



Cliff Berry, Incorporated  
Environmental Services

February 13, 2009

Mr. Bheem Kothur, P.E. III  
Hazardous Waste Regulation  
Florida Department of Environmental Protection ( FDEP )  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

RE: Letter of Transmittal for Used Oil Processing Facility Permit Renewal for the CBI - Tampa Facility  
EPA ID-Number: FLR 000 013 888  
Used Oil Processing Permit Number: 76517-HO-004

Dear Mr. Kothur:

Cliff Berry, Inc. ( CBI ) hereby submits the following documentation to the Florida Department of Environmental Protection ( FDEP ) in Tallahassee, for a Used Oil Processing Facility Permit Renewal for our Used Oil Transfer and Processing Facility located at 5218 Saint Paul Street Tampa, Florida 33619.

Please find the following attached as part of our application for renewal package:

- Attachment No. 1 - Check for two thousand ( \$ 2,000 ) dollars Used Oil Permit renewal fee  
Check for one thousand ( \$ 1,000 ) dollars Solid Waste Processing Permit fee
- Attachment No. 2 - Application for renewal of a Used Oil Processing Facility Permit  
Application for a Solid Waste Processing Permit
- Attachment No. 3 - Various existing Registrations, Permits and Licenses

There have been no changes in the CBI - Tampa Facility since the final permit modification was issued on October 1, 2007. The CBI - Tampa Facility will continue to comply with all applicable laws relating to its operation.

If you have any questions or need any additional information please contact me at ( 954 ) 763 - 3390 or e-mail me at [bparkes@cliffberryinc.com](mailto:bparkes@cliffberryinc.com).

Sincerely,

William E. Parkes, Jr.  
Manager Regulatory Affairs and Capital Projects

Dept. of Environmental  
Protection  
FEB 13 2009  
Southwest District

**ATTACHMENT NO. 1**

VENDOR NO: FLAPRO

NAME: FLORIDA DEPARMTMENT OF ENVIRONMENTAL

CHECK DATE: 2/4/2009

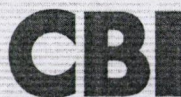
056496

REFERENCE NUMBER	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
RENEW- USED OIL PER	1/30/2009	2,000.00	0.00	2,000.00
TOTAL ▶		2,000.00	0.00	2,000.00

Dept. of Environmental  
Protection

FEB 13 2009

Southwest District



Cliff Berry, Incorporated  
Environmental Services  
P.O. Box 13079  
Fort Lauderdale, Florida 33316  
(954) 763 3390 fax (954) 763 8375

WACHOVIA  
FORT LAUDERDALE, FL 33316

63-643/670

056496

DATE	2/4/2009
AMOUNT	***2,000.00

PAY

Two Thousand and 00/100\*\*\*\*\*

TO THE  
ORDER  
OF

FLORIDA DEPARMTMENT OF ENVIRONMENTAL PROTECTION  
2600 BLAIR STONE ROAD  
TALLAHASSEE, FL 32399-2700

*Cliff Berry*  
AUTHORIZED SIGNATURE MP

Security features. Details on back.



VENDOR NO: FLODEP

NAME: FL DEPT ENVIRONMENTAL PROTECT

CHECK DATE: 2/4/2009 056502

REFERENCE NUMBER	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
SOILD WASTE PERMIT	1/30/2009	1,000.00	0.00	1,000.00
TOTAL ►		1,000.00	0.00	1,000.00



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Environmental Services  
P.O. Box 13079  
Fort Lauderdale, Florida 33316  
(954) 763 3390 fax (954) 763 8375

WACHOVIA  
FORT LAUDERDALE, FL 33316

63-643/670

056502

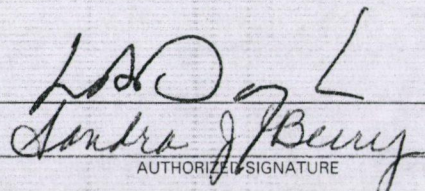
DATE	2/4/2009
AMOUNT	***1,000.00

PAY

One Thousand and 00/100\*\*\*\*\*

TO THE  
ORDER  
OF

FL DEPT ENVIRONMENTAL PROTECT  
2600 BLAIR STONE ROAD  
TALLAHASSEE, FL 32399-2400

  
AUTHORIZED SIGNATURE

Security features. Details on back.

MP



**ATTACHMENT NO. 2**

DEP Form#	62-710.901(6)(d)
Form Title	Used Oil Processing Facility
	Permit Application
Effective Date	June 9, 2005

## APPLICATION FORM FOR A USED OIL PROCESSING PERMIT

### PART II - CERTIFICATION

Form 62-710.901(d) P. E. Certification [Complete when required by Chapter 471, F.S. and Rules 62-4.050, 62-761, 62-762, 62-701 and 62-710, F.A.C.]

Use this form to certify to the Department of Environmental Protection for:

1. Certification of secondary containment adequacy (capacity), structural integrity (structural strength), and underground process piping for storage tanks, process tanks, and container storage.
2. Certification of leak detection.
3. Substantial construction modifications.
4. Those elements of a closure plan requiring the expertise of an engineer.
5. Tank design for new or additional tanks.
6. Recertification of above items.

Please Print or Type

\_\_\_\_\_ Initial Certification \_\_\_\_\_ X \_\_\_\_\_ Recertification

1. DEP Facility ID Number: 9802425
2. Tank Numbers: (SEE TABLE No. 1)  
(IN SPCC PLAN)
3. Facility Name: CLIFF BERRY INC. - TAMPA FACILITY
4. Facility Address: 5218 SAINT PAUL STREET TAMPA, FL 33619

This is to certify that the engineering features of this used oil processing facility have been designed/examined by me and found to conform to engineering principles applicable to such facilities. In my professional judgment, this facility, when properly constructed, maintained and operated, or closed, will comply with all applicable statutes of the State of Florida and rules of the Department of Environmental Protection.

x *D. M. Ambrose*  
Signature  
D. M. AMBROSE, P.E.  
Name (please type)  
Florida Registration Number: 12831  
Mailing Address: P.O. Box 2368  
Street or P. O. Box  
BLOWING ROCK, NC 28605  
City State Zip  
Date: 2/7/09 Telephone (919) 821-7635

[PLEASE AFFIX SEAL]





**Florida Department of Environmental Protection**  
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(1)  
Form Title Solid Waste Management Facility Permit  
Effective Date 05-27-01  
DEP Application No. \_\_\_\_\_  
(Filled by DEP)

FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION  
FEB 13 2009  
SOUTHWEST DISTRICT  
TAMPA

**STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**APPLICATION FOR A PERMIT TO CONSTRUCT,  
OPERATE, MODIFY OR CLOSE  
A SOLID WASTE MANAGEMENT FACILITY**

**APPLICATION INSTRUCTIONS AND FORMS**

**Northwest District**  
160 Governmental Center  
Pensacola, FL 32501-5794  
850-595-8360

**Northeast District**  
7825 Baymeadows Way, Ste. B200  
Jacksonville, FL 32256-7590  
904-448-4300

**Central District**  
3319 Maguire Blvd., Ste. 232  
Orlando, FL 32803-3767  
407-894-7555

**Southwest District**  
3804 Coconut Palm Dr.  
Tampa, FL 33619  
813-744-6100

**South District**  
2295 Victoria Ave., Ste. 364  
Fort Myers, FL 33901-3881  
941-332-6975

**Southeast District**  
400 North Congress Ave.  
West Palm Beach, FL 33401  
561-681-6600

## INSTRUCTIONS TO APPLY FOR A SOLID WASTE MANAGEMENT FACILITY PERMIT

### I. General

Solid Waste Management Facilities shall be permitted pursuant to Section 403.707, Florida Statutes, (FS) and in accordance with Florida Administrative Code (FAC) Chapter 62-701. A minimum of four copies of the application shall be submitted to the Department's District Office having jurisdiction over the facility. The appropriate fee in accordance with Rule 62-701.315, FAC, shall be submitted with the application by check made payable to the Department of Environmental Protection (DEP).

Complete appropriate sections for the type of facility for which application is made. Entries shall be typed or printed in ink. All blanks shall be filled in or marked "not applicable" or "no substantial change". Information provided in support of the application shall be marked "submitted" and the location of this information in the application package indicated. The application shall include all information, drawings, and reports necessary to evaluate the facility. Information required to complete the application is listed on the attached pages of this form.

### II. Application Parts Required for Construction and Operation Permits

- A. Landfills and Ash Monofills - Submit parts A,B, D through T
- B. Asbestos Monofills - Submit parts A,B,D,E,F,G,J,L,N, P through S, and T
- C. Industrial Solid Waste Facilities - Submit parts A,B, D through T
- D. Non-Disposal Facilities - Submit parts A,C,D,E,J,N,S and T

**NOTE:** Portions of some parts may not be applicable.

**NOTE:** For facilities that have been satisfactorily constructed in accordance with their construction permit, the information required for A,B,C and D type facilities does not have to be resubmitted for an operation permit if the information has not substantially changed during the construction period. The appropriate portion of the form should be marked "no substantial change".

### III. Application Parts Required for Closure Permits

- A. Landfills and Ash Monofills - Submit parts A,B,M, O through T
- B. Asbestos Monofills - Submit parts A,B,N, P through T
- C. Industrial Solid Waste Facilities - Submit parts A,B, M through T
- D. Non-Disposal Facilities - Submit parts A,C,N,S and T

**NOTE:** Portions of some parts may not be applicable.

### IV. Permit Renewals

The above information shall be submitted at time of permit renewal in support of the new permit. However, facility information that was submitted to the Department to support the expiring permit, and which is still valid, does not need to be re-submitted for permit renewal. Portions of the application not re-submitted shall be marked "no substantial change" on the application form.



