



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 4, 2020

Mr. Reggie Lawrence
Univar Solutions USA, Inc.
155 Ellis Road South
Jacksonville, FL 32254
reggie.lawrence@UnivarSolutions.com

**Re: Compliance Assistance Offer
Univar Solutions USA, Inc.
EPA/DEP ID: FL0 000 596 866
Duval County – Hazardous Waste Program**

Dear Mr. Lawrence:

Department personnel conducted a compliance inspection of the above-referenced facility on August 13, 2020, under the authority of Section 403.091, Florida Statutes. During this inspection, potential non-compliance was noted. The purpose of this letter is to offer compliance assistance as a means of resolving this matter.

Specifically, potential non-compliance with the requirements of Chapter 403, Florida Statutes, and Chapter 62-710 and 62-730, Florida Administrative Code, were observed. Please see the attached inspection report for a full account of Department observations and recommendations.

We request you review the 'New Potential Violations and Areas of Concern' and respond within 30 days of receipt of this Compliance Assistance Offer. Your response should include one of the following:

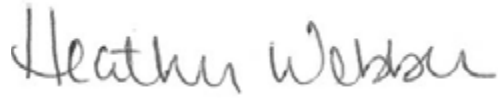
1. Describe what has been done to resolve the non-compliance issue or provide a time schedule describing how/when the issue will be addressed;
2. Provide the requested information, or information that mitigates the concerns or demonstrates them to be invalid; or
3. Arrange for the case manager to visit your facility to discuss the Areas of Concern.

It is the Department's desire that you are able to adequately address the aforementioned issues so that this matter can be closed. Your failure to respond appropriately may result in the initiation of formal enforcement proceedings.

Univar Solutions USA, Inc.
Facility ID: FL0 000 596 866
Compliance Assistance Offer
Page 2 of 2

Please address your response and any questions to Cheryl L. Mitchell of the Northeast District Office at 904-256-1620 or via e-mail at cheryl.l.mitchell@FloridaDEP.gov. We look forward to your cooperation in this matter.

Sincerely,

A handwritten signature in dark ink, reading "Heather Webber". The signature is written in a cursive, flowing style.

Heather Webber
Environmental Administrator

Enclosures: Final Inspection Report

Ec: Erik Otto, Univar Solutions (erik.otto@UnivarSolutions.com); Rachal Randall, Univar Solutions (rachel.randall@UnivarSolutions.com)
DEP: Cheryl L. Mitchell, Heather Webber, DEP_NED



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

FACILITY INFORMATION:

Facility Name: Univar Solutions USA Inc
On-Site Inspection Start Date: 08/13/2020 **On-Site Inspection End Date:** 08/13/2020
ME ID#: 50189 **EPA ID#:** FL0000596866
Facility Street Address: 155 Ellis Rd S, Jacksonville, Florida 32254-3546
Contact Mailing Address: 155 Ellis Rd S, Jacksonville, Florida 32254-3546
County Name: Duval **Contact Phone:** (425) 324-1275

NOTIFIED AS:

LQG (>1000 kg/month), Transporter, Used Oil

WASTE ACTIVITIES:

Generator: LQG **Transporter:** Own Waste, Commercial Waste **Used Oil:** Oil Filters **Universal Waste:** Indicate types of UW generated and/or accumulated at the facility: **Generate/Accumulate:** Mercury Containing Lamps **Transport:** Mercury Containing Lamps, Mercury Containing Devices **Transfer Facility:** Mercury Containing Lamps, Mercury Containing Devices **Maximum quantity of UW handled or transported at any time:** Less than 5,000 kg (11,000 lbs); Small Quantity Handler (SQH)

INSPECTION TYPE:

Routine Inspection for Hazardous Waste Transporter Facility
Routine Inspection for Used Oil Transporter Facility
Routine Inspection for Used Oil Transfer Facility
Routine Inspection for LQG (>1000 kg/month) Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Cheryl L Mitchell, Inspector
Other Participants: Reggie Lawrence, Branch Operations Supervisor

LATITUDE / LONGITUDE: Lat 30° 19' 24.8286" / Long 81° 44' 32.9217"

NAIC: 425120 - Wholesale Trade Agents and Brokers

TYPE OF OWNERSHIP: Private

Introduction:

Univar USA Inc (Univar, the facility) was inspected on August 13, 2020. Univar was last inspected by the Department's hazardous waste program on February 28, 2017. On March 4, 2016, the facility notified the Department as a Hazardous Waste Transporter; a Used Oil and Used Oil Filter Transporter and Transfer facility; and a Universal Waste Transporter and Transfer facility. The facility is also a Large Quantity Generator (LQG) of hazardous waste. Mr. Reggie Lawrence (Branch Operations Supervisor) was present throughout the inspection. Ms. Rachel Randall (Operations Support Coordinator) participated during the inspection of the Warehouse and during the records review.

