

From: Blandin, Norva
To: ["Rocio Rojas"; "David Bautista"](#)
Subject: Project Closed Letter - Eco Services DBR EPA ID FLR000197939
Date: Friday, December 16, 2016 10:15:00 AM
Attachments: [inspection_report Eco Services DBR EPA ID FLR193979.pdf](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)

Dear Mr. Bautista:

On October 27, 2016, the Department conducted a hazardous waste and used oil compliance evaluation inspection (CEI) at your facility. A copy of the inspection report is attached for your records. The documentation requested at the conclusion of the inspection was provided to the Department, and it appears that your facility has returned to compliance. Please continue to comply with all state and federal regulations.

Most information received or sent by the Department is public record and is placed in OCULUS, an electronic database. You can view this and other documents for this facility at the following link:

[EPA ID FLR000197939 Eco Services DBR](#)

Please contact me if you have any questions about the inspection or any other compliance related issues. Thank you for your cooperation.

Regards,



Norva Blandin, MSEM
Environmental Specialist III - Compliance Assurance
Florida Department of Environmental Protection
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**Florida Department of
Environmental Protection
Hazardous Waste Inspection Report**

FACILITY INFORMATION:

Facility Name: Eco Services DBR Inc

On-Site Inspection Start Date: 10/27/2016

On-Site Inspection End Date: 10/27/2016

ME ID#: 107978

EPA ID#: FLR000197939

Facility Street Address: 3923 S State Road 7, Davie, FL 33314-2907

Contact Mailing Address: 3923 S State Road 7, Davie, FL 33314-2907

County Name: BROWARD

NOTIFIED AS:

Non-Handler

Used Oil

INSPECTION TYPE:

Complaint Inspection for Used Oil Transporter facility

INSPECTION PARTICIPANTS:

Principal Inspector: Norva Blandin, Inspector

Other Participants: Jessica Wakefield, ESII; n/a, n/a

LATITUDE / LONGITUDE: Lat 26° 4' 24.9492" / Long 80° 12' 22.9752"

SIC CODE: 4959 - Trans. & utilities - sanitary services, nec

TYPE OF OWNERSHIP: Private

Introduction:

On October 27, 2016 a representative of the Florida Department of Environmental Protection (FDEP) conducted an used oil compliance inspection at Eco Services DBR, Inc. (ES-DBR). This inspection was initiated by the referral of an anonymous complaint from the Department's Division of Waste Management in Tallahassee. A trucking company located in the same industrial parking area reported that an ES-DBR tanker truck was leaking used oil onto the ground. Department inspectors, Norva Blandin and Jessica Wakefield, visited the designated Eco Services truck fleet parking area in response to the complaint.

ES-DBR primarily operates as a used oil handler, transporter, and marketer. Also, the facility performs cleaning of storm sewer systems. Since 2013, the administrative office has been in the home of Mrs. Rojas/Mr. Bautista and the truck fleet is at an industrial parking lot located at 3923 S SR- 7, Davie Florida (complaint location). ES-DBR has 4 employees. The facility was previously inspected on February 26, 2016 and was rated in compliance. The facility is currently listed as a used oil handler.

Notification History:

2/14/2013 -Non-handler of Hazardous wastes; only for used oil activities related.

Inspection history:

2/26/2016 - FDEP inspection as Used Oil transporter

PPE used during the inspection included steel-toed, chemical resistant footwear.

Process Description:

Upon arrival to the site, the inspectors located two (2) areas of concern in ES-DBR's designated lease area that had visible soil impacts and strong odor caused by the leaking used oil tank truck. The soil impacts

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appeared to be superficial as the soil was highly compacted.

