



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

November 26, 2019

Jon Sandora, Vice President of Regional Operations
Cliff Berry, Inc.
5218 Saint Paul Street
Tampa, FL 33619

Sent electronically to jsandora@cliffberryinc.com

Re: Cliff Berry, Inc. – Jacksonville Facility
EPA/DEP ID: FLR 000 119 784
Duval County – Hazardous Waste

Dear Mr. Sandora:

Department personnel conducted a compliance inspection of the above-referenced facility on August 29, 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 Bonnie Bradshaw at 904-256-1638 or via e-mail at bonnie.bradshaw@FloridaDEP.gov.

Sincerely,

A handwritten signature in black ink that reads "Matthew Kershner".

Matthew Kershner
Environmental Manager

Enclosure: Inspection Report

cc: DEP – Bonnie Bradshaw, DEP_NED
Kelly Brandenburg, Cliff Berry, Inc. - compliance@cliffberryinc.com



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

FACILITY INFORMATION:

Facility Name: Cliff Berry Inc - Jacksonville Facility
On-Site Inspection Start Date: 08/29/2019 **On-Site Inspection End Date:** 08/29/2019
ME ID#: 42441 **EPA ID#:** FLR000119784
Facility Street Address: 1518 Talleyrand Ave , Jacksonville , Florida 32206-5436
Contact Mailing Address: PO Box 13079, Fort Lauderdale, Florida 33316-0100
County Name: Duval **Contact Phone:** (954) 763-3390

NOTIFIED AS:

Transporter
Used Oil
VSQG

Generator:

VSQG, None,

Transporter:

Own Waste, Commercial Waste, Highway,

TSD:

Operating Non-Commercial TSD,

Used Oil:

Marketer : On-Spec, Generator : Oil Filters, Processor,

HW Fuel:

None

Recycler:

None, None

Other:

PCW: Transport,

Universal Waste:

Generate/Accumulate : Batteries, Mercury Containing Lamps, Mercury Containing Devices, Transport : Mercury Containing Lamps, Mercury Containing Devices, Transfer Facility : Less than 5,000 kg (11,000 lbs); Small Quantity Handler (SQH),

Academic Lab/HSM:

Closure:

None

INSPECTION TYPE:

Routine Inspection for Used Oil Processor Facility
Routine Inspection for Hazardous Waste Transporter Facility
Routine Inspection for Used Oil Transporter Facility
Routine Inspection for Used Oil Transfer Facility Facility
Routine Inspection for VSQG (<100 kg/month) Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Bonnie M Bradshaw, Inspector
Other Participants: Jon Sandora, Vice President of Regional Operations

LATITUDE / LONGITUDE: Lat 30° 20' 30.0" / Long 81° 37' 49.0"

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NAIC: 484230 - Specialized Freight (except Used Goods) Trucking, Long-Distance**TYPE OF OWNERSHIP:** Private**Introduction:**

Cliff Berry, Inc. (CBI), the facility, was inspected on August 29, 2019. The records review was conducted on September 26, 2019. Jon Sandora (CBI) and Pam Cosgrove (DEP) were present throughout the inspection and records review. CBI was last inspected by the Department's Hazardous Waste Program on August 9, 2017. The facility is registered as a Hazardous Waste Transporter, Used Oil Transporter, Used Oil Transfer Facility, Used Oil Filter Transporter, Used Oil Filter Transfer Facility, Universal Waste Lamp Transporter, Universal Waste Mercury-Containing Device Transporter, Universal Waste Lamps Small Quantity Handler and Universal Waste Mercury-Containing Device Small Quantity Handler. The facility notified as a Very Small Quantity Generator (VSQG) of hazardous waste and a Petroleum Contact Water (PCW) Transporter.

The facility was issued Used Oil Processing Facility permit number 249482-004-HO which expires April 14, 2023. The permit also includes a proposal to replace two of the three existing tanks and add six new tanks. Although the tank pads are in place, the new tanks have not been installed due to an issue with the Fire Marshal's requirements. There is currently no timeframe for the new tank installation/replacement. Although the facility wishes to maintain the used oil processing permit, the facility is currently not processing used oil.

The CBI facility consists of a Main Office Building, a Waste Storage Area, an Aboveground Storage Tank (AST) Area and a Storage Warehouse.

CBI provides hazardous, non-hazardous and biohazardous waste removal and transport, emergency response cleanup, and the removal and transport of wastewater and PCW from storage tanks, secondary containment and bilge tanks. The facility operates Monday – Friday from 7:00 am to 5:00 pm. The facility employs six drivers/technicians and three administrative staff. CBI owns the property and building which is connected to a well and septic system.

Process Description:**Summary of Registered Activities:**

Used Oil Processor: CBI is a permitted used oil processor, however, the facility does not currently process used oil. Used oil is transported to the CBI Miami facility for processing.

