

Hazardous Waste Program

CASE REVIEW FORM

Check Case Review Type: <input type="checkbox"/> Case Specific Classification Review <input type="checkbox"/> Enforcement Case Review					
Current Date:		Inspection Date:		Inspector:	
EPA ID: _____ Facility Name: _____ Facility Address: _____ Reference Links: _____					
Alleged Violation Citation/Regulator Reference		Manual Guide	Potential for Harm	Extent of Deviation	Check All That Apply
1.					<input type="checkbox"/> Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
2.					<input type="checkbox"/> Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
3.					<input type="checkbox"/> Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
4.					<input type="checkbox"/> Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
5.					<input type="checkbox"/> Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
6.					<input type="checkbox"/> Repeat Violations Actual or substantial exposure to HW constituents

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Comments: (Optional)					
7.					Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
8.					Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
9.					Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					
10.					Repeat Violations Actual or substantial exposure to HW constituents
Comments: (Optional)					

DWM Notes:

Note: This staff assessment is preliminary and is designed to assist in the compliance review process, prior to final agency direction. Comments provided herein are not the final position of the Department and may be subject to revision, pursuant to additional information and/or further review.

Harm and Potential for Harm Ranking System

FACILITY NAME: Environmental Management Conservation Oil Corp							Date: 2/18/19
EPA ID No.: FLR000000166							Case #:
Violation	Description	Nature of Waste	Amount of Waste	Discharge	People	Threat	Total Points
40 CFR 263.20(d)(2) and 40 CFR 263.22(a)	EMC Oil did have three years worth of final copies from the designated facility on-site.	4	8	0	2	0	14
40 CFR 263.20(a)(1)	EMC Oil was missing the EPAID on its manifests for CTS Engines who is a SQG.	4	2	0	2	0	8
40 CFR 279.46(a)(2)	EMC Oil was missing the EPAID on its manifests for Aerothrust Holdings LLC which is a LQG and Used Oil Generator. Also, the manifests which EMC Oil uses to transport its used oil store on-site to Noble Gas did not have both facilities EPAID going back three years.	3	5	0	2	0	10
40 CFR 279.45	EMC Oil as a transporter is subjected to all applicable Spill Prevention, Control and Countermeasures (40 CFR part 112). EMC Oil could not provide its most up-to-date SPCC plan during the time of the inspection.	3	8	0	2	0	13
62-710.600(2)(e) F.A.C.	EMC maintains a Liability Insurance Policy but failed to submit proof in a timely matter.	3	8	0	2	0	13
Other HW/Universal Waste							4
Used Oil							3
Used Oil Filters							2
Amount of Waste							
> 5,000 kg/1,375 gal (25 drums) of Waste							8
1,000 to 5,000 kg/275 gal to 1,375 gal (5 to 25 drums) of Waste OR 2.2lbs or > of acutely toxic waste							5
>100 kg to 1,000 kg/25 gal to 275 gal (5 drums) OR <2.2lbs of acutely toxic waste							2
<100 kg /<25 gal of Waste							1
Discharge							
Discharge to surface water or off site discharge.							12
Discharge to ground water							10
Discharge to soil							8
Discharge to air or Impervious Surface/Containment							6
Discharge-de minimus cleanup per 62-780 FAC							2
No Discharge							0
Potential Exposures							
>1,000 people							4
101 - 1,000 people							3
10 - 100 people							2
<10 people							1

Harm and Potential for Harm Ranking System

Additional Threat Factors (select all that apply for a specific violation-Use if NO discharge observed) (use sliding scale 0 = no risk, 1-4 depending on severity)		
Fire or Explosion Risk		0-4
Incompatible Waste Storage		0-4
Risk of Employee Exposure above PELs		0-4
Container Integrity		0-4
Inadequate Provisions for Detecting and Preventing Releases		0-4
	SUBSTANTIAL (Major)	Above 20
	SIGNIFICANT (Moderate)	13-20
	MINIMAL (Minor)	Under 13

Additional Threat Factors Examples:

Fire or Explosion Risk: Highest ranking = fire or explosion is imminent, waste stored near ignition or fuel source; Lowest ranking = no risk of fire or explosion.

Incompatible Waste Storage: Highest ranking = wastes stored inappropriately with incompatibles not physically separated; Lowest ranking = no incompatible waste storage.

Risk of Employee Exposure above PELs: Highest ranking = PELs above exposure limits; Lowest ranking = no risk of exposure. Note, facility's lack of ability to measure PEL if there is a potential issue should be considered.

Container Integrity: Highest ranking = Containers are compromised; Lowest ranking = no containers are compromised.

Inadequate Provisions for Detecting and Preventing Releases: Highest ranking = No containment, no inspections, high potential for release; Lowest ranking = inspections performed, low potential for releases.

Note: This guideline is intended to support Directive 923, the Guidelines for Characterizing Hazardous Waste Violations, and the violation matrix spreadsheet (Guidelines for Characterizing Hazardous Waste, Universal Waste, Used Oil and Drycleaning Violations) to facilitate a consistent way of categorizing Harm and Potential for Harm. In order to account for case-specific circumstances, the default scores for any particular category can be adjusted based on professional judgement to better match the unique site conditions and findings from the inspection or information provided in response to the inspection findings. To help foster consistency and supportable decisions, professional judgement that will result in deviation from the default scores should be discussed with the program office.

From: [DeOliveira, Letuzia](#)
To: [Stark, Justin](#)
Cc: [Walker, Kim \(Waste\)](#); [Perrigan, Glen](#); [Fisch, Ben](#); [Blandin, Norva](#)
Subject: Case Classification Review - Environmental Management Conservation Oil Corp EPA ID#: FLR000000166
Date: Friday, February 22, 2019 3:12:15 PM
Attachments: [EMC Oil Corp - IR.pdf](#)
[EMC Oil Corp - CSCR.pdf](#)

Justin,

The Division has conducted a Case Specific Classification Review for Environmental Management Conservation Oil Corp EPA ID#: FLR000000166. At this time, the Division concurs with the District that formal enforcement is not appropriate.

Please contact me if you have any questions.



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