The inspectors toured the entire area, and noted a total of thirty-four (34) 55-gallon drums in the immediate vicinity of the trucking fleet and their contents described below:

- Ten (10) 55-gallon drums were observed to contain used oil filters; two (2) of which were open and two (2) were labeled as used oil filters generated by The School Board of Broward County (Document No.: NHWM095842).
 - Three (3) 55-gallon drums were empty.
 - One (1) 55-gallons drum was open and contain approximately less than one gallon with paint residue (product).
 - Two (2) 55-gallon unmarked drums contain approximately less than one gallon of oily water.
 - Two (2) 55-gallon unmarked drums of oily rags were also noted and were open.
 - One (1) 55-gallon drum observed and labeled as concrete curing compound (product)
 - One (1) 55-gallon drum containing used oil filters was labeled and closed under the name of U.S. Lubricants.
 - One (1) approximate 500-gallon-capacity above ground storage tank (AST) and two (2) approximate 250-gallon-capacity ASTs appearing to contain cooking oil (based on the labels on the tanks)
- The remaining fourteen (14)- 55-gallon drums were of unknown material were rusty, closed, and unlabeled.

After this inspection, the inspector Blandin called Mr. Bautista (owner of ES-DBR's). During the initial interview, Mr. Bautista notified the inspector that the tank truck had minor spills due to truck engine damage on October 26, 2016. Also, the inspector also inquired about the unauthorized storage of used oil filters and used oil at the site. Mr. Bautista explained that their used oil/used oil filters shipment was rejected by the designated facility. In the other hand, Mr. Bautista stated the truck was immediately repaired and provided a reparation receipt. The inspector advised Mr. Bautista to take immediate corrective action regarding the impacted soils, drums, and to provide all waste manifests. The inspector also advised Mr. Bautista that he exceeded the handling timeframe of less than 24 hours for the transport of used oil and used oil filters, and as a result was operating an unauthorized used oil and used oil filter transfer facility without notification or registration.

A follow-up inspection was conducted on November 1, 2016. The inspectors noted that the soil had been removed in the impacted areas; no drums were in the immediate vicinity, clean fill had been placed throughout ES-DBR's truck fleet parking area, and an odor was no longer detected.

Mr. Bautista provided non-hazardous waste manifests dated October 28, 2016 and October 31, 2016, showing that:

- Twenty (20) drums containing used oil filters (from customers/not from the site) and ten (10) empty drums were removed from the site by Triumvirate Environmental, Inc. (FLR981018773).
- The manifests also included ten (10) additional drums containing non-hazardous used oil filters removed from the property and one (1) tanker truck containing non-hazardous used oil was emptied by World Petroleum (FLD980709075).

Additionally, Mr. Bautista provided a waste manifest for the disposal of three (3) 55-gallon capacity drums containing petroleum impacted soils from the site. Mr. Bautista advised that the remaining ASTs contained water for employees and the three (3) remaining drums contained concrete coating material (product) and had been moved off-site.

- For the remaining 14- 55 gallons drum observed rusty and closed; after follow up inspection, according to Mr. Bautista, those containers were empty and disposed as scrap metal. Mr. Bautista provided receipt/disposal record for those drums.

Approximately one (1) load of clean backfill material was used to replace the impacted soils removed and to bring the area to grade. Mr. Bautista provided a copy of the invoice for the backfill material placed on site on November 14, 2016.

The inspectors required to Mr. Bautista to submit a notification to the Department regarding the incident that occurred at the facility according to the new emergency rule 62ER16-01 Public Notice of Pollution. Therefore, on November 1, 2016, Mr. Bautista provided a Notice of Incident or Discovery of Pollution Form. Mr. Bautista stated that he made the discovery of leaking motor oil on October 26, 2016. The leak was caused by a malfunction in the truck engine and eight (8) to ten (10) gallons reportedly leaked onto soil beneath the vehicle.

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New Potential Violations and Areas of Concern:**Violations**

Type: Violation

Rule: 279.22(d), 279.22(d)(1)

Explanation: The inspectors observed at the facility two (2) areas that had visible soil impacts caused by the leaking of used oil tank truck. The operator failed to prevent used oil releases, clean up the spilled oil and remove any contaminated material or soil and made a proper disposal.

