



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

FACILITY INFORMATION:

Facility Name: Ricky's Oil & Environmental Services LLC
On-Site Inspection Start Date: 06/30/2020 **On-Site Inspection End Date:** 06/30/2020
ME ID#: 53784 **EPA ID#:** FLD981019755
Facility Street Address: 7209 NW 66th St, Miami, Florida 33166
Contact Mailing Address: PO BOX 669295, Miami, Florida 33166-9430
County Name: Miami-Dade **Contact Phone:** (770) 486-0727

NOTIFIED AS:

Non-Handler, Used Oil

WASTE ACTIVITIES:

Generator: VSQG **Used Oil:** On-Spec, Used Oil, Oil Filters, Processor

INSPECTION TYPE:

Routine Inspection for Used Oil Processor Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Justin Stark, Inspector
Other Participants: Jeff Englin, Temporary General Manager

LATITUDE / LONGITUDE: Lat 25° 50' 2.7648" / Long 80° 18' 53.3203"

NAIC: 562219 - Other Nonhazardous Waste Treatment and Disposal

TYPE OF OWNERSHIP: Private

Introduction:

On June 30, 2020, Justin Stark with the Florida Department of Environmental Protection ("FDEP") conducted a Compliance Evaluation Inspection ("CEI") at Ricky's Oil & Environmental Services LLC (hereinafter "ROS" or "facility"), located at 7209 NW 66th St, Miami, Florida 33166. ROS was inspected to determine the facility's compliance with the state and Federal hazardous waste regulations described in Title 40, Code of Federal Regulations ("C.F.R.") Parts 260-268, 273, and 279, adopted and incorporated by reference in Rule 62-710, 62-730, and Rule 62-737, Florida Administrative Code ("F.A.C.").

The inspector was escorted around the facility by Jeff Englin, Temporary General Manager. Upon arrival at the facility, the inspector presented their credentials and explained the purpose of the inspection.

ROS is situated on a 0.72 acre site and is connected to municipal water and sewer. ROS has been operating at this location for approximately 65 years, and there are currently twelve staff.

Notification History:

ROS initially notified with the Department as a transporter, transfer, and processor for used oil on 10/17/1990. The facility was assigned the EPA Identification ("EPAID") Number FLD981019755.

Inspection History:

The facility was last inspected on 2/11/2019 and found to be in compliance.

Personal Protective Equipment (PPE) was required to enter the facility. Department personnel were equipped with steel-toed boots and a facial mask.

Process Description:

ROS is a permitted facility authorized to handle, process, transport, and market used oil and used oil filters. The

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facility consists of a tank farm contained within secondary containment, two office trailers, and a small parking lot. The ROS facility is completely surrounded by a security fence.

ROS has eleven tanks on site that have a total capacity of 160,000 gallons. ROS maintains a fleet of 7 vehicles.

Since the last inspection conducted on 2/11/2019, ROS has made a change to its process. Before, all used oil shipments arriving at the facility were offloaded into tank 8, unless the shipment's water content was less than five percent. If this was the case, the used oil was considered on-spec. The on-spec used oil was then stored in one of ROS's finished product tanks and marketed to the facility's used oil customers. Now, all used oil shipments arriving at the facility are offloaded into tank 5 for processing. Once the processing is done it is stored onsite and later taken to Synergy Recycling in Kingsland Georgia (EPA ID: GAR000048009) who is a refiner; Synergy Recycling also owns ROS. Also, the facility had a recent change in its general manager, Jeff Englin who is a temporary general manager and will be replaced by Xavir Rivera in August 2020.

The facility uses a demulsifier which is used to separate water from the used oil. The processing is passive since it does not use heat. The waste water that is generated as a result of this demulsification process is collected, handled, and stored as oily water in properly closed and labeled containers within the facility's main storage area.

Upon arrival at the facility, any used oil filters are completely drained by facility personnel. The drained used oil filters are then accumulated on-site in 6 large, closed containers that are properly labeled. Once the used oil filter container is completely filled, ROS personnel remove the filters and pack them into properly labeled and sealed containers, which are stored in the facility's main storage area and are ultimately shipped off-site as scrap metal for recycling.

The facility also has one small roll-off dumpster in its tank farm area which is used to store oily wastes.

