



FLORIDA DEPARTMENT OF Environmental Protection

Northeast District
8800 Baymeadows Way West, Suite 100
Jacksonville, Florida 32256

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

March 29, 2019

Mr. Louis Renteria
ERS Corporation
760 Talleyrand Avenue
Jacksonville, FL 32202-1031
l.renteria@ersfl.com

Re: ERS Corporation
EPA/DEP ID: FLD 984 261 412
Duval County – Hazardous Waste

Dear Mr. Renteria:

Department personnel conducted a compliance inspection of the above-referenced facility on January 9, 2019. Based on the information provided during and following the inspection, the facility was determined to be in compliance with the Department's hazardous waste rules and regulations. A copy of the inspection report is attached for your records and any non-compliance items which may have been identified at the time of the inspection have been corrected.

The Department appreciates your efforts to maintain this facility in compliance with state and federal rules. Should you have any questions or comments, please contact Cheryl Mitchell at (904) 256-1620 or via e-mail at cheryl.l.mitchell@floridadep.gov.

Sincerely,

A handwritten signature in cursive script that reads "Heather Webber".

Heather Webber
Environmental Administrator

Enclosure: Inspection Report

Ec: ERS Corporation: Valtious Morris, Project Manager (v.morris@ersfl.com)
FDEP Jacksonville: Cheryl Mitchell, Pam Fellabaum, Heather Webber, DEP_NED



**Florida Department of
Environmental Protection
Hazardous Waste Inspection Report**

FACILITY INFORMATION:

Facility Name: ERS Corp

On-Site Inspection Start Date: 01/09/2019 **On-Site Inspection End Date:** 01/09/2019

ME ID#: 37410 **EPA ID#:** FLD984261412

Facility Street Address: 760 Talleyrand Ave, Jacksonville, FL 32202-1031

Contact Mailing Address: 760 Talleyrand Ave, Jacksonville, FL 32202-1031

County Name: Duval **Contact Phone:** (904) 791-9992

NOTIFIED AS:

Non-Handler

Transporter

Used Oil

INSPECTION TYPE:

Routine Inspection for Hazardous Waste Transporter facility

Routine Inspection for Non-Handler facility

Routine Inspection for Used Oil Transporter facility

Routine Inspection for Universal Waste Transporter facility

INSPECTION PARTICIPANTS:

Principal Inspector: Cheryl L Mitchell, Inspector

Other Participants: Louis Renteria, General Manager

LATITUDE / LONGITUDE: Lat 30° 19' 47.5826" / Long 81° 37' 55.1331"

NAIC 562910 - Remediation Services

TYPE OF OWNERSHIP: Private

Introduction:

Environmental Remediation Services (ERS) was inspected on January 9, 2019. The facility was last inspected by the Department's Hazardous Waste Program on January 14, 2015. ERS is a registered Used Oil Transporter, Used Oil Filter Transporter, Hazardous Waste Transporter, Universal Waste Lamps and Devices Transporter, Universal Pharmaceutical Waste (UPW) Transporter, Petroleum Contact Water (PCW) Transporter and a Non-Handler of hazardous waste.

ERS is an environmental contractor that offers emergency spill response, site remediation, fluid vapor recovery, industrial cleaning, transportation, and waste management services. ERS recently expanded its operations to include minor construction and renovation projects. ERS has been in operation at this location for 19 years and has 27 employees. The facility has four vacuum trucks, two stakebed trucks, three pickup trucks and will rent box trucks, if required. The facility consists of administrative offices, warehouse, a containment area, and vehicle parking area. The facility is connected to city water and sewer. Valtious Morris (ERS Project Manager) was also present throughout the inspection.

Process Description:

ADMINISTRATIVE OFFICES AND WAREHOUSE

The office area and warehouse are located in the same building. The warehouse area is used for the storage of parts, materials and equipment (Photo 1). No maintenance is performed on-site to vehicles or equipment. No used oil, used oil filters, or hazardous waste is generated or stored by the facility in this area.

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CONTAINMENT AREA

This area was formerly used to provide secondary containment for used oil containers and transportation vehicles (Photo 2). The area is now used as a staging area for equipment, materials and empty containers used during transportation operations.