Corrective Action: The Department required to Mr. Bautista, to immediately stop the release and clean up the entire area visible impacted by the leaking of their tank truck. The inspectors conducted a follow up inspection (within 7 days after the detection of the release) on October 31, 2016 and the facility cleaned up the site and provided documentation that a proper disposal was conducted.
Violation corrected within 7-days after discovery of the spill *

Photo Attachments:

Panoramic view of the used oil release to the ground (before)



Panoramic view of site after cleanup



Type: Violation

Rule: 279.45(a), 62-710.500(1)

Explanation: ES-DBR's has been holding used oil/used oil filters containers over 24 hours and less than 35 days) without notification or registration as a used oil/used oil filter transfer facility with the Department in accordance with State and Federal regulations.

Corrective Action: Pursuant to the conditions of the facility's notification/registration, the facility shall adhere to the requirements for used oil and used oil filter transport
*** Violation corrected on October 31, 2016. ****

Type: Violation

Rule: 62-710.850(5)(a)

Explanation: ES-DBR's was storing ten (10)- 55 gallon drums of used oil filters not clearly labeled as "Used oil filters" , unprotected from weather on in an impervious area. Two (2) of them were open at the time of the inspection.

Corrective Action: Please, provide to the Department a copy of manifest/disposal record for these 10- 55 gallon drums of used oil filters.

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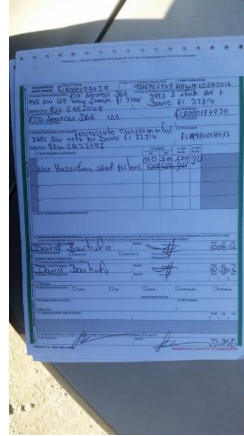
Violation corrected on 10/28/2016.

Photo Attachments:

10- 55 gallon drums of UOF unlabeled and unprotected



Disposal record/recycling of 10-55 gallon drums of UOF

**PHOTO ATTACHMENTS:**

fourteen (14)- 55 gallon drums observed at the time of inspection



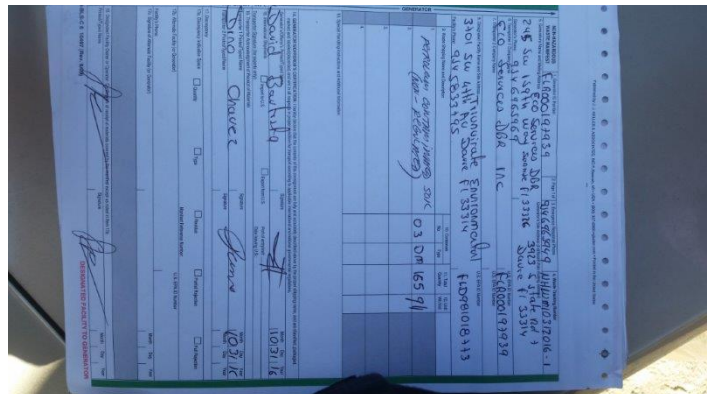
Eco Services Tank truck for used oil transporting



nineteen (19)-55 gallon drums observed on site



Manifest/Disposal record of petroleum contaminated soil (removed from the site)

**Conclusion:**

Facility was not in compliance with the requirements for a Used Oil Transfer Facility (UOT) for UO and UOF under the state of Florida, 40 CFR 279, F.A.C 62-710.850 and 62-710.500. Please, cease this activities and

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comply with the Used Oil Transporter Requirements.

Facility responded within seven (7) days of the discovery of the spill and the incident was resolved.

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1.0 - Pre-Inspection Checklist

Requirements:

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	Pre-Inspection Review	Yes	No	N/A
1.1	Has the facility notified with correct status? 262.12	✓		
1.2	Has the facility notified of change of status? 62-730.150(2)(b)	✓		
1.3	Did the facility conduct a waste determination on all wastes generated? 262.11	✓		

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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.

Norva Blandin

PRINCIPAL INSPECTOR NAME

Inspector

PRINCIPAL INSPECTOR TITLE**PRINCIPAL INSPECTOR SIGNATURE**

DEP

ORGANIZATION

12/12/2016

DATE

Jessica Wakefield

Inspector NAME

ESII

Inspector TITLE

DEP

ORGANIZATION

n/a

Representative NAME

n/a

Representative TITLE

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.

Report Approvers:**Approver:**

Karen E. Kantor

Inspection Approval Date:

12/12/2016