

## FLORIDA DEPARTMENT OF Environmental Protection

Southwest District Office 13051 North Telecom Parkway #101 Temple Terrace, Florida 33637-0926 Ron DeSantis Governor

Jeanette Nuñez Lt. Governor

Noah Valenstein Secretary

April 12, 2019

Cliff Berry Inc. Attn: Jon Sandora 5218 St. Paul Street Tampa, Florida 33619 JSandora@cliffberryinc.com

Re: Cliff Berry Inc. FLR000013888 Hillsborough County

Dear Mr. Mefferd:

Department personnel conducted a compliance inspection of the above-referenced facility on 3/14/2019. Based on the information provided during the inspection, the facility was determined to be in compliance. A copy of the inspection report is attached for your records.

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 Jamie Arleo at 813/470-5923, or via e-mail at: Jamie.Arleo@FloridaDEP.gov.

Sincerely,

Shannon Kennedy Compliance Assurance Program Southwest District Florida Department of Environmental Protection

Enclosures: Inspection Report & site photos

cc: <u>Shannon.Kennedy@FloridaDEP.gov</u> <u>Jamie.Arleo@FloridaDEP.gov</u> Kelly Brandenburg, Cliff Berry, <u>Compliance@cliffberryinc.com</u> Steve Haggerty, Cliff Berry – <u>Shaggerty@cliffberryinc.com</u> Joseph Kaaa, Cliff Berry – <u>JKaaa@cliffberryinc.com</u> Leroy Arce, Cliff Berry – <u>Larce@cliffberryinc.com</u> Gerry Javier, Hillsborough County EPC, <u>Javier@epchc.org</u>



Florida Department of Environmental Protection Hazardous Waste Inspection Report

## FACILITY INFORMATION:

Facility Name: Cliff Berry Ir	nc-Tampa Facility			
On-Site Inspection Start Date	<b>e:</b> 03/14/2019	<b>On-Site Inspectio</b>	n End Date:	03/14/2019
ME ID#: 13562		EPA ID#: FLR00	0013888	
Facility Street Address:	5218 Saint Paul St, T	ampa, FL 33619-611	8	
Contact Mailing Address:	PO Box 13079, Fort L	auderdale, FL 33316	6-0100	
County Name: Hillsborough	1	Contact Phone:	(954) 763-3390	

## NOTIFIED AS:

Transporter

Used Oil

VSQG

### **INSPECTION TYPE:**

Routine Inspection for Used Oil Processor facility Routine Inspection for Used Oil Transporter facility Routine Inspection for VSQG (<100 kg/month) facility

## **INSPECTION PARTICIPANTS:**

Principal Inspector: Jamie Arleo, Inspector

Other Participants: Shannon Kennedy, Environmental Manager; Jon Sandora, Vice President of Regional Operations

LATITUDE / LONGITUDE: Lat 27° 55' 12.3033" / Long 82° 23' 43.3281"

NAIC 562219 - Other Nonhazardous Waste Treatment and Disposal

TYPE OF OWNERSHIP:Private

### Introduction:

• Cliff Berry Inc. – Tampa facility (CBI) was inspected on March 14, 2019, to determine the facility's compliance with state and federal hazardous waste and used oil regulations.

• Jon Sandora, Vice President of Regional Operations, accompanied the inspectors throughout the inspection. This facility was last inspected by the Department on March 2017.

### **Process Description:**

• CBI is a permitted used oil processor, used oil/used oil filter transporter, transfer facility, and an emergency response cleanup contractor. All used oil transportation activities are conducted using the facility ID number assigned to Cliff Berry Inc. – Port Everglades.

• Operations have not changed significantly since the Department's last inspection in 2017.

• CBI is permitted to bulk and process non-hazardous petroleum contaminated debris and soil in a mixing chamber. Records indicate that the facility is not accepting or processing more than 250-tons of oily soil waste per month.