At the time of the inspection, there was one tote-sized plastic container of solid waste accumulating. The container contained several plastic bags of what appeared to be absorbents, rags and spill cleanup debris (Photo 3). The container was closed and labeled non-hazardous waste. Mr. Renteria stated that this waste stream, referred to by ERS as "Petroleum Impacted Solids and Debris," is generated during ERS's used oil transportation services and includes oil absorbents, shop rags, and spill cleanup debris. Mr. Renteria stated that this waste is disposed of at Chesser Island Solid Waste Landfill in Georgia. ERS manages this waste as non-hazardous waste, but it has not made a hazardous waste determination on this wastestream by having the waste analyzed for hazardous waste characteristics [40 CFR 262.11].

USED OIL TRANSPORTER

ERS is authorized to perform used oil transportation services. ERS transports used oil directly to Liquid Environmental Solutions of Florida (FLD 981 928 484) or another processing facility. ERS uses Chlor-D-Tect tests to perform halogen screening of the used oil prior to transportation.

Used Oil Transporter Records Review:

ERS maintained used oil shipping documents for a period of three years. ERS transported 13 shipments of used oil in 2018, seven shipments of used oil in 2017, and four shipments in 2016. All shipments of used oil were screened, and the results of the Chlor-D-Tect tests were documented on shipping records. All shipping documents reviewed appeared to be in order and indicated that the used oil was transferred to the processing facility within one day of receipt.

USED OIL FILTER TRANSPORTER

ERS is authorized to perform used oil filter transportation services but infrequently performs this service for its customers.

Used Oil Filter Transporter Records Review:

ERS maintained used oil filter shipping documents for a period of three years. ERS transported two shipments of used oil filters in 2018, one shipment of used oil filters in 2017, and two shipments in 2016. All shipping documents reviewed appeared to be in order.

HAZARDOUS WASTE TRANSPORTER

ERS is authorized to transport hazardous waste. Mr. Renteria stated that ERS does not bring hazardous waste back to the facility.

Hazardous Waste Transporter Records Review:

ERS maintained hazardous waste manifests for a period of three years. ERS transported six shipments of hazardous waste in 2018, five shipments of hazardous waste in 2017, and fourteen shipments in 2016. All hazardous waste manifests reviewed appeared to be in order and indicated that the waste was either transferred directly to a second registered Hazardous Waste Transporter or a permitted hazardous waste TSDF within one day of receipt. The majority of the hazardous waste was shipped to Perma-Fix of Florida (FLD 980 711 071) or EQ of Florida (FLD 981 932 494).

UNIVERSAL WASTE LAMPS AND DEVICES TRANSPORTER

ERS is authorized to transport universal waste but rarely performs this work for its customers. There were no shipping documents for universal waste during the previous three years.

UNIVERSAL PHARMACEUTICAL WASTE (UPW) TRANSPORTER

ERS is authorized to transport universal pharmaceutical waste, but rarely performs this work for its customers. There were no shipping documents for universal pharmaceutical waste during the previous three years.

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PETROLEUM CONTACT WATER (PCW) TRANSPORTER

ERS is authorized to transport PCW. ERS transports PCW to Liquid Environmental Solutions of Florida (FLD 981 928 484) or another processing facility.

Petroleum Contact Water Transporter Records Review:

ERS maintained PCW shipping documents for a period of three years. All shipping documents reviewed appeared to be in order.

VEHICLE PARKING LOT

The parking area is on the west side of the property, south of the containment area. The facility parks its vehicles and emergency response supply trailers on-site while not in use (Photo 4). The parking lot is primarily compacted limerock. Mr. Renteria stated that the facility's procedure is to deliver any waste it transports directly to its destination without storing it on-site. Occasionally, ERS will keep a shipment of non-hazardous waste or used oil on-site overnight if its destination facility is already closed for the day. According to Mr. Renteria, no used oil is kept on-site for longer than 24-hours.

SECURITY

The facility is surrounded by a chain link fence topped with barbed wire. It appeared to be in good condition. The facility is accessed through a main entrance gate that is kept open during business hours when employees are on-site. The gate is manually locked at night. At the time of inspection, the gate was open for business.