V. Application Codes

S	-	Submitted
LOCATION	-	Physical location of information in application
N/A	-	Not Applicable
N/C	-	No Substantial Change

VI. LISTING OF APPLICATION PARTS

- ✓ PART A: GENERAL INFORMATION
- PART B: DISPOSAL FACILITY GENERAL INFORMATION
- ✓ PART C: ~~NON-DISPOSAL FACILITY GENERAL INFORMATION~~
- ✓ PART D: PROHIBITIONS
- ✓ PART E: SOLID WASTE MANAGEMENT FACILITY PERMIT REQUIREMENTS, GENERAL
- PART F: LANDFILL PERMIT REQUIREMENTS
- PART G: GENERAL CRITERIA FOR LANDFILLS
- PART H: LANDFILL CONSTRUCTION REQUIREMENTS
- PART I: HYDROGEOLOGICAL INVESTIGATION REQUIREMENTS
- ✓ PART J: GEOTECHNICAL INVESTIGATION REQUIREMENTS
- PART K: VERTICAL EXPANSION OF LANDFILLS
- PART L: LANDFILL OPERATION REQUIREMENTS
- PART M: WATER QUALITY AND LEACHATE MONITORING REQUIREMENTS
- ✓ PART N: SPECIAL WASTE HANDLING REQUIREMENTS
- PART O: GAS MANAGEMENT SYSTEM REQUIREMENTS
- PART P: LANDFILL CLOSURE REQUIREMENTS
- PART Q: CLOSURE PROCEDURES
- PART R: LONG TERM CARE REQUIREMENTS
- ✓ PART S: FINANCIAL RESPONSIBILITY REQUIREMENTS
- ✓ PART T: CERTIFICATION BY APPLICANT AND ENGINEER OR PUBLIC OFFICER

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
APPLICATION FOR A PERMIT TO CONSTRUCT, OPERATE, MODIFY OR CLOSE  
A SOLID WASTE MANAGEMENT FACILITY

Please Type or Print

✓ A. ~~GENERAL INFORMATION~~

1. Type of facility (check all that apply):

☐ Disposal

☐ Class I Landfill

☐ Ash Monofill

☐ Class II Landfill

☐ Asbestos Monofill

☐ Class III Landfill

☐ Industrial Solid Waste

☐ Other Describe: \_\_\_\_\_

☒ Non-Disposal

☐ Incinerator For Non-biomedical Waste

☐ Waste to Energy Without Power Plant Certification

☒ Other Describe: USED OIL PROCESSING FACILITY SOLID WASTE BULKING

NOTE: Waste Processing Facilities should apply on Form 62-701.900(4), FAC;  
Land Clearing/Disposal Facilities should notify on Form 62-701.900(3), FAC;  
Compost Facilities should apply on Form 62-701.900(10), FAC; and  
C&D Disposal Facilities should apply on Form 62-701.900(6), FAC.

2. Type of application:

☐ Construction

☐ Operation

☒ Construction/Operation

☐ Closure

3. Classification of application:

☒ New

☐ Substantial Modification

☐ Renewal

☐ Intermediate Modification

☐ Minor Modification

4. Facility name:

CLIFF BERRY, INC. - TAMPA FACILITY

5. DEP ID number:

9802425

County:

HILLSBOROUGH

6. Facility location (main entrance):

5218 SAINT PAUL STREET

TAMPA, FLORIDA 33619

7. Location coordinates:

Section: 34 Township: 29S Range: 19E

Latitude: 27° 55' 10" Longitude: 82° 23' 45"



8. Applicant name (operating authority): CLIFF BERRY, INC. (CBI)  
Mailing address: P.O. Box 13079 Ft. Lauderdale, Florida 33316  
Street or P.O. Box City State Zip  
Contact person: WILLIAM E. PARKES, JR. Telephone: (954) 763-3390  
Title: MANAGER REGULATORY AFFAIRS AND CAPITAL PROJECTS  
B.PARKES@CLIFFBERRYINC.COM  
E-Mail address (if available)

9. Authorized agent/Consultant: N/A  
Mailing address: \_\_\_\_\_  
Street or P.O. Box City State Zip  
Contact person: \_\_\_\_\_ Telephone: ( ) \_\_\_\_\_  
Title: \_\_\_\_\_  
E-Mail address (if available)

10. Landowner (if different than applicant): C-2 HOLDINGS, INC.  
Mailing address: P.O. Box 350123 Ft. Lauderdale, Florida 33335  
Street or P.O. Box City State Zip  
Contact person: WILLIAM E. PARKES, JR. Telephone: (954) 763-3390  
B.PARKES@CLIFFBERRYINC.COM  
E-Mail address (if available)

11. Cities, towns and areas to be served: VARIOUS CITIES AND COUNTIES  
IN THE METROPOLITAN TRAPA BAY AREA

12. Population to be served:  
Current: N/A Five-Year Projection: N/A

13. Date site will be ready to be inspected for completion: LATE 2009

14. Expected life of the facility: 25 + years

15. Estimated costs:

Total Construction: \$ \_\_\_\_\_ Closing Costs: \$ \_\_\_\_\_

16. Anticipated construction starting and completion dates:

From: SUMMER 2009 To: LATE 2009

17. Expected volume or weight of waste to be received:

\_\_\_\_\_ yds<sup>3</sup>/day \_\_\_\_\_ tons/day 1,000 gallons/day

✓ C. ~~NON-DISPOSAL FACILITY GENERAL INFORMATION~~

1. Provide brief description of the non-disposal facility design and operations planned under this application:

BULKING AREA FOR DROPS IN THE WAREHOUSE AT THE  
BACK OF THE FACILITY SITE

2. Facility site supervisor: MR. DAN STONE

Title: TAMPA FACILITY MANAGER Telephone: (813) 626-6533

D.STONE@CLIFFBERRYINC.COM

E-Mail address (if available)

3. Site area: Facility 1.8 acres; Property 1.8 acres

4. Security to prevent unauthorized use: ☒ Yes ☐ No

5. Site located in: ☐ Floodplain ☐ Wetlands ☐ Other \_\_\_\_\_

6. Days of operation: 5 DAYS A WEEK

7. Hours of operation: 7 AM TO 5 PM

8. Number of operating staff: 2

9. Expected useful life: 25+ Years

10. Weighing scales used: ☐ Yes ☒ No

11. Normal processing rate: \_\_\_\_\_ yd<sup>3</sup>/day \_\_\_\_\_ tons/day \_\_\_\_\_ gal/day

12. Maximum processing rate: \_\_\_\_\_ yd<sup>3</sup>/day \_\_\_\_\_ tons/day \_\_\_\_\_ gal/day

13. Charge for waste received: \_\_\_\_\_

14. Storm Water Collected: ☒ Yes ☐ No

Type of treatment: SITE RETAINS 25 YR. STORM IN RETENTION AREAS

Name and Class of receiving water: \_\_\_\_\_

15. Environmental Resources Permit (ERP) number or status: OPERATIONAL

PERMIT NO. 29-0200748-001

16. Final residue produced:

\_\_\_\_\_ % of normal processing rate \_\_\_\_\_ % of maximum processing rate

\_\_\_\_\_ Tons/day \_\_\_\_\_ Tons/day

Disposed of at:

Facility name: \_\_\_\_\_ County: \_\_\_\_\_



17. Estimated operating costs: \$ \_\_\_\_\_

Total cost/ton: \$ \_\_\_\_\_ Net cost/ton: \$ \_\_\_\_\_

18. Provide a site plan, at a scale not greater than 200 feet to the inch, which shows the facility location and identifies the proposed waste and final residue storage areas, total acreage of the site, and any other features which are relevant to the prohibitions or location restrictions in Rule 62-701.300, FAC, such as water bodies or wetlands on or within 200 feet of the site, and potable water wells on or within 500 feet of the site.

19. Provide a description of how the waste and final residue will be managed to not be expected to cause violations of the Department's ground water, surface water or air standards or criteria

20. Provide an estimate of the maximum amount of waste and final residue that will be store on-site.

21. Provide a detailed description of the technology use at the facility and the functions of all processing equipment that will be utilized. The descriptions shall explain the flow of waste and residue through all the proposed unit operations and shall include: (1) regular facility operations as they are expected to occur; (2) procedures for start up operations, and scheduled and unscheduled shut down operations; (3) potential safety hazards and control methods, including fire detection and control; (4) a description of any expected air emissions and wastewater discharges from the facility which may be potential pollution sources; (5) a description and usage rate of any chemical or biological additives that will be used in the process; and (6) process flow diagrams for the facility operations.

22. Provide a description of the loading, unloading and processing areas.

23. Provide a description of the leachate control system that will be used to prevent discharge of leachate to the environment and mixing of leachate with stormwater. Note: Ground water monitoring may be required for the facility depending on the method of leachate control used.

24. Provide an operation plan for the facility which includes: (1) a description of general facility operations, the number of personnel responsible for the operations including their respective job descriptions, and the types of equipment that will be used at the facility; (2) procedures to ensure any unauthorized wastes received at the site will be properly managed; (3) a contingency plan to cover operation interruptions and emergencies such as fires, explosions, or natural disasters; (4) procedures to ensure operational records needed for the facility will be adequately prepared and maintained; and (5) procedures to ensure that the wastes and final residue will be managed to not be expected to cause pollution.

25. Provide a closure plan that describes the procedures that will be implemented when the facility closes including: (1) estimated time to complete closure; (2) procedures for removing and properly managing or disposing of all wastes and final residues; (3) notification of the Department upon ceasing operations and completion of final closure.