Used Oil Transporter/Transfer Facility: CBI transports used oil from industrial facilities and to its CBI Miami facility. The facility operates a used oil pump truck that it uses to pick up used oil from its industrial customers. The used oil may then be pumped into one of the used oil tanks described below, or transported directly to the CBI Miami facility. Oil stored in the tanks onsite is transported to the CBI Miami facility by Environmental Services and Logistics, Inc. The facility also transports drums of used oil which may be stored in the Waste Storage Area described below, transferred to the used oil storage tanks described below or transported directly to the CBI Miami facility. CBI transports the used oil stored in drums to the CBI Miami facility. Used oil is sometimes stored onsite for more than 35 days, requiring the facility to comply with the Used Oil Processor standards.

Used Oil Filter Transporter/Transfer Facility: CBI transports used oil filters from industrial facilities and to its CBI Miami facility and may store 55-gallon drums of filters in the Waste Storage Area described below.

PCW Transporter: Oily water and PCW are transported from industrial facilities to Liquid Environmental Solutions, LLC (LES) or Water Recovery, Inc. (WRI) for processing. Oily water and/or PCW are typically transported directly to LES or WRI, but in some cases are held at the facility until the next business day. Oily water and PCW are stored in Tanks 1 and 3 as described below.

Hazardous Waste Transporter: CBI occasionally transports hazardous waste from industrial facilities. Transported waste is not brought to the facility. It is transported directly to a permitted hazardous waste Treatment, Storage or Disposal Facility (TSDF). If hazardous waste cannot be taken directly to the TSDF, it is transported to the AERC Recycling Solutions, Corp. facility in Melbourne, Florida which is a hazardous waste transfer facility.

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Universal Waste Transporter: CBI transports universal waste batteries, universal waste mercury containing devices and universal waste bulbs from industrial facilities in enclosed trucks. Universal waste may be stored in the Waste Storage Area described below or transported directly to AERC Recycling Solutions, Corp.

Waste Storage Area

The Waste Storage Area consists of a sealed, secondary containment pad where two semitrailers containing non-hazardous waste, universal waste, used oil and used oil filters are parked (Photo 1). The secondary containment area is 111' long by 25' wide by 4" deep and is calculated to hold 6,850 gallons. The facility maintains a log of the date, manifest number, customer, quantity of drums and content of the drums that are loaded into the trailers. At the time of inspection, there were twelve 55-gallon drums of used oil, one 55-gallon drum of universal waste mercury containing devices and thirty five 55-gallon drums of used oil accumulating in the trailers, in addition to the non-hazardous waste and oily wastewater drums. The inspected used oil drums were labeled as "Industrial Oil For Recycling" (Photo 2). The facility is reminded that used oil containers should be labeled as "Used Oil" and used oil filter containers should be labeled as "Used Oil Filters." Due to the quantity of drums stored in the trailers, not all labels were inspected. All containers appeared to be closed and in good condition.

AST Area

The AST Area is located northwest of the Storage Warehouse (Photo 3). There are three double-walled tanks stored within a secondary containment area. Closest to the Storage Warehouse is Tank 1, followed by Tank 3 and Tank 2, furthest from the Warehouse.

Tank 1 has a 15,000-gallon total capacity but is divided into two compartments. The first 5,000-gallon compartment is used to store oily water. The second 10,000-gallon compartment is used to store used oil. Tank 2 is a 4,000-gallon used oil tank. Both tanks were closed, in good condition and labeled as "Used Oil." Tank 3 is a 2,000-gallon PCW tank that was closed, in good condition and labeled as "Petroleum Contact Water." The secondary containment area appeared sealed and in relatively good condition. There was some minor peeling that should be addressed to ensure the area remains compliant. The tanks did not appear to be secured to the tank pads. It is recommended that the facility ensure the tanks are properly secured to the tank pads.

In between Tank 1 and Tank 3 there is an area for storage of operational equipment and containers (Photo 4). There was one 55-gallon drum of used oil and one 55-gallon drum of used absorbents for tank filling operations. Both drums were closed, in good condition and stored within the secondary containment area. The used oil drum was properly labeled as "Used Oil." When full, the drums are transported to the CBI Miami facility for processing. The absorbents are managed as non-hazardous waste.

Storage Warehouse

The Storage Warehouse is used to store emergency response equipment and materials used in clean-up efforts (Photo 5). The facility performs maintenance on some of its own equipment. Paints, mineral spirits and denatured alcohol were stored in the Warehouse for maintenance operations. The facility is reminded to conduct a hazardous waste determination on any wastes generated from these materials prior to disposal. The facility uses Mansize (2-butoxyethanol 4.2601%, Glycine, N,N'-1,2-ethanediylbis[N-(carboxymethyl)-, sodium salt (1:4) 1.939%, sodium hydroxide 0.7462%) as a degreaser for its industrial tank cleaning operations conducted off-site. The liquid generated by tank cleaning operations is disposed of based on the contents of the tank that was cleaned.

Records:

It should be noted that the facility uses the Cliff Berry Dania facility EPA identification number (FLR 000 083 071) on the manifests and shipping papers for all transportation activities from the facility.

