5-gallon container were observed to be improperly stored over a collection trench instead of being stored in the proper storage area. (Corrected)

Corrective Action: Permit Condition II.B.1 – Container storage shall be conducted within the areas of the facility as depicted in Attachment II. Any change to the container storage arrangement requires prior Department approval. The used oil drums and 5-gallon container of soap were moved to the proper storage location.

SK Response: SK has completed additional training with the facility manager, and warehouse personnel that covered the proper storage areas for containerized waste. The training documentation is enclosed with this submittal along with a recent photo showing these containers are located in a proper storage area.

4. **Rule: 403.727(1)(a)**, At the time of the inspection, standing liquid was observed in the trench located next to the overhead door, in the South Storage Building. (Corrected)

Corrective Action: Permit Condition II.B.10 – The secondary containment provided at the container loading/unloading areas shall be clear of any liquids and/or debris at all times. Any rainwater accumulation or non-hazardous waste debris present in these areas shall be removed within 24 hours or in a timely a manner as possible. The rainwater was removed from the trench the same day upon discovery.

SK Response: As stated in the Department's inspection report, the rainwater was removed from the trench the same day it was discovered. In addition, SK has completed additional training with the facility manager and warehouse personnel on specific operating conditions regarding the container storage area secondary containment trenches (sumps), including loading/unloading areas. The training documentation is enclosed with this submittal along with a recent photo showing the secondary containment trench in question.

5. **Rule: 62-710.401(6)**, Two drums observed within the South Storage Building were leaking oil. (Corrected); Two drums containing facility generated used oil were not labeled. (Corrected)

Corrective Action: Facility personnel over-packed the drums and cleaned up the used oil on the concrete flooring. Facility personnel labeled the two drums "Used Oil".

SK Response: SK has completed additional training with the facility manager, and warehouse personnel on specific operating conditions to manage containers in a manner that ensures a release will not occur. The training documentation is enclosed along with a photo of the properly labeled facility generated used oil container.

Mr. Roger Evans
Florida Department of Environmental Protection
November 16, 2015
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I would like to take this opportunity to assure the Department that it is Safety-Kleen's goal to operate in compliance with all laws and regulations. The alleged new potential violations and areas of concern found during your inspection are taken seriously and have been addressed with facility personnel. Thank you for the Department's time in this matter. If you should have any questions or concerns regarding this response, please do not hesitate to contact me at (561) 523-4719. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Curtis", with a stylized flourish extending to the right.

Jeff Curtis
EHS Manager
Safety-Kleen Systems, Inc.
5610 Alpha Drive
Boynton Beach, FL 33426
jeff.curtis@safety-kleen.com

cc: Steve Gugino, S-K Tampa Branch General Manager

SAFETY-KLEEN SYSTEMS
TRAINING ATTENDANCE /CERTIFICATION SHEET



Date: 11/12/2015

Training Location: Safety-Kleen Tampa, Florida

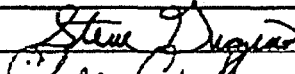
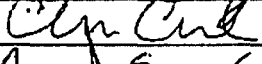
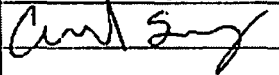
Course Name: Permit Specific Operating Conditions - Container/Tank Storage

SAP Event/Class Number: N/A

Course Code: N/A

Time: 11:00am-12:00pm

Duration: 1 hr.

	PRINTED NAME	SIGNATURE	EMPLOYEE #	FACILITY (CITY, STATE)
1.	Steve Gugino - BGM		080924	Tampa, FL
2.	Chris Abel - LMH		050001	Tampa, FL
3.	Gerry Suarez - MH		053758	Tampa, FL
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25.				

I certify that the above listed employees have satisfactorily passed associated tests and, demonstrated satisfactory performance and comprehension of this training.