✓ D. **PROHIBITIONS** (62-701.300, FAC)

<u>S</u>	<u>LOCATION</u>	<u>N/A</u>	<u>N/C</u>
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1. Provide documentation that each of the siting criteria will be satisfied for the facility;  
(62-701.300(2), FAC)
2. If the facility qualifies for any of the exemptions contained in Rules 62-701.300(12) through (16), FAC, then document this qualification(s).
3. Provide documentation that the facility will be in compliance with the burning restrictions;  
(62-701.300(3), FAC)
4. Provide documentation that the facility will be in compliance with the hazardous waste restrictions;  
(62-701.300(4), FAC)
5. Provide documentation that the facility will be in compliance with the PCB disposal restrictions;  
(62-701.300(5), FAC)
6. Provide documentation that the facility will be in compliance with the biomedical waste restrictions;  
(62-701.300(6), FAC)
7. Provide documentation that the facility will be in compliance with the Class I surface water restrictions;  
(62-701.300(7), FAC)
8. Provide documentation that the facility will be in compliance with the special waste for landfills restrictions;  
(62-701.300(8), FAC)
9. Provide documentation that the facility will be in compliance with the special waste for waste-to-energy facilities restrictions;  
(62-701.300(9), FAC)
10. Provide documentation that the facility will be in compliance with the liquid restrictions;  
(62-701.300(10), FAC)
11. Provide documentation that the facility will be in compliance with the used oil restrictions;  
(62-701.300(11), FAC)

✓ E. SOLID WASTE MANAGEMENT FACILITY PERMIT REQUIREMENTS, GENERAL (62-701.320, FAC)

S      LOCATION      N/A      N/C

- |   |       |       |       |  |
|---|-------|-------|-------|--|
| ✓ | _____ | _____ | _____ | 1. Four copies, at minimum, of the completed application form, all supporting data and reports; (62-701.320(5) (a), FAC)   |
| ✓ | _____ | _____ | _____ | 2. Engineering and/or professional certification (signature, date and seal) provided on the applications and all engineering plans, reports and supporting information for the application; (62-701.320(6), FAC)   |
| ✓ | _____ | _____ | _____ | 3. A letter of transmittal to the Department; (62-701.320(7) (a), FAC)   |
| ✓ | _____ | _____ | _____ | 4. A completed application form dated and signed by the applicant; (62-701.320(7) (b), FAC)  |
| ✓ | _____ | _____ | _____ | 5. Permit fee specified in Rule 62-701.315, FAC in check or money order, payable to the Department; (62-701.320(7) (c), FAC)   |
|   | _____ | _____ | _____ | 6. An engineering report addressing the requirements of this rule and with the following format: a cover sheet, text printed on 8 1/2 inch by 11 inch consecutively numbered pages, a table of contents or index, the body of the report and all appendices including an operation plan, contingency plan, illustrative charts and graphs, records or logs of tests and investigations, engineering calculations; (62-701.320(7) (d), FAC) |
|   | _____ | _____ | _____ | 7. Operation Plan and Closure Plan; (62-701.320(7) (e) 1, FAC)   |
|   | _____ | _____ | _____ | 8. Contingency Plan; (62-701.320(7) (e) 2, FAC)  |
|   | _____ | _____ | _____ | 9. Plans or drawings for the solid waste management facilities in appropriate format (including sheet size restrictions, cover sheet, legends, north arrow, horizontal and vertical scales, elevations referenced to NGVD 1929) showing; (62-702.320(7) (f), FAC)  |
| ✓ | _____ | _____ | _____ | a. A regional map or plan with the project location;   |
| ✓ | _____ | _____ | _____ | b. A vicinity map or aerial photograph no more than 1 year old;  |
|   | _____ | _____ | _____ | c. A site plan showing all property boundaries certified by a registered Florida land surveyor;  |

S      LOCATION      N/A      N/C

PART E CONTINUED

d. Other necessary details to support the engineering report.

✓

10. Documentation that the applicant either owns the property or has legal authority from the property owner to use the site; (62-701.320(7)(g), FAC)
11. For facilities owned or operated by a county, provide a description of how, if any, the facilities covered in this application will contribute to the county's achievement of the waste reduction and recycling goals contained in Section 403.706, FS; (62-701.320(7)(h), FAC)
12. Provide a history and description of any enforcement actions taken by the Department against the applicant for violations of applicable statutes, rules, orders or permit conditions relating to the operation of any solid waste management facility in this state; (62-701.320(7)(i), FAC)
13. Proof of publication in a newspaper of general circulation of notice of application for a permit to construct or substantially modify a solid waste management facility; (62-702.320(8), FAC)
14. Provide a description of how the requirements for airport safety will be achieved including proof of required notices if applicable. If exempt, explain how the exemption applies; (62-701.320(13), FAC)
15. Explain how the operator training requirements will be satisfied for the facility; (62-701.320(15), FAC)



S	LOCATION	N/A	N/C
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- DEP FORM 62-701.900(1)  
Effective 05-27-01

✓ **N. SPECIAL WASTE HANDLING REQUIREMENTS (62-701.520, FAC)**

<u>S</u>	<u>LOCATION</u>	<u>N/A</u>	<u>N/C</u>	
_____	_____	✓	_____	1. Describe procedures for managing motor vehicles; (62-701.520(1), FAC)
_____	_____	✓	_____	2. Describe procedures for landfilling shredded waste; (62-701.520(2), FAC)
_____	_____	✓	_____	3. Describe procedures for asbestos waste disposal; (62-701.520(3), FAC)
_____	_____	_____	_____	4. Describe procedures for disposal or management of contaminated soil; (62-701.520(4), FAC)
_____	_____	_____	_____	5. Describe procedures for disposal of biological wastes; (62-701.520(5), FAC)

**O. GAS MANAGEMENT SYSTEM REQUIREMENTS (62-701.530, FAC)**

_____	_____	_____	_____	1. Provide the design for a gas management systems that will (62-701.530(1), FAC):
_____	_____	_____	_____	a. Be designed to prevent concentrations of combustible gases from exceeding 25% the LEL in structures and 100% the LEL at the property boundary;
_____	_____	_____	_____	b. Be designed for site-specific conditions;
_____	_____	_____	_____	c. Be designed to reduce gas pressure in the interior of the landfill;
_____	_____	_____	_____	d. Be designed to not interfere with the liner, leachate control system or final cover.
_____	_____	_____	_____	2. Provide documentation that will describe locations, construction details and procedures for monitoring gas at ambient monitoring points and with soil monitoring probes; (62-701.530(2), FAC):
_____	_____	_____	_____	3. Provide documentation describing how the gas remediation plan and odor remediation plan will be implemented; (62-701.530(3), FAC):
_____	_____	_____	_____	4. Landfill gas recovery facilities; (62-701.530(5), FAC):
_____	_____	_____	_____	a. Information required in Rules 62-701.320(7) and 62-701.330(3), FAC supplied;
_____	_____	_____	_____	b. Information required in Rule 62-701.600(4), FAC supplied where relevant and practical;
_____	_____	_____	_____	c. Estimate of current and expected gas generation rates and description of condensate disposal methods provided;
<u>S</u>	<u>LOCATION</u>	<u>N/A</u>	<u>N/C</u>	<b>PART O CONTINUED</b>
_____	_____	_____	_____	d. Description of procedures for condensate sampling, analyzing and data reporting provided;

**Q. CLOSURE PROCEDURES (62-701.610, FAC)**

S	LOCATION	N/A	N/C
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1. Survey monuments; (62-701.610(2), FAC)
2. Final survey report; (62-701.610(3), FAC)
3. Certification of closure construction completion; (62-701.610(4), FAC)
4. Declaration to the public; (62-701.610(5), FAC)
5. Official date of closing; (62-701.610(6), FAC)
6. Use of closed landfill areas; (62-701.610(7), FAC)
7. Relocation of wastes; (62-701.610(8), FAC)

R. LONG TERM CARE REQUIREMENTS (62-701.620, FAC)

1. Maintaining the gas collection and monitoring system;  
(62-701.620(5), FAC)
2. Right of property access requirements;  
(62-701.620(6), FAC)
3. Successors of interest requirements;  
(62-701.620(7), FAC)
4. Requirements for replacement of monitoring devices;  
(62-701.620(9), FAC)
5. Completion of long term care signed and sealed by  
professional engineer (62-701.620(10), FAC).

**S. FINANCIAL RESPONSIBILITY REQUIREMENTS (62-701.630, FAC)**

1. Provide cost estimates for closing, long term care, and corrective action costs estimated by a PE for a third party performing the work, on a per unit basis, with the source of estimates indicated; (62-701.630(3)&(7), FAC).
2. Describe procedures for providing annual cost adjustments to the Department based on inflation and changes in the closing, long-term care, and corrective action plans; (62-701.630(4)&(8), FAC).
3. Describe funding mechanisms for providing proof of financial assurance and include appropriate financial assurance forms; (62-701.630(5), (6), &(9), FAC).



✓ T. CERTIFICATION BY APPLICANT AND ENGINEER OR PUBLIC OFFICER

1. Applicant:

The undersigned applicant or authorized representative of CLIFF BERRY, INC.

\_\_\_\_\_ is aware that statements made in this form and attached information are an application for a SOLID WASTE MANAGEMENT Permit from the Florida Department of Environmental Protection and certifies that the information in this application is true, correct and complete to the best of his/her knowledge and belief. Further, the undersigned agrees to comply with the provisions of Chapter 403, Florida Statutes, and all rules and regulations of the Department. It is understood that the Permit is not transferable, and the Department will be notified prior to the sale or legal transfer of the permitted facility.

x [Signature]  
Signature of Applicant or Agent

CLIFF BERRY, II, PRESIDENT  
Name and Title (please type)

\_\_\_\_\_  
E-Mail address (if available)

P.O. Box 13079

\_\_\_\_\_  
Mailing Address

FT. LAUDERDALE, FLORIDA 33316  
City, State, Zip Code

(954) 763-3390  
Telephone Number

Date: 2/10/09

Attach letter of authorization if agent is not a governmental official, owner, or corporate officer.

2. Professional Engineer registered in Florida (or Public Officer if authorized under Sections 403.707 and 403.7075, Florida Statutes):

This is to certify that the engineering features of this solid waste management facility have been designed/examined by me and found to conform to engineering principles applicable to such facilities. In my professional judgment, this facility, when properly maintained and operated, will comply with all applicable statutes of the State of Florida and rules of the Department. It is agreed that the undersigned will provide the applicant with a set of instructions of proper maintenance and operation of the facility.

