

**From:** [Lopez, Daniel G](#)  
**To:** [Blandin, Norva](#)  
**Subject:** FDEP Compliance Evaluation Inspection: Fort Lauderdale Transflo Terminal (EPA ID # FLD984253542) - Request for Corrective Actions  
**Date:** Thursday, June 28, 2018 9:59:00 AM  
**Attachments:** [image001.png](#)  
[Fort Lauderdale Transflo Terminal EPA ID # FLD984253542 Mar 14 2018 Inspection Report.pdf](#)  
[Aerosol-Can-Guidance.pdf](#)

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Good Afternoon Mr. Smith:

Thank you very much again for sending me the photographs of the facility's posted USDOT Hazardous Materials Certificate of Registration.

However, there are certain noncompliance issues that need to be resolved. I have attached a copy of the inspection report to this email, which details the four (4) noncompliance issues I observed during the inspection.

**NOTE:**

- **When reviewing the noncompliance issues in the inspection report, please disregard the listed noncompliance issue of 40 CFR 279.45(e) (i.e. Non-Compliance Issue # 2 on Pages 10-11 of the attached inspection report)**
  - The Department has further reviewed the facility's used oil secondary containment mechanisms, and has determined that these secondary containment mechanisms are adequate

In terms of the four (4) remaining noncompliance issues, I have detailed the corrective actions that need to be undertaken below:

**USED OIL CONTAINER MANAGEMENT REQUIREMENTS (40 CFR 279.45(g)(1); F.A.C. 62-710.401(6))**

1. **Please keep all used oil tanker rail cars closed unless used oil is being actively added to or removed from the rail car(s)**
  - All used oil storage containers that are situated outdoors and not protected from the elements must remain closed
2. **Please submit (via email) photographs illustrating that all filled and partially filled used oil tanker rail cars currently situated at the facility have been closed**
3. **Please acquire/install a new sufficiently waterproof weather protection mechanism that will protect all used oil storage containers situated in the outdoor storage area from the elements**
  - As we discussed during the inspection, the roof does not adequately protect the used oil storage containers stored within the outdoor storage area from the elements, as rainwater is leaking through the roof and onto the used oil storage containers (which – in turn – are rusted by the standing rainwater)
  - You may acquire and construct a new sufficiently waterproof roof over the outdoor container storage area
  - Alternatively, you may acquire and construct/install another weather protection mechanism that will adequately protect all used oil storage drums from the elements
4. **Please submit photographs (via email) indicating that a new sufficiently waterproof roof and/or alternative weather protection mechanism has been installed over/within the outdoor container storage area**

**USED OIL TRANSPORTER EMERGENCY PREPAREDNESS REQUIREMENTS (40 CFR 279.45)**

1. **Please draft a site-specific Spill Prevention, Control, and Countermeasures (SPCC) Plan for**

### **the Fort Lauderdale Transflo Terminal Facility**

- According to 40 CFR 279.45, “Used oil transporters are subject to all applicable Spill Prevention, Control and Countermeasures (40 CFR part 112) in addition to the requirements of this subpart [i.e. 40 CFR 279.45]”
2. **Please submit (via email) a copy of this site-specific SPCC Plan to the Department for review**

### **USED OIL TRANSPORTER/TRANSFER FACILITY RECORD KEEPING REQUIREMENTS (40 CFR 279.46; F.A.C. 62-710.510(1))**

1.

### **USED OIL FILTER CONTAINER MANAGEMENT REQUIREMENTS (F.A.C. 62-710.850(5)(a))**

1. **Please label all used oil filter storage containers currently accumulating on-site with the words “Used Oil Filters”**
  - I have included the picture of the improperly labeled used oil filter drum that I observed during the inspection on Page 13 of the attached inspection report
2. **Please submit (via email) photographs illustrating that all used oil filter storage containers currently accumulating at the facility have been properly labeled with the words “Used Oil Filters”**
3. **Please acquire/install a new sufficiently waterproof weather protection mechanism that will protect all used oil filter storage containers situated in the outdoor storage area from the elements**
  - As we discussed during the inspection, the roof does not adequately protect the used oil filter storage containers stored within the outdoor storage area from the elements, as rainwater is leaking through the roof and onto the used oil filter storage containers (which – in turn – are rusted by the standing rainwater)
  - You may acquire and construct a new sufficiently waterproof roof over the outdoor container storage area
  - Alternatively, you may acquire and construct/install another weather protection mechanism that will adequately protect all used oil filter storage drums from the elements
4. **Please submit photographs (via email) indicating that a new sufficiently waterproof roof and/or alternative weather protection mechanism has been installed over/within the outdoor container storage area**

**Please undertake and submit documentation of the aforementioned corrective actions within 15 days of today (i.e. by 07/05/2017).**

### **ADDITIONAL DEPARTMENT REQUESTS**

In addition to conducting the corrective actions listed above, the Department requests that the facility no longer engage in the following waste management practices:

#### **1. Puncturing of Waste Aerosol Cans with Nails**

- As illustrated by the photograph on Page 14 of the attached inspection report, small quantities of paint residue do accumulate on the nail-equipped board that is used to puncture waste aerosol cans
- Therefore, if you wish to continue puncturing waste aerosol cans, Fort Lauderdale Transflo Terminal must acquire a Department-approved aerosol can puncturing device that can properly contain all residues released from the waste aerosol cans, which – in turn – must be handled as hazardous waste

Alternatively, Fort Lauderdale Transflo Terminal personnel may send the waste aerosol cans off-site for recycling or dispose waste aerosol cans as solid waste in the trash (i.e. as long as facility personnel ensure that all waste aerosol cans are RCRA-empty prior to the cans' off-site transport for recycling or disposal in the trash)

- I have attached a guidance document on waste aerosol can puncturing to this email as a reference

Thank you very much, and please contact me if you have any questions.

Sincerely,



**Daniel G. Lopez**

**Environmental Specialist I**

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