RECORDS REVIEW

At the time of the inspection, ERS was registered and operating as a Used Oil Transporter, Used Oil Filter Transporter, Hazardous Waste Transporter, Universal Waste Lamps and Devices Transporter, UPW Transporter, PCW Transporter, and as a Non-Handler of hazardous waste. Records reviewed included manifests, shipping papers, facility's Contingency Plan, emergency response procedures in vehicle, facility Closure Plan, annual registration, insurance liability coverage, Training Plan, personnel training records, and receiving and shipping waste inventory logs. Records reviewed appeared to be in order.

*****NOTE: As of June 18, 2018, the State of Florida has adopted the recently-updated Federal hazardous waste rules, more commonly known as the Generator Improvement Rule. As a Transporter of hazardous waste, your facility may be impacted by the rule change.

Please see the eCFR site for a copy of the Federal rule at - https://www.ecfr.gov/cgi-bin/text-idx?SID=ab7ac7e8d2fb42037c72a0de5162bcfe&mc=true&tpl=/ecfrbrowse/Title40/40cfrv28_02.tpl#0

The November 28, 2016, Federal Register also has a good discussion about the new requirements - <https://www.gpo.gov/fdsys/pkg/FR-2016-11-28/pdf/2016-27429.pdf>

Copies of PowerPoints that discuss the new requirements may also be found here - <https://floridadep.gov/northeast/ne-compliance-assurance/content/compliance-assurance-resources>

Please note that the new rule in 40 CFR 262.18 requires re-notification for LQGs every other year effective immediately and every four years for SQGs starting in 2021.

For Outstanding Items of Potential Non-Compliance

Please review the following section – New Potential Violations and Areas of Concern. This section includes potential violations observed at your facility during this inspection. For any potential violations below that have not been corrected, please refer to the Corrective Action for each item that is suggested to bring your facility into compliance. Once the corrective action has been completed, please send documentation to the Department's NED inspector listed as the Principal Inspector on page 1 of this Inspection Report. This

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documentation includes, but is not limited to, photos of corrected items, manifests, SDSs or other documents that will show that each potential violation has been fully addressed.

New Potential Violations and Areas of Concern:

Violations

Type: Violation

Rule: 262.11

Explanation: The facility failed to manage its residues from the transport of used oil, referred to as Petroleum Impacted Solids and Debris, by disposing of the waste without performing a hazardous waste determination that includes analytical testing for hazardous waste characteristics.

Corrective Action: No further action is required. The facility provided analytical data in an email on March 20, 2019, that indicated the waste was non-hazardous.

PHOTO ATTACHMENTS:

Photo 1



Photo 2



Photo 3



Photo 4



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1.0 - Pre-Inspection Checklist

Requirements:

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Note: Checklist items with shaded boxes are for informational purposes only.

Item No.	Pre-Inspection Review	Yes	No	N/A
1.1	Has the facility notified with correct status? 262.18(a)	✓		
1.2	Has the facility notified of change of status? 62-730.150(2)(b)			✓
1.3	Did the facility conduct a waste determination on all wastes generated? 262.11	✓		

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Signed:

A hazardous waste compliance inspection was conducted on this date, to determine your facility's compliance with applicable portions of Chapters 403 & 376, F.S., and Chapters 62-710, 62-730, 62-737, & 62 -740 Florida Administrative Code (F.A.C.). Portions of the United States Environmental Protection Agency's Title 40 Code of Federal Regulations (C.F.R.) 260 - 279 have been adopted by reference in the state rules under Chapters 62-730 and 62-710, F.A.C.

Cheryl L Mitchell
Principal Inspector Name

Inspector
Principal Inspector Title


Principal Inspector Signature

DEP
Organization 03/25/2019
Date

Louis Renteria
Representative Name

General Manager
Representative Title

ERS Corp
Organization

NOTE: By signing this document, the Site Representative only acknowledges receipt of this Inspection Report and is not admitting to the accuracy of any of the items identified by the Department as "Potential Violations" or areas of concern.

Report Approvers:

Approver: Cheryl L Mitchell

Inspection Approval Date: 03/25/2019