[Signature]  
Signature

D.M. AMBROSE  
Name and Title (please type)

12831  
Florida Registration Number  
(please affix seal)

P.O. Box 2368  
Mailing Address

BLAINE ROCK, N.C. 28605  
City, State, Zip Code

ambrosefox@bell.south.net  
E-Mail address (if available)

828 295-6144  
Telephone Number

Date: 2/9/2009



*- EXISTING SOLID WASTE MIXING CHAMBER -*

Curve schedule (approximate)

1' = 1"

3' = 6"

9' = 16"

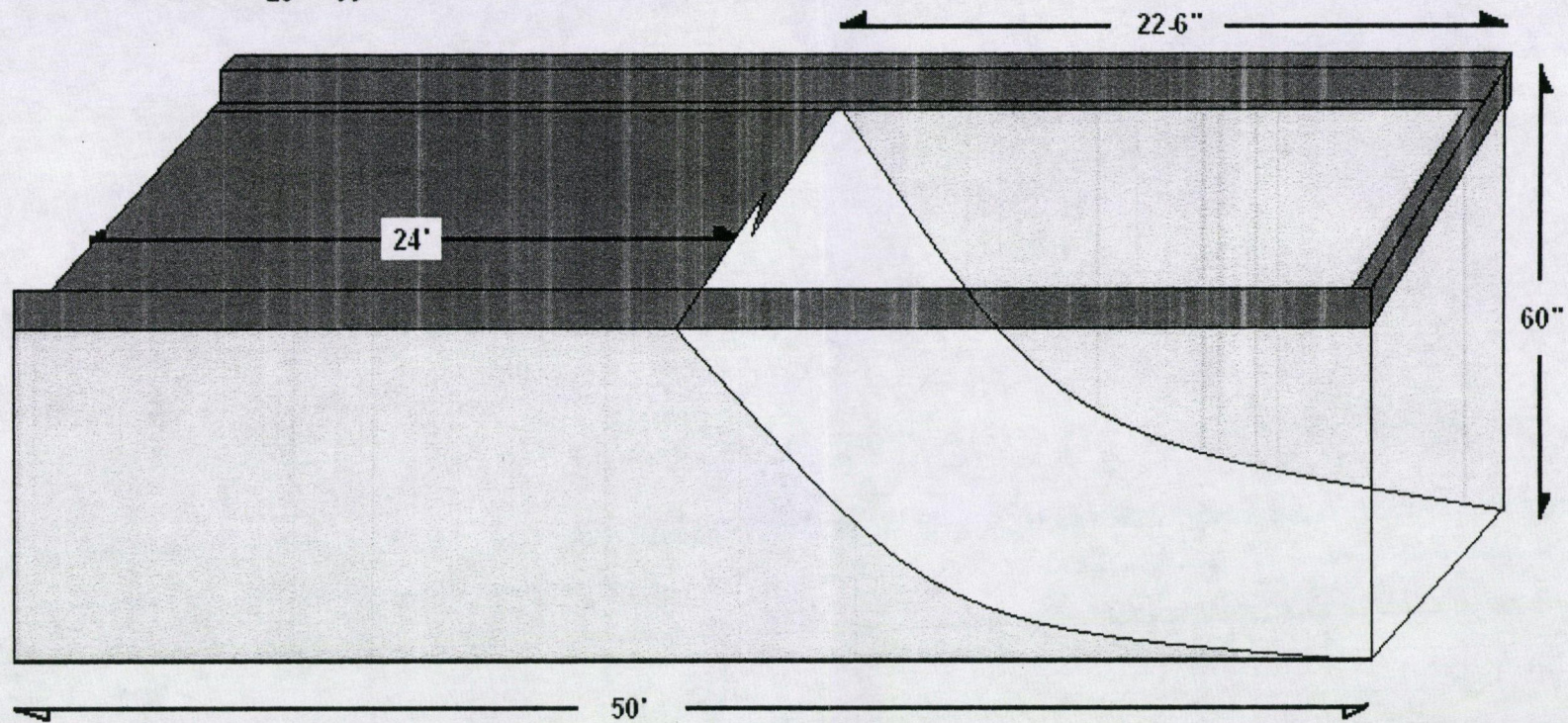
12' = 24"

15' = 30"

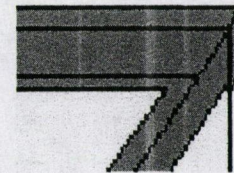
18' = 40"

21' = 50"

23' = 60"



Bermed area surrounding bay is about 10" thick at the top, 16" tall and has a lip about 12" thick extending into the bay.











FEB 13 2009

SOUTHWEST DISTRICT  
TAMPA

727.520.8181  
www.aerophoto.com

CBI Tampa Facility

Negative # 40709 118

Date 07.09.04

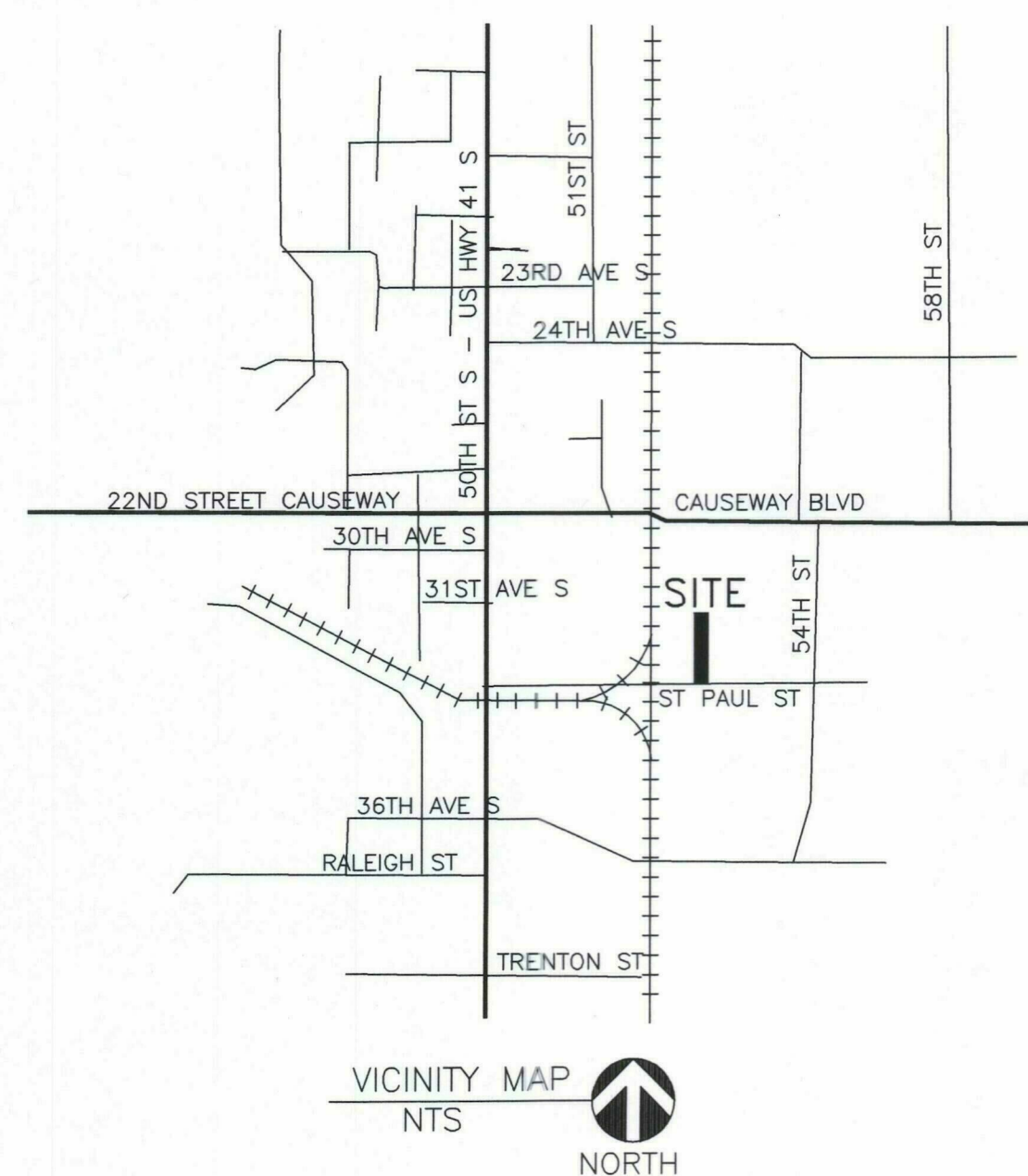
Aero  
Photo



This Lot as described is in zone "B" or 500 year flood zone as defined by the National Flood Insurance Program.  
(Community Panel No. 120112 0367 E, dated 8/15/89)  
THIS PARCEL IS NOT WITHIN THE 100 YEAR FLOOD ZONE.  
Elevations shown are in feet and refer to N.G.V.D. Mean Sea Level Datum.