Trainer: Jeff Curtis - EHS Manager
(Please Print Name)

Trainer's Signature:



Trainer's Location:

Boynton Beach, Florida

Trainer: _____
(Please Print Name)

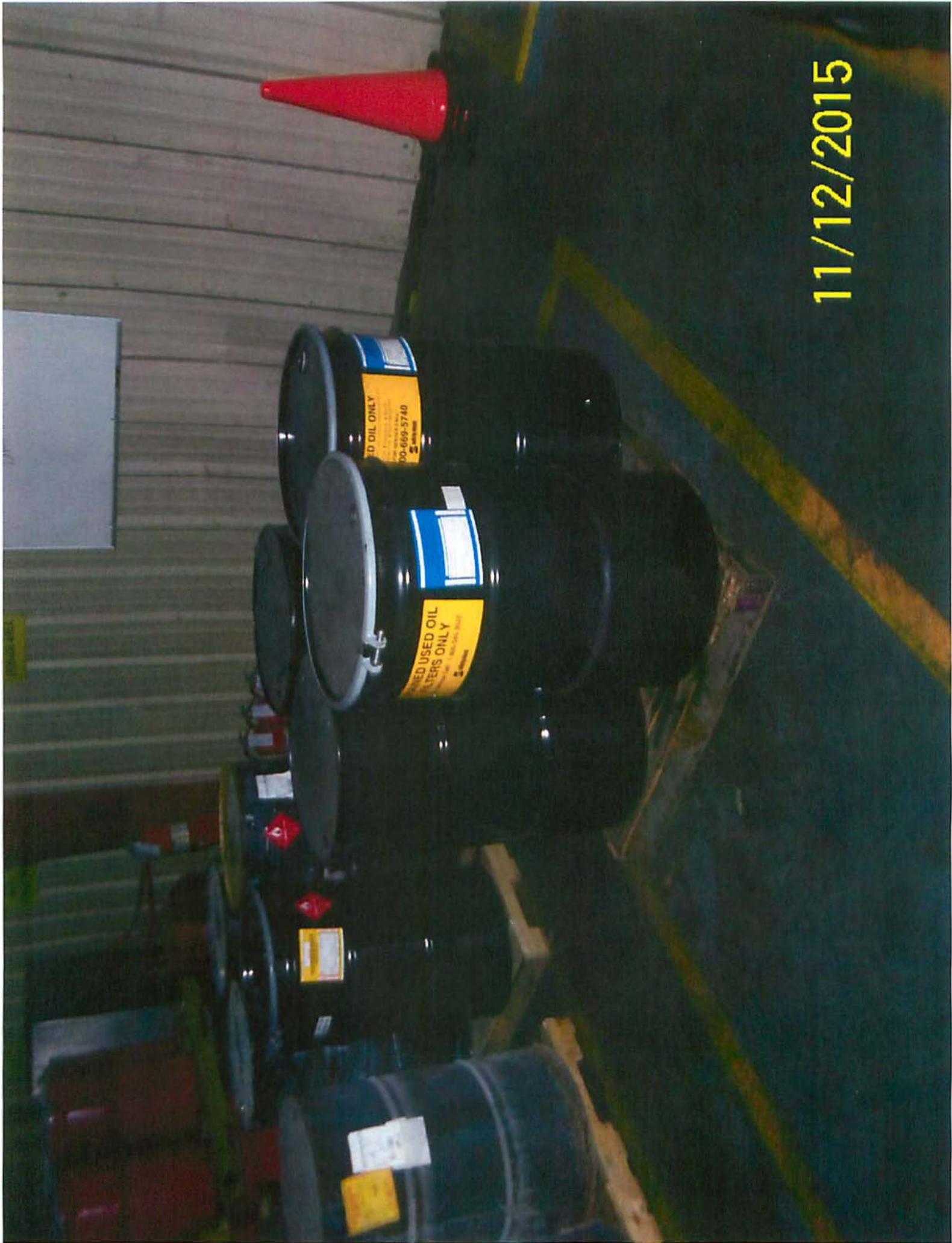
Trainer's Signature:

Trainer's Location:



11/12/2015

11/12/2015







Advanced
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Advanced Environmental Laboratories, Inc
9610 Princess Palm Ave Tampa, FL 33619
Payments: P.O. Box 551580 Jacksonville, FL 32255-1580
Phone: (813)630-9616
Fax: (813)630-4327

November 13, 2015

Steve Gugino
Safety-Kleen
5309 24th Ave S.
Tampa, FL 33619

RE: Workorder: T1515573 Truck Oil

Dear Steve Gugino:

Enclosed are the analytical results for sample(s) received by the laboratory on Friday, November 06, 2015. Results reported herein conform to the most current NELAC standards, where applicable, unless otherwise narrated in the body of the report. The analytical results for the samples contained in this report were submitted for analysis as outlined by the Chain of Custody and results pertain only to these samples.

