



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

FACILITY INFORMATION:

Facility Name: TG Oil Services Inc
On-Site Inspection Start Date: 11/12/2019 **On-Site Inspection End Date:** 11/12/2019
ME ID#: 124783 **EPA ID#:** FLR000222836
Facility Street Address: 7815 W 2nd Ct Unit 7, Hialeah, Florida 33014-4317
Contact Mailing Address: 7815 W 2nd Ct Bay 7, Hialeah, Florida 33014
County Name: Miami-Dade **Contact Phone:** (954) 874-0930

NOTIFIED AS:

Non-Handler, Transporter, Used Oil

WASTE ACTIVITIES:

Generator: VSQG **Transporter:** Own Waste, Commercial Waste, Transfer Facility **Used Oil:** Used Oil, Oil Filters

INSPECTION TYPE:

File Review Inspection for Used Oil Transporter Facility
File Review Inspection for Transfer Facility Facility
File Review Inspection for VSQG (<100 kg/month) Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Juliana Reis, Inspector
Norva Blandin, Environmental Administrator; Justin Stark, Environmental Specialist II;
Other Participants: Juan Carlos Touzan, Operations Manager; Erik Valiente, Safety Director

LATITUDE / LONGITUDE: Lat 25° 53' 38.364" / Long 80° 17' 16.764"

NAIC: 562998 - All Other Miscellaneous Waste Management Services

TYPE OF OWNERSHIP: Private

Introduction:

On November 12, 2019 (11/12/2019), Juliana Reis with the Florida Department of Environmental Protection (FDEP) conducted a File Review as a supplement to an on-site inspection conducted on 08/15/2019 at TG Oil (TG), located at 7815 W. 2nd Ct. Unit 7, Hialeah, FL 33014. TG Oil was inspected to determine the facility's compliance with the state and federal hazardous waste regulations described in Title 40, Code of Federal Regulations (CFR) Parts 260 through 268, and 279 adopted and incorporated by reference in Rule 62-730 & 62-760, Florida Administrative Code (F.A.C.). The inspector was assisted by FDEP staff members Norva Blandin and Justin Stark.

TG Oil occupies approximately 1,300 square feet of property and is connected to public water and sewer. TG Oil has been operating at its current location since January 2019 and employs 15 staff. The facility operates Monday through Friday, from 8:00 a.m. to 5 p.m.

Inspection History:

The facility was previously inspected by the Department on 08/15/2019 as a Very Small Quantity Generator (VSQG) of hazardous waste, used oil transporter and used oil transfer facility and was found to be out of compliance at the time of inspection for failure provide the following: Notification to the Department used oil transporter and used oil transfer facility, Rebuttable Presumption, Spill Prevention, Control and Countermeasures Plan (SPCC Plan), Record Keeping, Secondary Containment for stored used oil, and Employee Training Records. The case was closed as Major out of compliance.

Process Description:

TG Oil Services Inc Inspection Report

Inspection Date: 11/12/2019

The Department received a submittal on 08/23/2019 that included the following documentation:

- >A copy of the notification email sent to the Department, prior to the expiration of the used oil transporter notification [40 CFR 279.42(a), 62.710.500(1), F.A.C.].
- >Rebuttable Presumption [40 CFR 279.44(a)].
- >SPCC Plan [40 CFR 279.45].
- >Records associated with: used oil burning and used oil transporter and transfer facility operations [40 CFR 279.74(a)].
- >Records associated with used oil manifests.

This submittal corrected the outstanding violations listed above.

After further review of TG submittals, it was confirmed that the facility does not operate as a used oil burner; therefore, the citation 40 CFR 279.74(a) is not applicable. The appropriate citation for the record keeping violation is 40 CFR 279.46(a)(2), which refers to used oil transporters and transfer facilities.

It was determined that the facility failed to list its EPA ID on the used oil transporter manifests on 07/26/2019. It was also discovered that the Raider Environmental Services Inc. logo was being used on TG's used oil manifests. Additional information was requested on 09/11/2019. In a submittal dated 09/13/2019, TG provided a copy of the facility's updated used oil transporter manifest which reflected the addition of TG's EPA ID, the EPA ID of the designated facility, Raider Environmental Services, Inc., and the correction of TG's company logo on the used oil manifest. This submittal corrected the violation pertaining to 40 CFR 279.46(a)(2).

Prior to the 11/12/2019 meeting, it was discovered that the facility operated without valid used oil transporter registration from 07/01/2019 to 07/19/2019. The submittals following the inspection also revealed that TG had been operating as a transfer facility since March 2018 without submitting registration to the Department. Additionally, it was determined that the facility was operating without a valid Spill Prevention, Control and Countermeasure Plan (SPCC Plan) implemented on-site during the inspection. These findings were discussed during the 11/12/2019 meeting.