[illegible]

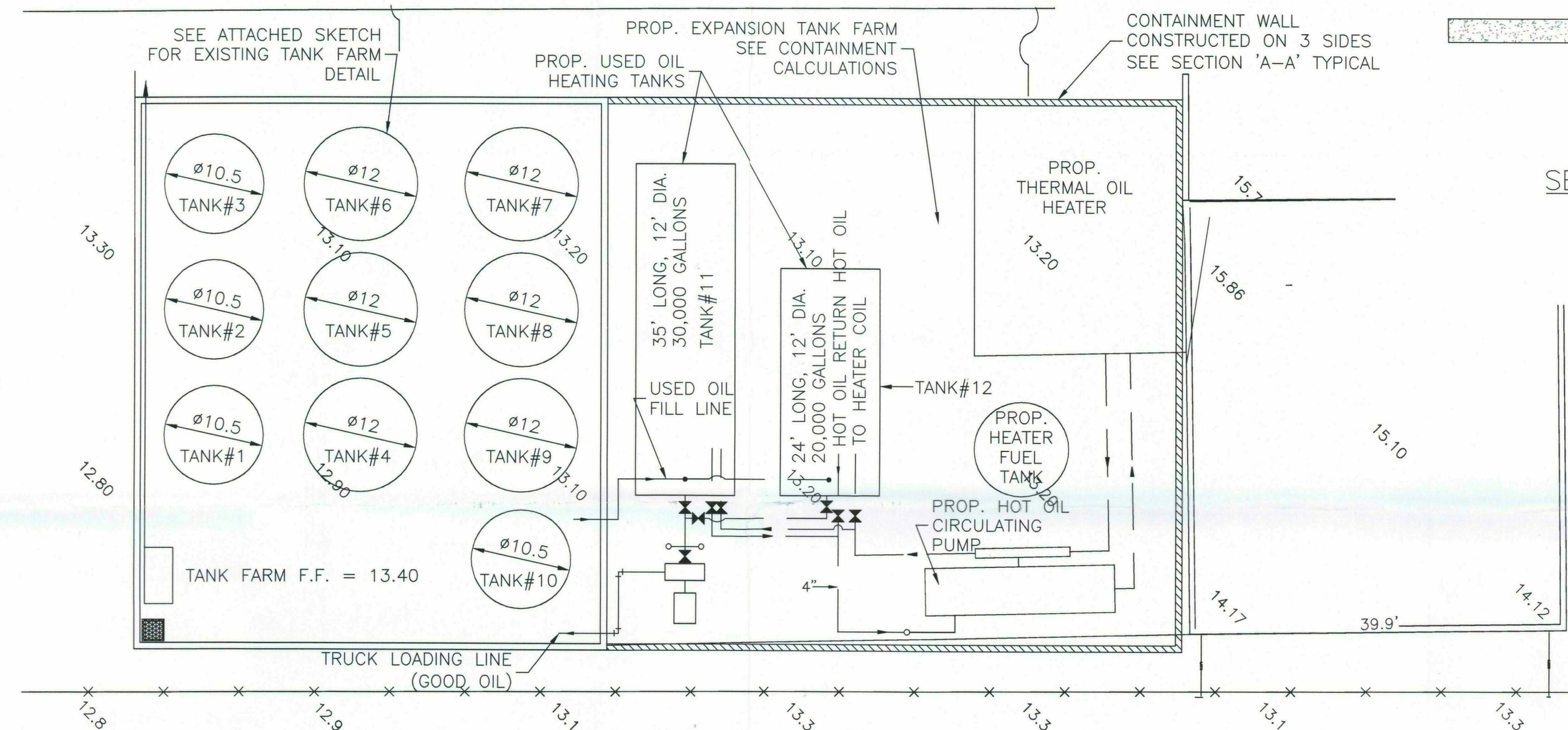
Tract 7 in the Northwest 1/4 of Section 34, Township 29 South, Range 19 East, SOUTH TAMPA SUBDIVISION, according to map or plat thereof as recorded in Plat Book 6, Page 3 of the Public Records of Hillsborough County, Florida, Less the following described part thereof: Beginning at the Northwest corner of said Tract 7, and running thence South 88°51'00" East, along the North boundary line of said Tract 7, 524.58 feet; thence South 00°32'12" West, 636.93 feet, to a point on the North right-of-way 516.24 feet; thence North 00°12'15" West, 647.43 feet, to the Point of Beginning; and also Less right-of-way for St. Paul Street of the South side thereof.



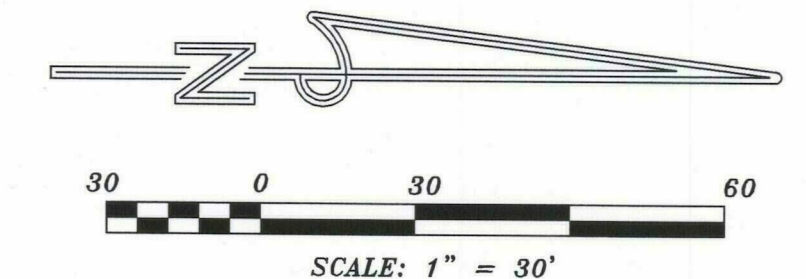
TOTAL AREA:	2,765 SF
NET AREA - TANKS & EQUIP.:	1,740 SF
VOLUME REQ. TO STORE:	30,000 GALS. X 110% = 4,412 CF
HEIGHT OF WALL REQ.:	31"

TOTAL AREA:	3,447 SF
NET AREA - TANKS & EQUIP.:	2,465 SF
VOLUME REQ. TO STORE:	30,000 GALS. X 110% = 4,412 CF
HEIGHT OF WALL REQ.:	23"

TANK #	SIZE (GALLONS)
1	25,000
2	15,000
3	15,000
4	30,000
5	25,000
6	25,000
7	25,000
8	25,000
9	30,000
10	25,000
11	30,000
12	20,000



OVERALL SITE PLAN  
SCALE: 1" = 30'



4-8"X16" CMU UNITS. FILL EACH CELL WITH 2500 PSI CONCRETE

COAT INSIDE WALL WITH  
EPOXY 12 MIL. THICK

#4 BAR @ 24" O.C.  
DRILL 3/4" DIAM. HOLE  
4" DEEP AND FILL WITH EPOXY

2-#5 CONT:

SECTION A-A

**CBI TAMPA  
USED OIL TRANSFER FACILITY  
ST. PAUL STREET**

---

**USED OIL PROCESSING AREA  
EXPANSION PLANS**

**CARNAHAN • PROCTOR • CROSS, INC.**

---

**CONSULTING ENGINEERS • SURVEYORS • PLANNERS**  
6101 WEST ATLANTIC BLVD., MARGATE, FL 33063  
PHONE: (954) 972-5055 FAX: (954) 972-4178

FILE NO. 050912

CPC AUTH. NO. 00002936

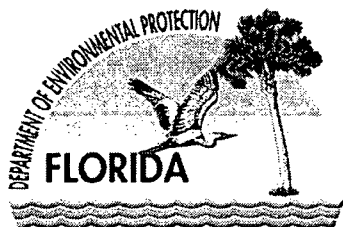
SCALE:	1"=30'
DATE:	4/29/06
DRAWN BY:	RCW
CHECKED BY:	DMA
DESIGNED BY:	DMA

AMBROSE, P.E.  
DA REGISTRATION  
NO. 12831

SEAL



ATTACHMENT NO. 3



## Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

October 1, 2007

**SENT VIA EMAIL**

[bparkes@cliffberryinc.com](mailto:bparkes@cliffberryinc.com)

Mr. William E. Parkes, Jr.  
Cliff Berry, Incorporated  
Post Office Box 13079  
Port Everglades Station  
Fort Lauderdale, Florida 33316

RE: Cliff Berry, Inc. – Tampa Facility  
EPA I.D. No. FLR 000 013 888  
Permit Number: 76517-HO-004  
Used Oil Processing Facility Permit modification

Dear Mr. Parkes:

Enclosed is Permit Number 76517-HO-004 issued to Cliff Berry, Inc. pursuant to Section 403.815, Florida Statutes (F.S.), and Chapter 62-4, and Chapter 62-710, Florida Administrative Code (F.A.C.).

This permit is final and effective on the date filed with the Clerk of the Department. When the permit is final, any party to the permit has the right to seek judicial review of the permit pursuant to Section 120.68, F.S., by the filing of a Notice to Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by applicable filing fees with the appropriate District Court of Appeal.

The notice of Appeal must be filed within thirty (30) days from the date the final permit is issued. If you have any questions, please contact Rabin Prusty at (850) 245-8780.

Sincerely,

Tim J. Bahr, Administrator  
Hazardous Waste Regulation

TJB/rp  
Enclosures

Mr. William E. Parkes, Jr.

October 1, 2007

Page Two

cc : Jim Dregne, DEP/Tampa, [james.dregne@dep.state.fl.us](mailto:james.dregne@dep.state.fl.us)  
Mayor, City of Tampa, [pam.iorio@tampagov.net](mailto:pam.iorio@tampagov.net)  
Chair, County Board of Commissioners, [normanj@hillsboroughcounty.org](mailto:normanj@hillsboroughcounty.org)  
Heath Rauschenberger, U. S. Fish and Wildlife Services, [heath\\_rauschenberger@fws.gov](mailto:heath_rauschenberger@fws.gov)  
Mary Ann Poole, Florida Fish and Wildlife Conservation Commission,  
[maryann.poole@myfwc.com](mailto:maryann.poole@myfwc.com)  
Raoul Clarke, DEP/Tallahassee, [raoul.clarke@dep.state.fl.us](mailto:raoul.clarke@dep.state.fl.us)  
Fred Wick, DEP/Tallahassee, [fred.wick@dep.state.fl.us](mailto:fred.wick@dep.state.fl.us)  
D. M. Ambrose, [ambrosefox@bellsouth.net](mailto:ambrosefox@bellsouth.net)

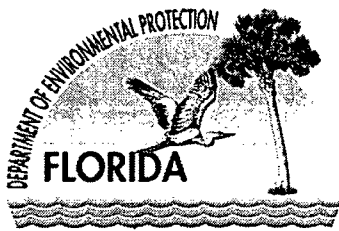


FACT SHEET  
October 1, 2007

Cliff Berry, Incorporated  
Tampa, Florida  
EPA I.D. No: FLR 000 013 888  
Permit No: 76517-HO-004

Used Oil Processing Facility Permit Modification

1. This facility has a permit to operate a Used Oil Processing Facility consisting of container storage area and tank storage area. The facility has 10 above ground storage tanks. This permit modification is for adding 2 (two) new tanks to the Tank Farm.
2. The Permittee has complied with the closure cost estimate and financial assurance requirements of the new Rule dated June 9, 2005. However, the facility will update their financial assurance for two (2) new tanks. Upon installation of these tanks and approval of as-built drawings, the facility can start using these tanks.
3. This facility permit is also revised to be updated to the latest draft permit template for operating the facility.
4. There are no issues with the facility.



## Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

### PERMITTEE:

Cliff Berry, Incorporated  
P.O. Box 13079  
Port Everglades Station  
Fort Lauderdale, Florida 33316

Attention:  
Mr. William E. Parkes  
Regulatory Affairs Manager

I.D. Number: FLR 000 013 888  
Permit Number: 76517-HO-004  
Date of Issue: October 01, 2007  
Expiration Date: April 12, 2009  
County: Hillsborough County  
Lat/Long: 27° 55' 10" N/82° 23' 45" W

Project: Used Oil Processing Facility

This permit is issued under the provisions of Section 403.769 of Florida Statutes (F.S.), Chapters 62-4, 62-160, 62-701, 62-710, 62-730 and 62-740 of Florida Administrative Code (F.A.C.), and 40 Code of Federal Regulations (CFR) Part 279. The above named Permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents attached hereto or on file with the Department and made a part hereto and specifically described as follows:

TO OPERATE: A Used Oil Processing Facility hereafter referred to as the "Facility". The Used Oil Processing Facility is located on an approximately 1.8-acre parcel of land owned by C-2 Holdings, Inc. in Hillsborough County at 5218 St. Paul Street, Tampa, Florida 33619. A diagram of the site layout is included as Attachment A.

The facility is authorized to process used oil, oily wastewater, petroleum contact water, and used oil filters under this permit.

The facility consists of 3 (three) 30,000 gallon tanks, 6 (six) 25,000 gallon tanks, 1 (one) 20,000 gallon tank, and 2 (two) 15,000 gallon tanks, with a total capacity of 290,000 gallons. All tanks are located within the secondary containment unit as shown on drawing Attachment No.3 of the permit application dated February 12, 2007 and revised dated June 20, 2007. The area of the tank farm is 3,447 square feet.

The following documents were used in preparation of this permit:

1. Used Oil Processing Facility Permit Application dated June 12, 2003.
2. Additional information dated August 27, 2003 and December 26, 2003.
3. Permit Modifications application dated March 7, 2006 and additional information dated March 24, 2006.
4. Permit Renewal application dated February 22, 2007 and revised responses dated June 20, 2007.

Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
Permit/Cert Number: 76517-HO-004  
Expiration Date: April 12, 2009

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Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
Permit/Cert Number: 76517-HO-004  
Expiration Date: April 12, 2009

## **Part I - GENERAL AND STANDARD CONDITIONS**

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions" and as such are binding upon the Permittee and enforceable pursuant to the authority of Sections 403.141, 403.727, or 403.859 through 403.861, Florida Statutes. The Permittee is hereby placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in Subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations. This permit does not constitute a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in the permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the Permittee from liability for harm or injury to human health or welfare, animal, plant or aquatic life or property and penalties therefore caused by the construction or operation of this permitted source, nor does it allow the Permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The Permittee shall at all times properly operate and maintain the facility and systems of processing and control (and related appurtenances) that are installed or used by the Permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The Permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of:
  - (a). Having access to and copying any records that must be kept under the conditions of the permit;
  - (b). Inspecting the facility, equipment, practices, or operations regulated or required under this permit; and



Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
Permit/Cert Number: 76517-HO-004  
Expiration Date: April 12, 2009

- (c). Sampling or monitoring any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules. Reasonable time may depend on the nature of the concern being investigated.
8. If, for any reason, the Permittee does not comply with, or will be unable to comply with, any condition or limitation specified in this permit, the Permittee shall immediately notify and provide the Department with the following information:
- (a). A description of and cause of non-compliance; and
  - (b). The period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance.

The Permittee shall be responsible for any and all damages that may result and may be subject to enforcement action by the Department for penalties or revocation of this permit.

9. In accepting this permit, the Permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the Department, may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is proscribed by Sections 403.73 and 403.111, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.
10. The Permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance, provided however, the Permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit is transferable only upon Department approval in accordance with Florida Administrative Code Rules 62-4.120 and 62-710.800, F.A.C., as applicable. The Permittee shall be liable for any noncompliance of the permitted activity until the transfer is approved by the Department.
12. This permit is required to be kept at the work site of the permitted activity during the entire period of construction, operation, or closure.
13. This permit also constitutes:
- (a). Determination of Best Available Control Technology (BACT);
  - (b). Determination of Prevention of Significant Deterioration (PSD);
  - (c). Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500); and
  - (d). Compliance with New Source Performance Standards.
14. The Permittee shall comply with the following monitoring and record keeping requirements:

Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
Permit/Cert Number: 76517-HO-004  
Expiration Date: April 12, 2009

- (a). Upon request, the Permittee shall furnish all records and plans required under Department rules. The retention period for all records will be extended automatically, unless otherwise stipulated by the Department, during the course of any unresolved enforcement action;
  - (b). The Permittee shall retain at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records), copies of all reports required by this permit, and records of all data used to complete the application for this permit. The time period of retention shall be at least three years from the date of the sample, measurement, report or application unless otherwise specified by Department rule; and
  - (c). Records of monitoring information shall include:
    - (1). The date, exact place, and time of sampling or measurements;
    - (2). The person responsible for performing the sampling or measurements;
    - (3). The date(s) analyses were performed;
    - (4). The person responsible for performing the analyses;
    - (5). The analytical techniques or methods used; and
    - (6). The results of such analyses.
15. When requested by the Department, the Permittee shall, within a reasonable period of time furnish any information required by law that is needed to determine compliance with the permit. If the Permittee becomes aware that relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be submitted or corrected promptly.
16. Rules
- (a). The facility shall comply with all applicable portions of 40 CFR Part 279 and Chapter 62-710, Florida Administrative Code, (F.A.C.).
  - (b). This facility shall be constructed and operated in accordance with all applicable requirements of Chapter 62-4, 62-701, 62-710, and 62-740, F.A.C., and all other applicable requirements of Department Rules.
  - (c). By acceptance of this permit, the Permittee certifies that he has read and understands the obligations imposed by the General and Specific Conditions contained herein, including the date of permit expiration and renewal deadlines. It is a violation of this permit to fail to comply with all conditions and deadlines.
  - (d). Nothing contained in General and Specific Condition 10 shall be deemed to waive any right Permittee has under Florida Statutes or Department rules to oppose application of any such changes to the facility if Permittee is otherwise legally entitled to do so.
17. Submittals in response to these conditions shall be submitted as follows:

Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
Permit/Cert Number: 76517-HO-004  
Expiration Date: April 12, 2009

- (a). One (1) hard copy and one (1) electronic copy shall be submitted to:

Environmental Administrator  
Hazardous Waste Management Section  
Bureau of Solid and Hazardous Waste  
Florida Department of Environmental Protection  
2600 Blair Stone Road, MS 4560  
Tallahassee, Florida 32399-2400

- (b). One (1) hard copy and one (1) electronic copy shall be submitted to:

Department of Environmental Protection  
Hazardous Waste Program Manager  
Southwest District Office  
13051 North Telecom Parkway  
Temple Terrace  
Tampa, Florida 33637-0926

- (c). The Permittee shall submit one (1) copy of the renewal permit and/or modifications cover letter and appropriate fee to:

Florida Department of Environmental Protection  
Post Office Box 3070  
Tallahassee, Florida 32315-3070

The Permittee shall submit the other copies of the renewal to the addresses in the General and Standard Condition of this Part.

- (d). Financial Assurance Mechanism:

The Permittee shall maintain, in good standing, the financial mechanisms established to demonstrate proof of financial assurance. Support documentation and required adjustments shall be submitted within the time frames specified in Rule 62-701.630, F.A.C. as adopted by reference in Rule 62-710.800(6), F.A.C. All submittals in response to this specific condition shall be sent to:

Florida Department of Environmental Protection  
Financial Coordinator – Solid Waste Section  
Bob Martinez Center  
2600 Blair Stone Road, MS 4565  
Tallahassee, Florida 32399-2400

- (e). Annual Closing Cost Estimate Adjustment:

The Permittee shall annually adjust the closing cost estimate for inflation using Form 62-710.901(7). Adjustments shall be made in accordance with Rule 62-710.800(6), F.A.C. An owner or operator shall submit the adjusted cost estimate between January 1 and March 1.

Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
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Expiration Date: April 12, 2009

All submittals in response to this specific condition shall be sent to the addresses on the cost estimate form.

18. The Permittee shall annually register their used oil handling activities with the Department on DEP Form 62-710.900(1) in accordance with Rule 62-710.500, F.A.C.
19. The Permittee shall display the validated registration form and identification number in a prominent place at the facility location [Rule 62-710.500(4), F.A.C].
20. The Permittee shall submit an annual report covering used oil processing facility activities conducted during the previous calendar year to the Department on DEP Form 62-701.900(3) by March 1 of each year in accordance with Rule 62-710.520(1), F.A.C. The report shall summarize the records kept pursuant to Rule 62-710.510, F.A.C.
21. Before transferring ownership or operation of this facility during its operating life, the Permittee must notify the new owner or operator in writing of the requirements of 40 CFR Part 279 and Rule 62-710, F.A.C. The Permittee shall also submit an application for transfer of the permit on DEP Form 62-1.201(1) accompanied with an appropriate application fee.
22. Before closing or making any substantial modification to the facility, the Permittee shall submit to the Department the Used Oil Processing Facility Permit Modification Request, pursuant to Rules 62-4.080 and 62-710.800(6), F.A.C. The engineering aspects of the request must be certified by a Professional Engineer registered in the State of Florida.
23. The Department may modify, revoke, reissue, or terminate for cause, this permit in accordance with the provisions of Rule 62-710.800, F.A.C. The filing of a request for a permit modification, revocation and reissuance, or termination, or the notification of planned changes or anticipated noncompliance on the part of the Permittee does not stay the applicability or enforceability of any permit condition. The Permittee may submit any subsequent revisions to the Department for approval. These revisions shall meet the requirements of FAC, Rules 62-4.050 and 62-710.800(6), and must be accompanied with an appropriate application fee.
24. Prior to sixty (60) days before the expiration of this permit, the Permittee shall submit a complete application for renewal of the permit on DEP form 62-710.901 and in a manner prescribed by the Department, unless the facility is to be closed prior to the expiration date of this permit per the requirements of Rule 62-710.800(1), F.A.C.
25. The Permittee shall maintain and operate the facility to minimize the possibility of fire, explosion, or any unplanned sudden or non-sudden release of used oil, sludges, residues or constituents to air, soil, or surface water which could threaten human health or the environment, in accordance with 40 CFR 279.52 and Rule 62-710.800(1), F.A.C.
26. The Permittee shall not accept or store any hazardous wastes in the permitted tanks without receiving written approval from the Department.
27. The Permittee is allowed to store used oil only in the aboveground tanks or in containers within the secondary containment, as shown in Attachment A of the permit. The permitted units are Tanks 1 through 10. As of the date of issuance of this permit, Used Oil Heating Tanks 11 and 12 are



Cliff Berry, Incorporated  
5218 St. Paul Street  
Tampa, Florida 33619

I.D. Number: FLR 000 013 888  
Permit/Cert Number: 76517-HO-004  
Expiration Date: April 12, 2009

permitted for construction but not for use under this permit. Use of Used Oil Heating Tanks 11 and 12 is subject to Part III Condition 9.