• At the time of the inspection, all used oil tanks were labeled correctly, and the secondary containment structure was clean and well maintained. The solid waste solidification building was within holding capacity (less than ¼ full).

• Since CBI is an emergency response contractor, emergency equipment was readily available and in

Cliff Berry Inc-Tampa Facility Inspection Report Inspection Date: 03/14/2019

### good working order.

• CBI is no longer analyzing the used oil on-site and all used oil is transported to CBI's Miami processing facility. The Tampa facility is not marketing used oil and is not picking up any used oil that has a halogen reading above 1000 PPM. The driver is screening the used oil at the generator's facility using a refrigerant leak detector sensitive to volatile organic and chlorinated organic vapors ("halogen meter/sniffer"). If the leak detector has a positive response during the screening process, the driver will conduct additional testing with a Clor-D-tect 1000 Kit. Used oil that contains over 1000 PPM of halogens will be rejected by the driver, and left at the generator's facility.

• Used oil, used oil filters and PCW are transported to the CBI Miami processing facility for disposal. CBI also contracts with outside transporters on a weekly basis. All hazardous waste is transported to US Ecology in Tampa for disposal. Solid waste is placed in roll-off dumpsters for storage. Waste Management transports the dumpsters to the Waste Management – Okeechobee Landfill for disposal.

• CBI maintains a storage building where minor repairs are conducted on fleet vehicles. At the time of inspection, CBI was not storing any mercury containing lamps.

• Records received after the inspection indicate that the used oil driver completed the CBI "Used Oil Driver Training 2018" module on 01/18/2019. All training records for employees at the CBI-Tampa facility were available for viewing online.

• The SPCC and contingency plan was current and appeared adequate. The facility maintains daily and weekly inspection logs of the facility which includes inspections of the safety equipment and the tank systems.

• The filter basket solids were last analyzed in March 2019 and were determined to be non-hazardous.

• During the review of manifests and used oil receipts by the Department, multiple documents were found not to be signed by the transporter. The Department's Hazardous Waste Program determined that the lack of signature by the transporter was not a violation of 40 CFR - 279.46.

### PHOTO ATTACHMENTS:

Photo 1



Photo 2



## Cliff Berry Inc-Tampa Facility Inspection Report Inspection Date: 03/14/2019

## Photo 3



Photo 4



## **Conclusion:**

• At the time of the inspection, Cliff Berry Inc – Tampa was operating in compliance with state and federal hazardous waste regulations governing Used Oil Transporters. Actions taken by the Field Administration Coordinator (Joseph Kaaa) and Corporate Compliance Officer (Kelly Brandenburg) since the inspection will insure that manifests and used oil receipts are signed by the driver for all future pickups or deliveries.