The facility's eleven tanks all appeared to be in good condition, and were all properly closed and labeled. The facility's eleven used oil storage tanks, 6 containers for used oil filters and one small roll-off used to store oil wastes were all located within properly constructed and sufficiently sized secondary containment. All oily water and oily solid wastes generated by the facility are handled and stored within properly closed and labeled containers. No used oil spills or active used oil releases were observed within either the tank farm or the main storage area by the inspector. The inspector did not observe used oil leaking from any of the used oil filters accumulated on-site, and all the containers used to store the drained used oil filters destined for transport off-site were properly labeled, completely closed, and adequately sized. The used oil filter containers destined for off-site transport also all appeared to be in good condition, and were located on an adequately sized oil-impermeable surface.

The inspector also observed that ROS maintained multiple Safety Preparedness Areas throughout the facility, in which fire extinguishers and spill kits were present.

DOT placards were displayed on the side of all trucks, and the transporter kept copies of the permits, notifications, contingency plan (in case of an emergency) and manifests on the truck. The trucks are also properly identified as used oil transporters, and have spill kits available for use.

Record Review:

>Acceptance and delivery records - The facility's last three years of used oil transport activities were available for review. All processed used oil is taken to Synergy Recycling in Kingsland Georgia (EPA ID: GAR000048009) who is a refiner. All of the facility's used oil filters are taken to US Foundry (EPA ID: FLD004128336) who is registered with the FDEP as a Filter Transporter, Filter Transfer Facility, and Filter Processor. All of ROS's oily water is handled by Cliff Berry, Inc. - Miami Terminal, who is a registered used oil transfer, storage, and disposal facility (EPA ID # FLD058560699). Lastly, the disposal records showed that all of ROS' oily wastes (i.e. oil absorbents and oily rags) are handled by the Waste Management Central Landfill located at 2700 NW 48 street, Pompano Beach, FL 33073.

>Annual Report for Used Oil and Used Oil Filter Activities - Annual Report for used oil (last submitted on May 2020) for the last three years were reviewed. Based on the last submitted annual report, ROS managed approximately 3,299,213 gallons of used oil and oily wastes, and collected 12,764 used oil filters. Per rule 62-710.510(5), F.A.C., no later than March 1 of each year, each person required to register in accordance with Rule

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62-710.500, F.A.C., shall submit an annual report for the preceding calendar year to the Department on DEP Form 62-710.901(3), "Annual Report by Used Oil and Used Oil Filter Handlers. The facility did not submit the annual report until May 7, 2020.

>Proof of Liability Insurance - Records of the facility's Used Oil Handler Certification of Liability Insurance forms from the last three years were available for review. ROS was able to provide proof of pollution liability insurance, issued by Indian Harbor Ins. CO. (Policy No. PEC001679805, expires 05/01/2022) in the amount of \$5 million. The facility also provided proof of automobile liability insurance, issued by XL specialty Insurance (Policy No. AEC003293510, expires 05/01/2021) in the amount of \$1 million. It was confirmed that ROS has not had a lapse any in any of their liability insurance policies as required by Rule 62-710.600(2)(e) F.A.C.

>Closing Cost - Records of the facility's yearly financial reports (specifically its Used Oil Processing Facility Closing Cost Estimate Forms) from the last three years were also available for review. According to the observations of the inspector, these Closing Cost Estimate forms appeared to be complete and in-order.

>Waste Analysis Plan - Records of the facility's Waste Analysis Plan were available for review. The inspector reviewed the facility's Waste Analysis Plan (WAP), which appeared to be complete and in-order. According to the facility's WAP, the halogen content of all used oil entering the facility is tested by ROS' transport vehicle operators, all of whom are trained in how to test the halogen content of used oil shipments. The operators test samples of used oil shipments with a Tek-Mate Leak Detector, which will beep if the halogen content of the sample is over 1,000 parts per million (ppm). If the Tek-Mate Leak Detector beeps, the sample is then further tested with a "Dexsil" halogen solvent test kit. If the "Dexsil" kit also detects a halogen content level of over 1,000 ppm, ROS delays piping the used oil shipment into its ASTs, and instead sends a sample of the used oil shipment to Synergy Recycling in Kingsland, Georgia for further testing (i.e. so that Synergy Recycling can officially confirm that the used oil shipment has a halogen content over 1,000 ppm and is therefore a hazardous waste).