Used oil transportation records were reviewed. The last transport of used oil by pump truck from an industrial customer was September 16, 2019, when CBI transported 200 gallons of used oil. The last transport of used oil contained in drums from an industrial customer was August 20, 2019, when CBI transported 350 pounds of used oil. It is the facility's procedure to screen for halogens prior to each pick up, refuse transport when halogens exceed 1000 ppm and record this information on the manifest, but the pumped used oil manifest #232546 dated June 6, 2019, and none of the industrial customer used oil drum manifests reviewed had documentation of

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halogen screening [62-710.510(1)(g), FAC]. Most information required for used oil acceptance records was included on the manifests, with the exception of the type code and waste stream approval number which were available in the "business partner master database."

The last transport of used oil contained in drums from the facility was September 16, 2019, when CBI transported 20 drums of used oil to Cliff Berry Miami (FLD 058 560 699). Delivery records reviewed appeared in order. The end use code is noted in the Annual Report by Used Oil and Used Oil Filter Handlers, as noted during the permitting process.

Used oil was last shipped from the facility tanks on September 10, 2019, when Environmental Services and Logistics, Inc. (FLR 000 193 854) transported 6,305 gallons of used oil to designated facility Cliff Berry Miami.

Used oil driver training records were reviewed and appeared in order.

Used oil filters were last transported from an industrial customer on September 6, 2019. The facility transported 75 pounds of filters. Used oil filters were last transported from the facility to the Cliff Berry Miami facility on September 16, 2019. The facility transported 5 drums of used oil filters. Used oil filter records reviewed appeared in order.

PCW was last transported to WRI (FLR 000 069 062) on September 9, 2019. The facility transported 2,200 gallons of PCW. Written assurance that the PCW does not contain levels of hazardous constituents above those found in the source was included on the manifests. PCW records reviewed appeared in order.

Hazardous waste was last transported to US Ecology Tampa, Inc. (FLD 981 832 494) on September 9, 2019, when CBI transported two drums of waste hydrogen peroxide. A copy of the facility's registration as a hazardous waste transporter was maintained in the truck. Hazardous waste records reviewed appeared in order.

The facility notified as VSQG of hazardous waste, but is operating as a non-handler. The facility has not generated any hazardous waste since the last inspection, but has the potential to generate small amounts of wastes from its maintenance activities.

Universal waste was last transported on June 19, 2019, when CBI transported 150 pounds of universal waste bulbs and 5 pounds of universal waste mercury containing devices to AERC Recycling Solutions, Corp. Universal waste spill response procedures were available and maintained in trucks. Employees have been trained in proper handling and emergency response procedures.

Tank inspection records and the Contingency Plan were reviewed and appeared in order. Fire extinguishers were inspected within the last twelve months. Mr. Sandora stated that there has not been a release of greater than one gallon since the previous inspection.

Copies of Northeast District's PowerPoints and other workshop files that you may find useful can be found here:
<ftp://ftp.dep.state.fl.us/pub/outgoing/NED%20-%20HazWaste/SQG%20WORKSHOP%2011-08-2018/>

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	62-710.510(1)(g)
Explanation:	The facility failed to document halogen screening for each load of used oil transported.
Corrective Action:	No further action is required. The facility returned to compliance via an email dated November 1, 2019, that stated that the facility retrained the drivers to document the halogen screening on the shipping paperwork. The email included two recent shipping papers that documented the halogen screening properly.

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PHOTO ATTACHMENTS:

Photo 1



Photo 2

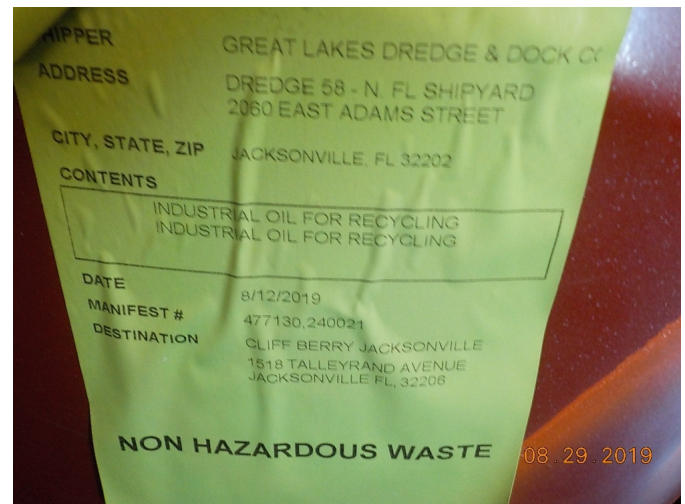


Photo 3



Photo 4



Photo 5



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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.

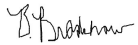
Note: Checklist items with shaded boxes are for informational purposes only.

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

Bonnie M Bradshaw**Principal Investigator Name****Principal Investigator Signature**Inspector**Principal Investigator Title**DEP**Organization**11/08/2019**Date**Jon Sandora**Representative Name**Vice President of Regional Operations**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:**Bonnie M Bradshaw**Inspection Approval Date:**11/08/2019