### 6.0 - Transporters 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.

ltem No.	Transporter Requirements	Yes	No	1
6.1	Has the transporter notified the Department as a transporter and received an EPA identification number? 62-730.150(2)(a), 263.11(a)	~		Γ
6.2	Does the transporter repackage wastes with different USDOT shipping descriptions?			ſ
6.3	If YES, does the transporter comply with 40 CFR 262 Generator Standards? 263.10(c)			3
6.4	Does the transporter transport waste into the US from abroad?			F
6.5	If YES, does the transporter comply with 40 CFR 262 Generator Standards? 263.10(c)			3
6.6	Does the transporter obtain a signed and dated manifest prior to accepting a hazardous waste for transport?			F
6.7	If NO, is the waste exempt from the manifest requirement? 263.20(a)(1)			Г
	Exemption Type - Tolling Agreement	~		
	Exemption Type - VSQG Bill-of-Lading			
6.8	Does the transporter sign and date the manifest upon acceptance? 263.20(b)	~		┢
6.9	Does the transporter leave a signed copy of the manifest acknowledging acceptance of the waste? 263.20(b)	~		F
6.10	Does the transporter ensure the manifest and, in the case of exports the Acknowledgment of Consent, accompany the waste during transport? 263.20(c)	~		Γ
6.11	Does the transporter obtain the signature and date of delivery of the receiving (designated) facility or other transporter upon transferring custody of the waste? 263.20(d)(1)	~		Γ
6.12	Does the transporter retain one copy of the manifest signed and dated by the designated facility or other transporter? 263.20(d)(2)	~		Γ
6.13	Does the transporter give the remaining copies of the manifest to the designated facility or accepting transporter? 263.20(d)(3)	~		F
6.14	If the entire quantity of hazardous waste cannot be delivered, does the transporter contact the generator for further direction and revise the manifest in accordance with the generator's instructions? 263.21(b)	~		
6.15	For a partial load rejection, while the transporter is on the facility's premises, does the transporter obtain a new manifest for the rejected material, accompanied by a copy of the original manifest that includes the manifest tracking number of the new manifest? 263.21(b)	~		
6.16	Does the transporter retain a copy of the manifest signed by the generator, himself, and the next designated transporter or designated facility for a period of three years from the date the hazardous waste was accepted by the initial transporter? 263.22(a)	~		
ltem No.	Rail Transporters	Yes	No	1
6.17	If initial rail transporter, when accepting hazardous waste from a non-rail transporter does the rail transporter sign and date the manifest acknowledging receipt of the hazardous waste? 263.20(f)(1)(i)			
6.18	If initial rail transporter, does the rail transporter return a signed copy of the manifest to the non-rail transporter? 263.20(f)(1)(ii)			ŝ
6.19	If initial rail transporter, does the rail transporter forward at least three copies of the manifest to the next designated non-rail transporter or facility? 263.20(f)(1)(iii)			ŝ
6.20	If initial rail transporter, does the rail transporter retain one copy of the manifest and rail shipping paper? 263.20(f)(1)(iv)			ŝ
6.21	Does the rail transporter ensure the shipping paper and, in the case of exports the Acknowledgment of Consent, accompany the waste during transport? 263.20(f)(2)			ŝ
6.22	Does the final rail transporter obtain the date of delivery and handwritten signature of the designated facility on the manifest or shipping paper? 263.20(f)(3)(i)			ŝ
6.23	Does the final rail transporter retain a copy of the manifest or signed shipping paper? 263.20(f)(3)(ii)			ŝ
6.24	When delivering hazardous waste to a non-rail transporter, does the rail transporter obtain the date of delivery and handwritten signature of the next non-rail transporter on the manifest and retain one copy of the manifest? 263.20(f)(4)			3

## Cliff Berry Inc-Tampa Facility Inspection Report

Inspection Date: 03/14/2019

ltem No.	Water (Bulk) Transporters	Yes	No	N/A
6.25	Does the water (bulk) transporter obtain the date of delivery and handwritten signature of the designated facility on the manifest or shipping paper? 263.20(e)(3)			~
6.26	Does the water (bulk) transporter retain a copy of the manifest or signed shipping paper? 263.20(e)(5)			~
ltem No.	SQG Waste	Yes	No	N/A
6.27	For SQG waste, if a manifest is not used is the waste being transported pursuant to a recalmation (tolling) agreement per 262.20(e)? 263.20(h)(1)	>		
6.28	Is the following information recorded on a log or shipping paper for each shipment? (Check items below that are NOT in compliance): 263.20(h)(2)  Name, address, and EPA identification number of the generator of the waste Quantity of waste accepted All DOT-required shipping information The date the waste is accepted	Ş		
6.29	Does the transporter carry the shipping paper/log when transporting waste to the reclamation facility? 263.20(h)(3)	>		
6.30	Does the transporter retain shipping papers/logs for a period of at least three years after termination or expiration of the tolling agreement? 263.20(h)(4)	>		
6.31	If hazardous waste was discharged during transport, did the transporter give notice, if required by 49 CFR 171.15, to the National Response Center (800-424-8802)? 263.30(c)(1)	>		
6.32	If hazardous waste was discharged during transport, did the transporter report in writing as required by 49 CFR 171.16 to the Director, Office of Hazardous Materials Regulations, Materials Transportation Bureau, Department of Transportation, Washington, DC 20590? 263.30(c)(2)	>		
6.33	If hazardous waste was discharged during transport, did the transporter clean up the discharge so that it no longer presents a hazard to human health or the environment? 263.31	>		
6.34	Has the transporter demonstrated the financial responsibility required under 62-730.150(2)(a)? 62-730.150(2)(a)	>		
6.35	Does the transporter verify the evidence of financial responsibility annually? 62-730.150(3)	>		