In the 11/12/2019 meeting, the Department discussed the corrected violations, the outstanding violations, and the additional violation related to 40 CFR 279.46(a). To correct the remaining violations, the Department requested the facility provide the following corrections to the manifests:

- >Proof of secondary containment for the 715 gallons of used oil and used oily water observed on-site during the 08/15/2019 inspection.
- >Records of the following previous employee trainings conducted on-site: Oil handling and safety procedures, including the FDEP Used Oil Transporter presentation with the sign-in sheet attached; spill prevention and response training; and SPCC Plan training.
- >Insert the EPA ID from the generator. If the generator is a VSQG and does not have an EPA ID, then the EPA ID is not required.
- >Change the logo from Raider Environmental Services to TG Oil Services, since the logo in the TG used oil manifests to the designated facility were from Raider Environmental Services.
- >Record of the address correction for suite #2 to suite #7 submitted to the Department using the 8700-12FL – Florida Notification of Regulated Waste Activity form.
- >Add the designated facility name and EPA ID number in the used oil manifests.
- >Discontinue the use of the "Process Knowledge" check box in place of the proper testing. The facility should identify which halogen test is used either the Halogen sniffer detector, or the Clor-D-Tect 1000 test by Dexsil.

The Department provided the facility 15 days to submit the requested documentation. On 11/18/2019 notification with the correct address was submitted to the Department. On 11/22/2019 the letter stating the facility has kept used oil and oily water storage on-site to a minimum and indicating that no spills or releases have occurred since 2018 was received by the Department. The submittal included photos showing secondary containment for the storage of used oil and oily water. The record keeping and training violations were corrected via a submittal on 11/25/2019.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	279.46(a)

TG Oil Services Inc Inspection Report

Inspection Date: 11/12/2019

Explanation: TG used oil manifests fail to demonstrate the designated facility, the proper verification of halogen test, the facility logo, and the EPA ID from the generator.

Corrective Action: The Department requested the facility correct the used oil manifests to include the following: generator EPA ID, if applicable; change of logo from Raider Environmental Services to TG Oil Services; addition of the designated facility name, address, and EPA ID; appropriate halogen test boxes used.

Comments:

This violation was corrected via submittal to the Department on 11/25/2019.

Pre-existing Potential Violations and Areas of Concern:

Violations

Type: Violation

Rule: 279.42(a) , 62-710.500(1)

Explanation: TG has been conducting the following activities without registration in accordance with State and Federal regulations: used oil transporter, used oil transfer facility. During the inspection, the inspectors observed TG was acting as a Transfer facility due to keeping its UO for more than 24 hours on-site, but less than 35 days. TG failed to transport UO with a valid registration for 19 days, from 07/01/19 to 07/19/19.

Corrective Action: Facilities conducting used oil transport and used oil transfer activities in Florida are required to obtain an EPA identification number and annually register their used oil handling activities with the Department. TG needs to provide the Department with documentation that it is a registered UOT, UOTF and Transfer facility and display registration on trucks.

TG re-notified the Department on 07/19/19 as an UO transporter.
Compliance assistance was provided and TG re-notified as a Transfer facility to the Department on 08/21/19.

Type: Violation

Rule: 279.44(a)

Explanation: Rebuttable Presumption
To ensure that used oil is not hazardous waste under the rebuttable presumption, the used oil transporter must determine whether the total halogens content of used oil being transported or stored at transfer facility is below 1,000 ppm. TG failed to perform a total halogens screening of the used oil upon receipt from generators and /or upon delivery to Raider . No documentation for total halogens screening was available. TG oil manifests have checked " Process Knowledge" on the halogen test section.

Corrective Action: Please, provide to FDEP a copy of the acceptance and delivery records including the result of total halogens screening for the first two (2) weeks of the facility being legally registered. Begin keeping acceptance and delivery logs with all appropriate information including halogen screening documentation.

This corrective action was submitted to the Department via email on 08/30/19, which demonstrated two (2) manifests dated 08/28/19 with the halogen test performed on them.

Type: Violation

Rule: 279.45

Explanation: During the time of the inspection, the facility could not demonstrate they had an SPCC/Contingency Plan implemented on site.

Corrective Action: A SPCC was submitted via email to the Department on 08/23/19. The Department reviewed it and appeared to be complete.

