

Knauss, Elizabeth

From: Vaughn, Richard
Sent: Wednesday, July 27, 2016 11:00 AM
To: Anthony Cuva; 'desdmtgerry@gmail.com'
Cc: Brown, Jeffrey; Knauss, Elizabeth; Kennedy, Shannon
Subject: Diversified meeting summary 7/22/2016
Attachments: 7-22-2016, 11am R.Vaughn.pdf

Mr. McCormick and Cuva,

Thank you for taking time out of your busy schedule on July 22, 2016 to meet with DEP staff to discuss the deficiencies that were identified during the routine inspections of the Diversified Environmental Services and Marine Tech facilities on February 9, 2016. A summary of our meeting is below.

The meeting began with introductions, representing Diversified was Gerry McCormick Sr., Gerry McCormick Jr, and Anthony Cuva, representing DEP was Elizabeth Knauss, Shannon Kennedy, Jeffrey Brown, and Rick Vaughn. An attendance sheet with contact information is attached.

Elizabeth Knauss explained the inspection results, violations, and associated penalties. Diversified representatives informed DEP staff that all the used oil in the barge and frac tanks is no longer on site and that a second barge has been purchased so frac tanks will no longer hold used oil, only bilge water. The used oil was given away, so no economic benefit was gained by Diversified. DEP requested documentation of the disposal of the used oil and Diversified confirmed that documentation would be sent.

DEP staff asked for clarification on the ownership of the barge and frac tanks. Diversified staff confirmed that the equipment is owned by Diversified Environmental Services.

Diversified staff informed DEP that due to US Coastguard regulations they were unable to label the barge used oil and also requested that DEP reevaluate a lined containment pit as secondary containment. DEP agreed that labeling of the barge was unnecessary and that a follow up inspection of the containment pit would be scheduled approximately the week of August 3, 2016.

A brief discussion was had on the pros and cons of Diversified becoming a used oil processor. Diversified requested additional information on the possibility of becoming a used oil processor which DEP agreed to send. Diversified also requested information on DEP enforcement process. DEP will send the link to DEP's enforcement manual.

DEP staff asked if Diversified was prepared, at the time, to discuss the associated dollar values attached to the violations. Diversified requested that DEP send a short form consent order for review.

Both parties agreed to the following actions going forward.

1. Diversified will place used oil only in barges.
2. Frac tanks will be used only for bilge water.
3. It is unnecessary to label barges used oil.
4. Diversified will send documentation on the disposal of used oil in the barge and frac tanks.
5. A follow up inspection of the containment pit will be scheduled approximately the week of August 3, 2016.
6. DEP will send to Diversified a short form consent order for review, information on becoming a used oil processor and DEP's enforcement process.

Links to the requested information are below. The short form consent order will follow once it has been it has gone through the peer review process.

Used oil processing instructions and forms.

http://www.dep.state.fl.us/waste/quick_topics/forms/pages/62-710.htm

Rule 62-710 Used Oil Management.

http://www.dep.state.fl.us/waste/quick_topics/rules/

DEP enforcement manual.

<http://www.dep.state.fl.us/legal/Enforcement/enforcement.htm>

Please let me know if there are any discrepancies, questions, or concerns. DEP staff are here to assist you.

Kind regards,

Rick Vaughn
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