**Cliff Berry Inc-Tampa Facility Inspection Report** 

Page 6 of 6

Inspection Date: 03/14/2019

### 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.

Jamie Arleo	Inspector	
Principal Inspector Name	Principal Inspector Title	
Imie Mero	DEP	04/09/2019
Principal Inspector Signature	Organization	Date
Shannon Kennedy	Environmental Manager	
Inspector Name	Inspector Title	
	DEP	
	Organization	
Jon Sandora	Vice President of Regional Operations	
Representative Name	Representative Title	
	Cliff Berry, Inc.	
	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: Shannon Kennedy

Inspection Approval Date: 04/09/2019



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Cliff Berty Inc. Environmental Services





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ctions and Additional Information

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ently that the above named materials are properly classified, described, packaged, marked and tablete according to the applicable regulation of the Department or Transportation. I certify the materials decri-teral regulations for reporting proper disposal of Hazardous Waste.

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cility Owner or Operator	dTyped Name

Emergency Response Telephone Number: ADD - HAZARDOUS WASTE MANIFEST OF LADING 450681 CHEVRON USA TIAMPA Manifest Doc. No. Transporter + Company Name 2. Page 1 of 204703 Truck Numb CLIFF BEANY (DAMA) IND MAINT NON-MM Transporter 2 Company US EPA ID Number A. Transporter's Phone 954 763 3390 B. Transporter's Phone US EPA ID Number Designated Facility Name and Site Address CULFF BEARY MIRMI US EPA ID Number C. Facility's Phone 3033 NW NOATH AIVEN MILE 11. Shipping Name and Description 400-899-7745 MAMI 41 33147. FLD 058560699. 13. Total Quantity 14. Unit Wt/Vol No. Type ST-PPER (204203) NON - MATAADOUS LIGUIS (RETAOLEUM CONTACT WATER FORASCILIA) 2800 TT GENERAT OR D. Additional Descriptions for Materials Listed Above E. Pickup Location LHEUNON TERMINAL TPA NA PLUTTE 5500 COMMERIE STATET YAMPA FL 33616 15. Special Handling Instructions and Additional Information 16. CERTIFICATION: This is to certify that the above named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulation of the Department of Transportation. I certify the materials described above on this manifest are not subject to federal regulations for reporting proper disposal of Hazardous Waster applicable regulation of the Department of Transportation. I certify the materials described above on this manifest are not subject to federal regulations for reporting proper disposal of Hazardous Waster applicable. Year Signature 1.0 Printed/Typed Name Justa Brust 17. Transporter 1 Acknowledgement of Receipt of Materials Month Day Year 18 6 18 Signature Printed/Typed Name 18. Transporter 2 Acknowledgement of Receipt of Materials Year Month Day Signature Printed/Typed Name 19. Discrepancy Indication Space 1700 FAC 20. Facility Owner or Operator: Certification of receipt of waste materials covered by this manifest except as noted in Item 19. Year Month Day Signature Printed/Typed Name FACILITY 03/14/2019 13:13 UVV - TRANSPORTER 2 / PINK - FACILITY / GOLD - CUSTOMER tear ... cermication of receipt of materials cov

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Image: Non-Additional and provided and p	<1,000 ppm total halogens per TIFF halogens Leak Detector (Law FDEP policy)       CBI PAV C.C. CHECK         <1,000 ppm total halogens per EPA method 9077	1 2 2 1 - 0 0