If you have any questions concerning this report, please feel free to contact me.

Sincerely,

Angela Harlan

Angela Harlan
AHarlan@AELLab.com

Enclosures

Report ID: 396707 - 6151820

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SAMPLE SUMMARY

Workorder: T1515573 Truck Oil

Lab ID	Sample ID	Matrix	Date Collected	Date Received
T1515573001	Truck 505037	Water	11/4/2015 12:00	11/6/2015 08:55
T1515573002	Truck 511054-1	Water	11/4/2015 12:00	11/6/2015 08:55
T1515573003	Truck 511054-2	Water	11/4/2015 12:00	11/6/2015 08:55
T1515573004	Truck 505037-1	Water	11/4/2015 12:00	11/6/2015 08:55
T1515573005	Truck 505037-2	Water	11/4/2015 12:00	11/6/2015 08:55
T1515573006	Truck 503005	Water	11/4/2015 12:00	11/6/2015 08:55

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ANALYTICAL RESULTS

Workorder: T1515573 Truck Oil

Lab ID: T1515573001
Sample ID: Truck 505037

Date Received: 11/06/15 08:55 Matrix: Water
Date Collected: 11/04/15 12:00

Sample Description:

Location:

Parameters	Results	Qual	Units	DF	Adjusted PQL	Adjusted MDL	Analyzed	Lab
WET CHEMISTRY								
Analysis Desc:		Analytical Method: SW 1010						
Flashpoint,SW1010,Water								
Ignitability (Flashpoint)	>200		°F	1	70	70	11/11/2015 14:00	J

Lab ID: T1515573002
Sample ID: Truck 511054-1

Date Received: 11/06/15 08:55 Matrix: Water
Date Collected: 11/04/15 12:00

Sample Description:

Location:

Parameters	Results	Qual	Units	DF	Adjusted PQL	Adjusted MDL	Analyzed	Lab
WET CHEMISTRY								
Analysis Desc:		Analytical Method: SW 1010						
Flashpoint,SW1010,Water								
Ignitability (Flashpoint)	>200		°F	1	70	70	11/11/2015 14:00	J

Lab ID: T1515573003
Sample ID: Truck 511054-2

Date Received: 11/06/15 08:55 Matrix: Water
Date Collected: 11/04/15 12:00

Sample Description:

Location:

Parameters	Results	Qual	Units	DF	Adjusted PQL	Adjusted MDL	Analyzed	Lab
WET CHEMISTRY								
Analysis Desc:		Analytical Method: SW 1010						
Flashpoint,SW1010,Water								
Ignitability (Flashpoint)	>200		°F	1	70	70	11/11/2015 14:00	J

Report ID: 396707 - 6151820

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ANALYTICAL RESULTS

Workorder: T1515573 Truck Oil

Lab ID: T1515573004
Sample ID: Truck 505037-1

Date Received: 11/06/15 08:55 Matrix: Water
Date Collected: 11/04/15 12:00

Sample Description:

Location:

Parameters	Results	Qual	Units	DF	Adjusted PQL	Adjusted MDL	Analyzed	Lab
WET CHEMISTRY								
Analysis Desc:		Analytical Method: SW 1010						
Flashpoint,SW1010,Water								
Ignitability (Flashpoint)	>200		°F	1	70	70	11/11/2015 14:00	J

Lab ID: T1515573005
Sample ID: Truck 505037-2

Date Received: 11/06/15 08:55 Matrix: Water
Date Collected: 11/04/15 12:00

Sample Description:

Location:

Parameters	Results	Qual	Units	DF	Adjusted PQL	Adjusted MDL	Analyzed	Lab
WET CHEMISTRY								
Analysis Desc:		Analytical Method: SW 1010						
Flashpoint,SW1010,Water								
Ignitability (Flashpoint)	>200		°F	1	70	70	11/11/2015 14:00	J

Lab ID: T1515573006
Sample ID: Truck 503005

Date Received: 11/06/15 08:55 Matrix: Water
Date Collected: 11/04/15 12:00

Sample Description:

Location:

Parameters	Results	Qual	Units	DF	Adjusted PQL	Adjusted MDL	Analyzed	Lab
WET CHEMISTRY								
Analysis Desc:		Analytical Method: SW 1010						
Flashpoint,SW1010,Water								
Ignitability (Flashpoint)	>200		°F	1	70	70	11/11/2015 14:00	J

Report ID: 396707 - 6151820

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ANALYTICAL RESULTS QUALIFIERS

Workorder: T1515573 Truck Oil

PARAMETER QUALIFIERS

- U The compound was analyzed for but not detected.
- I The reported value is between the laboratory method detection limit and the laboratory practical quantitation limit.