> Employee Training Records - All employees receive initial and annual hazardous waste and used oil training, including training concerning the facility's proper hazardous waste and used oil handling, storage, and spill cleanup procedures.

> Inspections - Records indicating that ROS personnel were conducting weekly inspections of the facility's ASTs and main storage area were available for review. The weekly inspection records observed by the inspector appeared to be in order.

>Spill Prevention, Control, and Countermeasure ("SPCC") - The facility's SPCC Plan was available for review. According to the observations of the inspector, the facility's SPCC Plan appeared to be complete and in-order.

> Contingency Plan - The facility's Contingency Plan was also available for review. The facility recently updated its Contingency Plan to reflect the change in its general manager. The Contingency Plan included both the facility's Waste Analysis Plan and the facility's Closure Plan. Furthermore, the inspector noted that facility personnel had also failed to notify local authorities of the facility's revised Contingency Plan (i.e. the Contingency Plan containing the contact information of ROS' new Emergency Coordinator) as required by 40 CFR part 279.52(b)(3)(ii).

> All DEP permits, forms, and inspection reports were prominently display in accessible locations on-site.

> The facility is registered as a CESQG of hazardous waste. However, the inspectors did not observe any accumulated hazardous waste on-site during the inspection.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	279.52(b)(3)(ii) , 62-710.210(2)
Explanation:	A copy of the contingency plan and all revisions to the plan must be submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services. ROS failed to submit its

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revised contingency plan to local authorities.
 Corrective Action: Facility has corrected this violation and shall ensure it revises its contingency plan and makes arrangements with local authorities once its new general manager starts.

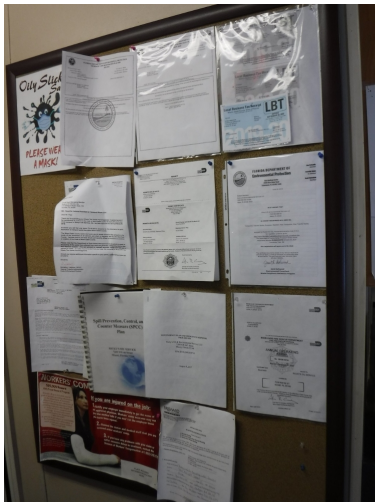
Comments:

Although this is a repeat violation from the 08/3/2017 inspection, the FDEP will not pursue enforcement because the facility was awaiting for its new managerial changes before sending the revised contingency plan. However, the facility shall ensure any future revisions to the contingency plan are immediately sent to local authorities. This violation is classified as a minor potential for harm and a minor extend of deviation.

Type:	Violation
Rule:	62-710.510(5)
Explanation:	No later than March 1 of each year, each person required to register in accordance with Rule 62-710.500, F.A.C., shall submit an annual report for the preceding calendar year to the Department on DEP Form 62-710.901(3), "Annual Report by Used Oil and Used Oil Filter Handlers. The facility failed to submitted the annual report on time. The facility submitted the annual report on May 7, 2020
Corrective Action:	Violation corrected on May 7, 2020 when the facility submitted its 8700-12FL to the FDEP.

PHOTO ATTACHMENTS:

1. Permits Displayed



3. Tank Farms



2. Tank Farms



4. Empty Used Oil Filter Drums



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5. Containers Used to Store Used Oil Filters and Oily Wastes



Conclusion:

ROS was inspected as a transporter, transfer, and process for used oil and used oil filter and found to be out of compliance for failure to make arrangements with local authorities after revising its contingency plan and failure to submit its annual report by March 1.

An exit interview was provided to the facility on 07/02/2020 requesting corrective action for making arrangements with local authorities. The facility provided the corrective action on 07/02/2020, the facility has returned to compliance.

ROS shall ensure that it revises its contingency plan and makes arrangements with local authorities once its new general manager starts.

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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

Justin Stark**Principal Investigator Name**Environmental Specialist II**Principal Investigator Title**_____**Principal Investigator Signature**DEP**Organization**07/30/2020**Date**Jeff Englin**Representative Name**Temporary General Manager**Representative Title**Ricky's Oil & Environmental
Services LLC**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:**Alannah B Irwin**Inspection Approval Date:**07/31/2020