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	ergency Contact Telepho 3E@800-451-834	6	455716 Page 1 of 1	
	FLR000013888	Manifest Document No. 210592	70	
/	851ELER DRIVE FORT LAUDERDALE, FL.33316		DISPOSAL NON MARINE	
				1
ANAGEMENT	Okeechobee Landfill	110	Ori	qinal
-	10800 N.E. 128th Ave Okeechobee, FL, 34972 Ph: (863) 357-0824	-1		ket# 1521907
Customer Name CLIFFI	Okeechobee, FL, 34972 Ph: (863) 357-0824 BERRY401295FL Cliff Berr Carr		Tic	
Ticket Date 12/04/	Okeechobee, FL, 34972 Ph: (863) 357-0824 BERRY401295FL Cliff Berr Carr /2018 Vehi	cle# 70	Tie	
Customer Name CLIFFI Ticket Date 12/04, Payment Type Credit Manual Ticket#	Okeechobee, FL, 34972 Ph: (863) 357-0824 BERRY401295FL Cliff Berr Carr /2018 Vehi	cle# 70 ainer	Tie	ket# 1521907
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#### NO HAZARDOUS WASTE ACCEPTED

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"I understand that falsification of a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal offense. Further or a daily commercial solid waste manifest is a criminal solid waste manifest is a crimin

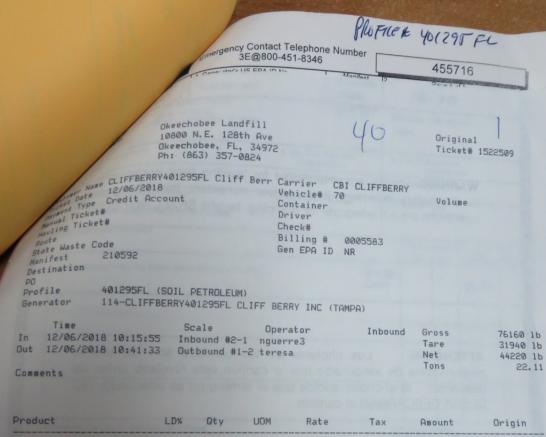
"I certify that the waste I delivered to this facility on this date does DRIVER: PLEASE SIGN HERE not contain any regulated hazardous, toxic, radioactive waste or substances, or other non-allowable wastes. I also agree to remove any non-allowable wastes I bring to this facility, or pay all costs for proper removal of such wastes, upon request from this facility."

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WHITE - ACCOUNTING/GREEN - TRANSPORTER 1/YELLOW - TRANSPORTER 2/PINK - FACILITY/GOLD - CUSTOMER

				PROFI	IE H	t 40	1225	RL
		rergency Contact Telep 3E@800-451-83	346			5716		
	/	1. Generator's US EPA ID No. FLR000013888	Manifest Document No. 210592	2	Pag 7(	et of t		
	851ELLER	RRY- TAMPA R DRIVE JDERDALE, FL,33316		DISPO	SAL NON	MARINE		
	mpany Name		EPA ID Number R000083071	A. Tra	nsporter's	Phone -763-339	0	
	or 2 Company Name		PA ID Number	B. Tra	ansporter'			
	AND A CONTRACT OF A CONTRACT O		EPA ID Number	C. Fa	icility's Ph 30	ione 5-325-91	60	
1	Shipping Name and Description			1	12. Con		13. Total	14. Unit Wt/Vol
	Non-Hazardous Solid ( Oily Debris) [WN	M PROFILE # 401295 FL],			<u>No.</u>	Type TT	Quantity	TWEVOI
NO			(2	0592)			20	
MAR								1.
GEN								
PER/GEN								
dalli								
S								
	tional Descriptions for Materials Listed A	bove		5	ELIFF BE 218 SAI	NT PAU	L STREET	
15. Speci	ial Handling Instructions and Additional	Information						
	andfill or incinerat oil dri, sand and other inert materials c	ontaminated with petrleum prod	ucts"					
proper col	IFICATION: This is to certify that the a ndition for transportation according to est are not subject to federal regulation	the applicable regulation of the	Department of Trans	portation	ckaged, h. I certify	marked the ma	and labele terials decr	d, and are ibed abov
Printed/Typ	bed Name Seve the	mell	Signature	ye	1		Mont	5 54
17. Transpo	orter 1 Acknowledgement of Receipt of	of Materials	-	74	2			
Printed/Type	ed Name Bit HINO CO.	ntnenos	Signature	if	N	F	Mon	th Pay
	rter 2 Acknowledgement of Receipt of		Signature				Moi	nth Da
Printed/Type	d Name		Signature					
9. Discrepar	ncy Indication Space							
	wner or Operator: Certification of rec	ceipt of hazardous materials c	overed by this man	ifest exc	ept as n	ioted in	Item 19.	
Facility On		100 0-0	-	11	11	}		100
Facility Ow	19/100	1 152190	Signature	X	X		N	Nohith