The facility is currently operating as a Hazardous Waste Transporter, Used Oil and Used Oil Filter Transporter and Transfer facility, Universal Waste Transporter and Transfer facility, and an LQG of hazardous waste. Univar is a distributor of chemicals and industrial solvents. The facility operates Monday through Friday, 8:00 AM to 5:00 PM, and infrequently on weekends if workload requires. Univar has been in operation at this location since 2001, has 25 employees and operates five tractor/trailers and seven box trucks. The facility is connected to city water and sewer and consists of administrative offices, a Warehouse, Lab, Hazardous Waste Accumulation Area (HWAA), Hazardous Waste Transfer Area, Storage Yard, Tank Farm, and Rail Car Area.

Inspection Date: 08/13/2020

Process Description:

The Warehouse, Storage Yard, Tank Farm and Rail Car Area are used to store industrial chemicals for distribution, including solvents, corrosives, and, less frequently, pharmaceuticals. The facility receives product from the manufacturer through rail car and tanker truck, and redistributes them to its customers in totes or drums. Hazardous waste is generated at the facility if a product container leaks or breaks, a product exceeds its shelf life, is off-specification, or when any tank lines/sumps are flushed.

Warehouse

Products such as isopropyl alcohol, caustics, buffers, acids, and pharmaceuticals are stored in the Warehouse. Inside the Warehouse, the facility has a Lab, a <90-day Hazardous Waste Accumulation Area (HWAA), and a Hazardous Waste Transfer Area.

Lab

Univar operates a quality assurance lab to test products upon arrival to the Warehouse. The lab is located outside the administrative offices in a room off the main floor of the Warehouse (Photo 1). The lab performs specific gravity and alcohol content tests to determine whether the raw product is within control parameters. After the tests are complete, and the sample is consumed, the sample jars are empty but cannot be reused. The empty jars are kept in the lab until the end of the workshift, and then placed in a 55-gallon satellite non-RCRA waste drum located in the Tank Farm, described below. "Retain Samples" of product are kept in a flammable locker for a period of six months to three years based on the specific quality control parameters for each type of product. The flammable locker is located inside the Warehouse near the Lab (Photo 2). When samples are no longer needed, the D001 or D002 liquid hazardous waste is added to the appropriate 55-gallon satellite accumulation drum located in the Tank Farm. This satellite container is not at or near the point of generation, and is not under the control of the operator generating the waste [40 CFR 262.15(a)].

<90-Day Hazardous Waste Accumulation Area (HWAA)

This area is located in the northwest corner of the Warehouse. At the time of the inspection, there were three 250-gallon totes of D002 hazardous waste liquid and one 'Starpac' fiberpack of D002 hazardous waste solids in the area (Photo 3). The containers were closed, properly labeled and had been accumulating for less than 90 days. There was adequate emergency equipment in the HWAA including spill kits, fire extinguishers, and eye washes. Smoking is prohibited on the property but a No Smoking sign was posted in this area.

Hazardous Waste Transfer Area

Hazardous waste that Univar transports is staged in an area of the Warehouse near the HWAA (Photo 4). Univar only picks-up hazardous wastes on Wednesdays and transports off-site on Thursdays. Ms. Randall stated that Univar transfers the waste within 24-hours of receipt. At the time of the inspection, the waste containers in this area were being staged and loaded onto a trailer for transfer. Shipping records are maintained to ensure that all hazardous waste is transferred off-site within 24-hours of receipt.

Storage Yard

The Storage Yard is located outside and to the north of the Warehouse. The Storage Yard is an open bay area used to store flammable products and empty containers to be used for products shipped to customers. There were several pallets of drums and totes of product waiting to be shipped to customers. There were also empty drums and totes stored in this area that will be filled with product or sent for reconditioning. No hazardous waste is generated in this area.

Tank Farm

The main Tank Farm is located outside and to the north of the Warehouse within an open bay warehouse. The Tank Farm warehouse holds 35 aboveground, single-walled tanks, separated into two bays, and a truck loading bay. Flammable products are stored in Bay 1, and corrosive products are stored in Bay 2. Each tank is located within secondary containment. Mr. Lawrence stated that the majority of the tanks are empty and no longer in use. Satellite accumulation areas (SAA) are located within the warehouse for D001 flammable and D002 corrosive wastes that are typically generated during line flushes for the tanks. At the time of the inspection, there

Univar Solutions USA Inc Inspection Report

Inspection Date: 08/13/2020

was one 55-gallon D002 hazardous waste satellite drum (Photo 5) and one 55-gallon D001 hazardous waste satellite drum (Photo 6) in the area. The drums were closed and properly labeled, and staged at different SAA locations within the warehouse. In this same area were two 55-gallon non-RCRA waste corrosive drums that are used to collect the empty sample jars from the lab, and two 55-gallon non-hazardous waste drums for oily waste debris. There was adequate emergency equipment in the SAAs including spill kits, fire extinguishers, and eye washes. Smoking is prohibited on the property but there was a No Smoking sign posted in this area.