TG Oil Services Inc Inspection Report

Inspection Date: 11/12/2019

Type: Violation
 Rule: **279.74(a)(3)**
 Explanation: TG failed to have the transporter EPA ID on its delivery receipts.
 Corrective Action: The Department requested TG insert the transporter EPA ID on its receipts on 09/11/19. This corrective action was submitted to the Department on 09/13/19, via email.

Type: Violation
 Rule: **62-710.401(6)**
 Explanation: TG had two(2) 55-gallon UO drums, eight(8) 55-gallon oily water drums and three(3) 55-gallon drums of oily sludge on-site without a secondary containment.
 Corrective Action: Compliance assistance was provided and on 08/21/19, TG submitted via email to the Department a PO for secondary containment to be placed under these drums. The picture of this corrective action was sent to the Department via email on 08/30/19.

Photo Attachments:

UO drums without secondary containment



UO drums with secondary containment



Type: Violation
 Rule: **62-710.600(2)(c)**
 Explanation: TG did not have any records on employee safety training from previous years on-site.
 Corrective Action: On 08/23/19, TG submitted an employee safety training log to the Department as a corrective action.

Conclusion:

On 08/23/2019 and 08/28/2019 the following violation were corrected: SPCC [40 CFR 279.45] and Rebuttable Presumption [279.44(a)] respectively. These submittals confirmed that the violation pertaining to used oil burning was not applicable. The correct citation [40 CFR 279.46(a)] was applied. The violation pertaining to the transporter EPA ID on delivery receipts [40 CFR 279.46(a)(2)] was corrected on 09/13/2019.

In the enforcement meeting held on 11/12/2019 the remaining and new violations were discussed. The facility was provided 15 days to correct the violations and submit the requested documentation to the Department. Notification to the Department [40 CFR 279.42(a), 62-710.500(1) F.A.C.] was corrected on 11/18/2019. Secondary containment [62-710.401(6) F.A.C.] was corrected on 11/22/2019. Record Keeping [40 CFR 279.46(a)] and Employee Training [62-710.600(2)(c) F.A.C.] was corrected on 11/25/2019.

Based on the file review, the facility has resolved all violations cited in the previous inspection report and subsequent file review. This case will be closed with formal enforcement action via a Short Form Consent Order

TG Oil Services Inc Inspection Report

Inspection Date: 11/12/2019

(SFCO).

Inspection Date: 11/12/2019

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.

Item No.	Transporter Requirements	Yes	No	N/A
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)	✓		
6.2	Does the transporter repackage wastes with different USDOT shipping descriptions?			
6.3	If YES, does the transporter comply with 40 CFR 262 Generator Standards? 263.10(c)	✓		
6.4	Does the transporter transport waste into the US from abroad?			
6.5	If YES, does the transporter comply with 40 CFR 262 Generator Standards? 263.10(c)	✓		
6.6	Does the transporter obtain a signed and dated manifest prior to accepting a hazardous waste for transport?			
6.7	If NO, is the waste exempt from the manifest requirement? 263.20(a)(1) <input type="checkbox"/> Exemption Type - Tolling Agreement <input type="checkbox"/> 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)	✓		
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)	✓		
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)	✓		
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)	✓		
6.13	Does the transporter give the remaining copies of the manifest to the designated facility or accepting transporter? 263.20(d)(3)	✓		
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)	✓		
Item No.	Rail Transporters	Yes	No	N/A
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)	✓		

Inspection Date: 11/12/2019

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)	✓		
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)	✓		
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)	✓		
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)	✓		
6.23	Does the final rail transporter retain a copy of the manifest or signed shipping paper? 263.20(f)(3)(ii)	✓		
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)	✓		
Item 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)	✓		
Item 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 recalculation (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) <input type="checkbox"/> Name, address, and EPA identification number of the generator of the waste <input type="checkbox"/> Quantity of waste accepted <input type="checkbox"/> All DOT-required shipping information <input type="checkbox"/> The date the waste is accepted	✓		
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)	✓		

Inspection Date: 11/12/2019

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

Juliana Reis

Principal Investigator Name

Inspector

Principal Investigator Title**Principal Investigator Signature**

DEP

Organization

12/27/2019

Date

Norva Blandin

Representative Name

Environmental Administrator

Representative Title

DEP

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.

Justin Stark

Representative Name

Environmental Specialist II

Representative Title

DEP

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.

Juan Carlos Touzan

Representative Name

Operations Manager

Representative Title

TG Oil Services

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.

Erik Valiente

Representative Name

Safety Director

Representative Title

TG Oil Services

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.

Inspection Date: 11/12/2019

Report Approvers:

Approver: Norva Blandin

Inspection Approval Date: 12/27/2019