	Page 1 of 1
1010, FL 33316	Work Order # 455716
WORK C	
(Estin	
	ampa Canaveral Jacksonville Orlando 626-6533 (321) 639-4199 (904) 356-5516 (407) 770-5769
ALLER DRIVE	Location/Generator/Ship To: CLIFF BERRY- TAMPA 5218 SAINT PAUL STREET TAMPA, FL, 33619
RT LAUDERDALE, FL 33316	Contact Name:
Salesperson: Director/Facility Mgr:	Phone Number: 813-626-6533
Service Type: DISPOSAL NON MARINE	Manifest # 210592
Department Location: TAMPA	
Scheduled Date of Work: 11/5/2018 Scheduled Tim	Method of Payment: CIA
Description of Service/Instructions:	
INTERNAL TO MIAMLOR OKEECHOBEE.	
Work Site Remarks:	
Time Started: 06:00 Time Left Y	ard: 06.41 Date: 12-6-18
Time Arrived On Site: 10:11 Time Left S	
Time Arrived At Yard: 14:30 Time Stopp	11 11 51 14.1.1
Description ersonnel	QTY / UNIT Unit Price Extended price
DRIVER W/CDL - (210789) 2(0729 chicles/Equipment	/Hour
ROLL-OFF TRUCK - (21033) Contreras, Rufino	/Hour
NR OILY DEBRIS OUTBOUND PIT - (210782	/Drum
	Date: 13-6-1
rized Signature:	
nized olghature.	7341-2
Name:	Title:
Name:	formed satisfactorily. Payment is due upon completion of servi annum, will be added to balances unpaid 30 days after date of event any collection process becomes necessary. This is not



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1	ContSoilPet-Tons-C 100	22.11	Tons	HILLSBOROU
5	FUEL-Fuel Surcharg 100		%	HILLSBORDU
3	RCR-P-Regulatory C 100		%	HILLSBOROU
4	EVF-P-Standard Env 100		%	HILLSBOROU

#### NO HAZARDOUS WASTE ACCEPTED

"I understand that falsification of a daily commercial solid waste manifest is a criminal offense. Further the best of my knowledge. YES of aD, The bas is/isn't in the OKC limits.

"I certify that the waste I delivered to this facility on this date does not contain any regulated hazardous, toxic, radioactive waste or substances, or other non-allowable wastes. I also agree to remove any non-allowable wastes I bring to this facility, or pay all costs for proper removal of such wastes, upon request from this facility."

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Cil	20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.	
		Π
7	Printed/Typed Name	
-	1 JABLEMO (MARY LOAD)	

WHITE - ACCOUNTING / GREEN - TRANSPORTER 1 / YELLOW - TRANSPORTER 2 / PINK - FACILITY / GOLD - CUSTOMER