LAB QUALIFIERS

- J DOH Certification #E82574(AEL-JAX)(FL NELAC Certification)

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QUALITY CONTROL DATA

Workorder: T1515573 Truck Oil

QC Batch: WCAj/2920

Analysis Method: SW 1010

QC Batch Method: SW 1010

Prepared:

Associated Lab Samples: T1515573001, T1515573002, T1515573003, T1515573004, T1515573005, T1515573006

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QUALITY CONTROL DATA CROSS REFERENCE TABLE

Workorder: T1515573 Truck Oil

Lab ID	Sample ID	Prep Method	Prep Batch	Analysis Method	Analysis Batch
T1515573001	Truck 505037			SW 1010	WCAj/2920
T1515573002	Truck 511054-1			SW 1010	WCAj/2920
T1515573003	Truck 511054-2			SW 1010	WCAj/2920
T1515573004	Truck 505037-1			SW 1010	WCAj/2920
T1515573005	Truck 505037-2			SW 1010	WCAj/2920
T1515573006	Truck 503005			SW 1010	WCAj/2920

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es Inc. 95 11/6/15

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☐ **Gainesville:** 4965 SW 41st Blvd. • Gainesville, FL 32608 • 352.377.2349 • Fax 352.395.6639
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☐ **Tampa:** 9810 Princess Palm Ave. • Tampa, FL 33619 • 813.630.9616 • Fax 813.630.4327

54 T1515573

Client Name: <u>Saftey Kleen</u>		Project Name:		BOTTLE SIZE & TYPE		ANALYSIS REQUIRED												Flashpoint												LABORATORY I.D. NUMBER												
Address: <u>5309 24th Ave S.</u>		P.O. Number or Project Number:																																								
<u>Tampa FL 32609</u>		FDEP Facility No:																																								
Phone: <u>813 266-1203</u>		Project Address:																																								
FAX:																																										
Contact: <u>Steve Gogino</u>		Special Instructions:		PRESERVATION																																						
Sampled By:																																										
Turn Around Time: <input checked="" type="checkbox"/> STANDARD <input type="checkbox"/> RUSH																																										
Page: <u>1</u> of <u>1</u>		<input type="checkbox"/> ADAPT <input type="checkbox"/> EQUIS <input type="checkbox"/> Other																																								
SAMPLE ID	SAMPLE DESCRIPTION	Grab Comp	SAMPLING		MATRIX	NO. COUNT																																				
			DATE	TIME																																						
	Truck S05037		11/4	12:00	oil	1	PRESERVATION																																			
	Truck S11054-1		11/4	12:00		1																																				
	Truck S11054-2		11/4	12:00		1																																				
	Truck S05037-1		11/4	12:00		1																																				
	Truck S05037-2		11/4	12:00		1																																				
	Truck S03005		11/4	12:00		1																																				
Matrix Code: WW = wastewater SW = surface water GW = ground water DW = drinking water O = oil A = air SO = soil SL = sludge		Preservation Code: I = Ice H = (HCl) S = (H2SO4) N = (HNO3) T = (Sodium Thiosulfate)		Received on Ice <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Temp taken from sample <input type="checkbox"/> Temp from blank <input type="checkbox"/> Where required, pH checked		Temperature when received <u>9.0</u> (in degrees celsius)		DCN: AD-051 Form last revised 04/30/2015		Device used for measuring Temp by unique identifier (circle IR temp gun used) J: 9A G: LT-1 LT-2 <u>T: 10A</u> A: 3A M: 3A S: 1V																																
Relinquished by: <u>[Signature]</u>		Date: <u>11/6/15</u> Time: <u>0800</u>		Received by: <u>[Signature]</u>		Date: <u>11/6/15</u> Time: <u>0800</u>		FOR DRINKING WATER USE: PWS ID: _____ Contact Person: _____ Phone: _____ Supplier of Water: _____ Site Address: _____																																		