28. The Permittee shall not exceed the maximum storage capacities of the permitted tanks as specified in Section 1 of the permit application and in Attachment C of the permit.
29. To prevent overflow, the Permittee shall notify the Department when the volume of the used oil stored in any of the tanks exceeds ninety-five (95) percent of the maximum storage capacity of the tank as specified in Section 1 of the permit application and Attachment C of the permit.
30. Category B Storage Tanks (tanks installed after March 12, 1991, and before July 13, 1998) shall comply with the performance standards of FAC, Rule 62-762.511. Repairs to aboveground storage and process tanks shall meet the criteria of FAC, Rule 62-762.701, F.A.C. [Rule 62-710.800(3), F.A.C.].
31. The inspection records and release detection monitoring required in Rule 62-762.601, F.A.C. for aboveground process and storage tanks and integral piping shall be maintained in the Permittee's operating record [Rule 62-710.800(5), F.A.C.].
32. The Permittee shall prevent the release of used oil, oily waste or oily wastewater to the environment. The secondary containment system shall be maintained in accordance with the Unit Management Plan (Attachment 7 of the permit application) and shall comply with the requirements of 40 CFR 279.54, including the requirements set forth below:
  - (a). All new components shall have secondary containment as required by parts (b) and (c) of this condition prior to being put into service;
  - (b). Pursuant to 40 CFR 279.54, the secondary containment system shall be:
    - (1). Designed, installed and operated to prevent any migration of wastes or accumulated liquid to the soil, groundwater or surface waters;
    - (2). Capable of detecting and collecting releases and run-on until the collected material is removed;
    - (3). Constructed of or lined with materials compatible with the waste to be stored and have sufficient structural strength to sustain the stresses induced by a failure of the primary containment system as well as other stresses which may be induced by the environment;
    - (4). Placed on a foundation or base capable of providing support to the secondary containment system;
    - (5). Provided with a leak detection system designed and operated to detect failure of either the primary or secondary containment structures or the presence of any release within 24 hours;
    - (6). Sloped or otherwise designed and operated to drain or remove liquids resulting from leaks, spills, or precipitation; and

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- (7). Designed and operated, to contain 110% of the capacity of the largest tank within its boundary.
- (c). Ancillary equipment shall be provided with secondary containment.
- 33. Prior to beginning operation, the Permittee shall inspect the secondary containment system floor and perimeter walls for any cracks or gaps. If any cracks or gaps are found, the Permittee shall repair the cracks and gaps prior to beginning operation of the used oil processing facility [40 CFR 279.54(d)(2) and 40 CFR 279.54(e)(2)].
- 34. The Permittee shall label or mark all containers and aboveground tanks, used for storage or processing of used oil, with the words "Used Oil" [40 CFR 279.54(f)].
- 35. The Permittee shall label or mark all containers or tanks which are solely used for the storage of Petroleum Contact Water with the words "Petroleum Contact Water" or "PCW" [FAC 62-740.100].
- 36. The Permittee shall store used oil, PCW, used oil residues or used oil filters only in those containers or tanks which are made of or lined with materials that will not react with and are otherwise compatible with the waste to be stored.
- 37. If a container or tank holding used oil, PCW, used oil residues or used oil filters is not in good condition (e.g., rusting, bulging) or begins to leak, the Permittee shall transfer the waste to another container or tank which is in good condition [40 CFR 279.22].
- 38. As part of the general operating requirements, the Permittee shall:
  - (a). Not place used oil, other wastes or treatment reagents in a tank system if the possibility exists that this may cause the tank system to fail;
  - (b). Use appropriate controls and practices to prevent spills and overflows;
  - (c). Follow the operating procedures described in Attachment 7 of the permit application; and
  - (d). Comply with the requirements of 40 CFR 279.54(g) if a leak or spill occurs.
- 39. The Permittee shall inspect the tank system in accordance with Attachment 5 of the permit application. These requirements include:
  - (a). Developing and following a schedule and procedure for inspecting overfilling controls;
  - (b). Inspecting at least once each operating day the aboveground portions of the tank system, and the construction materials and area immediately surrounding the tank storage area. However, the permittee shall document the daily inspections at least once a week; and
  - (c). The results of the inspections in (a) and (b) of this condition shall be maintained in the operating record of the facility.

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40. Spilled or leaked waste and accumulated precipitation must be removed from the secondary containment areas within 24 hours of detection and managed in accordance with Attachment 5 of the permit application.
41. Pursuant to the requirements of 40 CFR 279.52(a), concerning preparedness and prevention, the Permittee shall:
  - (a). Maintain a copy of the preparedness and prevention plan, Attachment 5 of the permit application, at the facility;
  - (b). Equip the facility with the required emergency equipment described in Attachment 5 through 7 of the permit application [40 CFR 279.52(a)(2)];
  - (c). Test and maintain the required emergency equipment in accordance with the requirements of 40 CFR 279.52(a)(3);
  - (d). Provide all facility personnel involved in used oil processing operations with immediate access to an internal alarm or emergency communication device, as described in Attachment 5 of the permit application [40 CFR 279.52(a)(4)]; and
  - (e). Make arrangements with the local authorities as described in Attachment 5 of the permit application [40 CFR 279.52(a)(6)].
42. Pursuant to the requirements of 40 CFR 279.52(b), concerning the contingency plan, the Permittee shall:
  - (a). Immediately carry out the provisions of the contingency plan, Attachment 5 of the permit application, and follow the emergency procedures described by 40 CFR 279.52(b)(6), whenever there is a fire, explosion, or release of used oil, oily waste or oily wastewater that threatens or could threaten human health or the environment. The Permittee shall give proper notification to the Department if an emergency situation arises and within fifteen (15) days must submit to the Department a written report which includes all information required in 40 CFR 279.52(b)(6)(ix);
  - (b). Maintain a copy of the contingency plan at the facility and submit copies to all local police departments, fire departments, hospitals, and State and local emergency response teams pursuant to the requirements of 40 CFR 279.52(b)(3);
  - (c). Amend the plan and submit the amended plan for Department approval within seven days of meeting any criteria listed in 40 CFR 279.52(b)(4). Any other changes to the plan must be submitted to the Department within seven days of the change in the plan. All amended plans must be distributed to the appropriate agencies;
  - (d). Comply with the requirements of 40 CFR 279.52(b)(5), concerning the emergency coordinator; and
  - (e). Notify the Department of Environmental Protection's 24-hour emergency telephone number [(800) 320-0519] in the case of emergency. During normal business hours, the Department's Central District office may be contacted at (407) 893-3323.

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43. The Permittee shall maintain reports of all releases that are greater than one (1) gallon, as part of its on-site operating records. The reports shall include amount and time of release and a schedule that details the corrective action taken. The Permittee shall submit a written report to the Department within fourteen (14) days for all the releases that are greater than fifty (50) gallons. The Permittee shall inform the Department immediately if a release requires the Permittee to take any of the tanks out of service.
44. The Permittee shall inspect the facility operating, emergency and safety equipment in accordance with the schedules approved in Attachment 7 (Unit Management Plan) of the permit application. The Permittee shall remedy any deterioration or malfunction discovered by an inspection, in accordance with 40 CFR 279.52. Changes, additions, or deletions to the schedule must be approved in writing by the Department. The schedules must be maintained as part of the operating record of the facility [40 CFR 279.54].

## **PART II – USED OIL PROCESSING CONDITIONS**

1. Pursuant to 40 CFR 279.56 (Tracking) and Rule 62-710.510(1), F.A.C., the Permittee must comply with the following tracking requirements: Cliff Berry, Incorporated shall maintain records on DEP Form 62-701.900 (13) or on substantially equivalent forms which contain at least the same information as the Department form.
  - (a). Acceptance: Used oil processors/re-refiners must keep a record of each used oil shipment accepted for processing/re-refining. These records may take the form of a log, invoice, manifest, bill of lading or other shipping documents. Records for each shipment must include the following information:
    - (1). The name, address and EPA identification number (if applicable) of the transporter who delivered the used oil to the processor/re-refiner, oil-burner or disposal facility;
    - (2). The name, address and EPA identification number (if applicable) of the generator or processor/re-refiner from whom the used oil was received for processing/re-refining;
    - (3). The quantities of each type of used oil accepted and date of acceptance; and
    - (4). Waste stream approval number and the off load tank number.
  - (b). Delivery: Used oil processor/re-refiners must keep a record of each shipment of used oil that is shipped to a used oil burner, processor/re-refiner, or disposal facility. These records may take the form of a log, invoice, manifest, bill of lading or other shipping documents. Records for each shipment must include the following information:
    - (1). The name, address and EPA identification number (if applicable) of the transporter delivering the used oil to the receiving facility;
    - (2). The name, address and EPA identification number (if applicable) of the oil-burner, processor/re-refiner or disposal facility receiving the shipment;
    - (3). The quantities of used oil shipped and date of shipment; and



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- (4). The laboratory analytical number.
  - (c). Record retention: The records described in paragraph (a) and (b) of this section must be maintained for at least three years. The records shall be kept at the permitted facility and shall be available for inspection by the Department during normal business hours.
2. Pursuant to 40 CFR 279.57, the Permittee must keep a written operating record at the Facility and maintained until closure of the Facility, which includes the following information:

Records and results of used oil analyses performed as described in the analysis plan required under 40 CFR 279.55; and described in Attachments (C).5a, (C).5b and (C).5c of the permit application.

