



Florida Department of Environmental Protection

Southeast District Office
3301 Gun Club Road MSC 7210-1
West Palm Beach, FL 33406

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Noah Valenstein
Secretary

MEETING DOCUMENTATION

Attendees: Norva Blandin, Justin Stark, Daniel Lopez, Jose Fernandez	Location: FDEP/SED – Okeechobee Conference Room (Telephone Conference)	Date/Time: 07/31/2018 1:00pm
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Prepared by: Justin Stark

Meeting Requested by: Norva Blandin and Justin Stark

Meeting Objectives:

To discuss inspection report, findings, corrective actions, and the proposed penalty based on violations.

Notes:

The inspection report and warning letter were discussed with Ms. Norva Blandin, Mr. Justin Stark, Mr. Jose Fernandez prior to the meeting on July 5th, 2018 via telephone conference. At that time both of Mr. Jose Fernandez facilities were out of compliance for two hundred and thirty-nine (239) days with nine (9) open violations. Mr. Jose Fernandez Used Oil Transporter/Transfer/Marketer facility had five (5) open violations and his Used Oil Processor facility had four (4) open violations. On July 8th, Mr. Fernandez resolved violation # 2 and #11 by documentation sent to the Department via email.

During the meeting, Mr. Jose Fernandez had seven (7) open violations. Four (4) for his Used Oil Transporter/Transfer/Marketer and three (3) for his Used Oil Processor.

Violation and penalty discussion was led by Ms. Blandin. During this discussion, Mr. Jose Fernandez stated that he wishes to close down his Used Oil Processor facility which has three (3) open violations. It was agreed that the three (3) open violations can be rectify if Mr. Jose Fernandez can close down his Used Oil Processor facility in accordance with F.A.C 62-710.800 in fourteen (14) days. Also, Mr. Fernandez was given fourteen (14) days to resolve his reminding four (4) violations for his Used Oil Transporter/Transfer/Marketer.

Finally, the initial penalty amounts were \$7,250. During the meeting, Violation 40 CFR 279.42 – F.A.C. 62-710.500 and F.A.C 62-710.500(4) were combined because they both

pertain to registrations. This brought the penalty amounts down to \$6,750 which Mr. Jose Fernandez agreed on and would pay it in three monthly installments of \$2,250. The SFCO would not be sent until the remaining seven (7) violations are closed

Agreements/Conclusions:

FDEP has made a settlement offer of \$6,750.00, which includes Department costs and adjustments for history of noncompliance. A short form consent order (SFCO) is on hold until Mr. Jose Fernandez resolves the facilities seven (7) open violations. The facilities were given fourteen (14) days.

Follow-up Actions/Dates:

Mr. Jose Fernandez shall review and sign the settlement agreement and pay the agreed upon penalties in three monthly installments of \$2,250.00. For a grand total of \$ 6,750.00