  - (b). Summary reports and details of all incidents that require implementation of the contingency plan as specified in 40 CFR 279.52(b).
3. The Permittee shall maintain as part of the operating record of the Facility the inspection records and release detection monitoring records required in Rule 62-761.710, F.A.C., for aboveground storage tanks, integral piping, and process tanks.
4. The Permittee shall maintain and operate the facility to minimize the possibility of fire, explosion, or any unplanned sudden or non-sudden release of used oil, sludges, residues or constituents to air, soil, or surface water which could threaten human health or the environment, in accordance with 40 CFR 279.52(1).
5. Pursuant to Rule 62-710.800(3), F.A.C., aboveground storage and process tanks having a capacity greater than 550 gallons, and all integral piping shall comply with the performance standards for new tanks of Rule 62-761.500, F.A.C., for existing shop fabricated/field erected tanks of Rule 62-761.510, F.A.C. Repairs to aboveground storage and process tanks shall meet the criteria of Rule 62-761.700, F.A.C.
6. The Permittee shall prevent the release of used oil, oily waste or oily wastewater to the environment. The secondary containment system shall be maintained in accordance with the permit application and shall comply with the requirements of 40 CFR 279.54, including the requirements set forth below:
  - (a). All new components shall have secondary containment as required by parts (b) and (c) of this condition prior to being put into service.
  - (b). The secondary containment system shall meet the requirements of 40 CFR 279.54 and shall be:
    - (1). Designed, installed and operated to prevent any migration of wastes or accumulated liquid to the soil, groundwater or surface waters.
    - (2). Capable of detecting and collecting releases and run-on until the collected material is removed.

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- (3). Constructed of or lined with materials compatible with the waste to be stored and have sufficient strength to sustain the stresses induced by a failure of the primary containment system as well as other stresses that may be induced by the environment.
  - (4). Placed on a foundation or base capable of providing support to the secondary containment system.
  - (5). Provided with leak detection system designed and operated to detect failure of either the primary or secondary containment structures or the presence of any release within 24 hours.
  - (6). Sloped or otherwise designed and operated to drain or remove liquids resulting from leaks, spills, or precipitation.
  - (7). Designed and operated, to contain 110% of the capacity of the largest tank within its boundary.
- (c). Ancillary equipment shall be provided with secondary containment.

### **PART III – TANK FARM CONDITIONS**

“Tank system”, for the purpose of Part III of this permit, is defined as storage tank(s), appurtenant equipment and secondary containment structure comprising the Permittee’s used oil processing facility.

1. The Permittee shall label or mark all above ground tanks and containers used to store or process used oil, with the words “Used Oil”. [40CFR 279.54(f)]
2. The Permittee shall inspect all regulated tank systems in accordance with procedures presented in Unit Management, Attachment C8, of the permit application.
3. The inspection records and release detection monitoring required in Rule 62-761.600, F.A.C., for above ground process and storage tanks shall be maintained in the Permittee’s operating record.
4. Above ground storage and process tanks having a capacity greater than 550 gallons shall comply with the performance standards of Rule 62-761.500 and 62-761.510, F.A.C.
5. The Permittee shall prevent the release of used oil or other pollutants to the environment. The secondary containment shall be sealed, free of cracks and maintained in accordance with Rule 62-761.500(1)(e), F.A.C.
6. The Permittee shall provide and maintain adequate secondary containment that shall be impervious to the types of pollutant stored in the tanks and contain at least 110 percent of the volume of the largest tank in accordance with Rule 62-761.500, F.A.C.
7. Spilled or leaked waste must be removed from the secondary containment areas within three (3) days of the incident [Rule 62-761.820(1)(d), F.A.C.]. Accumulated precipitation must be removed from the secondary containment areas within one week after a rainfall event [Rule 62-

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761.700(3)(a), F.A.C.]. The above materials shall be managed in accordance with Attachment C8 of the permit application.

8. The Permittee shall submit the proposed or constructed new tanks as built drawings within 30 days of completion of construction. Each drawing shall be certified by a Professional Engineer registered in the State of Florida.
9. The Permittee shall not use, operate, or otherwise conduct any activities with the proposed new horizontal Used Oil Heating Tanks 11 and 12 until the Permittee has established Financial Assurance for the tanks in accordance with Condition Part I.17.(d) of this permit and the Department has approved installation of the tanks. Upon Department approval of the newly installed tanks and the updated Financial Assurance mechanism, the Permittee may start using those tanks.

#### **PART IV – CLOSURE CONDITIONS**

1. The Closure Plan:

- (a). The Permittee shall maintain an adequate written closure plan and it must demonstrate how the Facility will be closed in order to meet the following requirements that:
  - (1). There will be no need for further facility maintenance;
  - (2). Used oil will not contaminate soil, surface water or groundwater;
  - (3). All tanks, piping, secondary containment & ancillary equipment will be emptied, cleaned and decontaminated, and all materials removed and managed; and
  - (4). Aboveground storage tanks and process tanks and all integral piping will be closed pursuant to Rule 62-761.800, F.A.C.
  - (5). In addition, pursuant to closure requirements of 40 CFR 279.54(h), Permittees who store or process used oil in above ground tanks must comply with the following requirements:
    - i. At closure of a tank system, the Permittee must remove or decontaminate used oil residues in tanks, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste as defined in 40 CFR 261 or determined, pursuant to 40 CFR 262.11.
    - ii. If the Permittee demonstrates that not all contaminated soils can be practicably removed or decontaminated as required in 40 CFR 279.54(h), then the Permittee must close the tank system and perform post closure care in accordance with the closure and post closure care requirements that apply to hazardous waste landfills as defined in 40 CFR 265.310.
- (b). The closure plan, as described in Attachment F, "Closure Plan" of the application, shall be updated whenever significant operational changes occur or design changes are made.

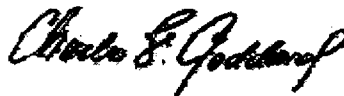
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- (c). The closure plan shall be maintained with records required under Rule 62-710.510, F.A.C.
  - (d). The Permittee shall submit an updated and detailed closure plan to the Department at least 60 days prior to the scheduled date of closing the facility.
  - (e). Within 30 days after closing the facility, the Permittee shall submit a certification of closure completion to the Department that demonstrates that the facility was closed in substantial compliance with the detailed closure plan.
2. Containers: Pursuant to closure requirements of 40 CFR 279.54(h), Permittees who store used oil in containers must comply with the following requirements:
- (a). At closure, containers holding used oils or residues of used oil must be removed from the site;
  - (b). The Permittee must remove or decontaminate used oil residues, contaminated containment system components, contaminated soils, and structures or equipment contaminated with used oil, and manage them as hazardous waste unless the materials are not hazardous waste as defined in 40 CFR 261 or determined, pursuant to 40 CFR 261.11.

Issued October 1, 2007

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



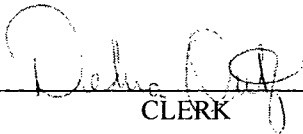
Charles F. Goddard, Chief  
Bureau of Solid and Hazardous Waste

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#### FILING AND ACKNOWLEDGMENT

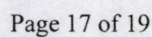
Filed on this date, pursuant to Section 120.52, Florida Statutes, with the designated Clerk, receipt of which is acknowledged.

  
\_\_\_\_\_  
CLERK

October 1, 2007  
\_\_\_\_\_  
DATE



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SEE ATTACHED SKETCH FOR EXISTING TANK FARM DETAIL

EXPANSION TANK FARM  
SEE CONTAINMENT CALCULATIONS

CONTAINMENT WALL  
CONSTRUCTED ON 3 SIDES

USED OIL HEATING TANKS

TANK #10  
Ø10.5

TANK #9  
Ø12

TANK #8  
Ø12

TANK #7  
Ø12

TANK #6  
Ø12

TANK #5  
Ø12

TANK #4  
Ø12

TANK #3  
Ø10.5

TANK #2  
Ø10.5

TANK #1  
Ø10.5

TANK FARM F.F. = 13.40

TRUCK LOADING LINE (GOOD OIL)

USED OIL  
30,000 GALLONS  
35' LONG, 12' DIA.  
TANK #11

24' LONG, 12' DIA.  
20,000 GALLONS  
HOT OIL RETURN  
HOT OIL  
TO HEATER COIL

TANK #12

HEATER FUEL TANK  
13' DIA.

HOT OIL  
CIRCULATING PUMP

THERMAL OIL HEATER  
13.20

15.3

15.86

14.17

13.30

12.80

13.1

13.3

13.3

13.1

12.9

12.8

39.5



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### ATTACHMENT C

#### Vertical Tanks

Tank #	Date Installed	Size ( Gallons )	Material of Construction	Products
1	6-05	25,000	Steel	Used Oil / Water
2	6-05	15,000	Steel	Used Oil / Water
3	6-05	15,000	Steel	Used Oil / Water
4	6-05	30,000	Steel	Used Oil / Water
5	6-05	25,000	Steel	Used Oil / Water
6	6-05	25,000	Steel	Used Oil / Water
7	6-05	25,000	Steel	Used Oil / Water
8	6-05	25,000	Steel	Used Oil / Water
9	6-05	30,000	Steel	Used Oil / Water
10	6-05	25,000	Steel	Used Oil / Water

#### Horizontal Tanks

11	proposed	30,000	Steel	Used Oil / Water
12	proposed	20,000	Steel	Used Oil / Water