Rail Car Area

This area is located to the northeast of the main Warehouse and east of the Tank Farm warehouse. Products arrive on rail cars that are parked in this area until the product is offloaded to tanker trucks. During offload, the operators place 5-gallon buckets underneath the hose connections to collect any drips when the hoses are disconnected. At the time of the inspection, several rail cars were parked in this area. No waste was observed in the area, and no stained soils or evidence of spills were observed at the time of the inspection.

Record Review

Univar generally transports its own hazardous wastes to Tradebe Treatment and Recycling of Tennessee in Millington (TND 000 772 186). Hazardous waste transported under Univar's Hazardous Waste Transporter Registration is transported to the Univar facility in Tampa (FLD 020 985 727) that is a registered Hazardous Waste Transfer Facility. Used oil, used oil filters and non-hazardous wastes are generally transported to VLS Recovery Services in Fitzgerald, Georgia (GAD 109 263 467). A review of the facility's records included used oil and used oil filter logs and annual reports, certificate of liability insurance, disposal manifests, Contingency Plan, employee training, and waste container inspection logs. Univar's registration certificates were posted in the facility.

All records reviewed appeared to be in order except for the following:

- 1) Univar maintains used oil and used oil filter records on DEP Form 62-710.901(2), but the records did not have all the required information [62-710.510(1), FAC]. Additionally, the information contained on the used oil and used oil filter log appeared to contain oily waste and oily waste debris that was not used oil or used oil filters. This is an Area of Concern. This DEP form is intended to collect information that is annually reported to the Department to indicate the amount of used oil and used oil filters that are recycled in the state. Other oily wastes are not to be included in these records.
- 2) Univar when operating in Florida, does not perform halogen screening of the used oil it transports, and therefore does not document results of halogen screening on shipping documents. This is an Area of Concern. The Department's Southwest District office has not required the Univar Tampa facility to open and screen used oil shipments for halogen content due to the following observations made during inspections:
 - a) Univar does not open or repackage any waste, unless a container is found to be leaking or damaged; and
 - b) Univar transports all wastes using either a hazardous waste or non-hazardous waste manifest that lists the waste profile/waste approval number issued by the designated facility.
 This practice has not been approved by the Department's Northeast District (NED) office. If Univar maintains that it cannot open its customer's used oil prior to transfer, then NED recommends the following options to perform the halogen screening and document the results on shipping papers:
 - a) Coordinate with customers to open containers prior to or at the time of pick-up,
 - b) Request that the customer collect a sample of the used oil and provide it to Univar at the time of pick-up.

Copies of Northeast District's Hazardous Waste Generator and Transporter Workshop PowerPoint training documents and other workshop files that may be useful can be found here:

<ftp://ftp.dep.state.fl.us/pub/outgoing/NED%20-%20HazWaste/LQG%20WORKSHOP/>

and

<ftp://ftp.dep.state.fl.us/pub/outgoing/NED%20-%20HazWaste/TRA%20WORKSHOP/>

Please note that 40 CFR 262.18 requires re-notification for LQGs and SQGs as follows:

LQGs - notify by March 1 of each even-numbered year, or via submittal of a Biennial Report;

SQGs - notify by September 1, 2021, and every four years thereafter.

Inspection Date: 08/13/2020

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 Principal Inspector listed on page 1 of this Inspection Report. This 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.

Areas of Concern:

1. Univar should ensure that only used oil and used oil filter wastes are recorded on its DEP Form 62-710.901(2), or equivalent, and that is the only information annually reported to the Department.
2. Univar should submit a plan to the Principal Inspector for how it intends to begin screening used oil for halogen content and documenting results on shipping papers in accordance with 40 CFR 279.44(a) - (d).

**New Potential Violations and Areas of Concern:
Violations**

Type:	Violation
Rule:	262.15(a)
Explanation:	The facility failed to ensure that hazardous waste generated from disposal of the Retain Samples was accumulated in a satellite accumulation container that was at or near the point of generation and under the control of the operator generating the waste.
Corrective Action:	In order to return to compliance, the facility should ensure that hazardous waste generated from disposal of Retain Samples is accumulated in a satellite accumulation container that is at or near the point of generation and under the control of the operator generating the waste.

Type:	Violation
Rule:	62-710.510(1)
Explanation:	The facility did not include all the required information on the DEP Form 62-710.901(2) logs for used oil and used oil filter shipments.
Corrective Action:	In order to return to compliance, the facility should ensure that used oil and used oil filter records that it maintains on DEP Form 62-710.901(2) contain at least the same information as stated on the DEP form. The following information should be included: (a) The source of the used oil, including the name and street address of each source, (b) The EPA identification number of the source, if applicable; (c) The type of used oil received, using the Type Code designation found in the form instructions; (d) The destination or end use of used oil and oily wastes, including name and street address of each destination or end user, the EPA identification number, if applicable, and the End Use Code designation found in the form instructions.

Inspection Date: 08/13/2020

PHOTO ATTACHMENTS:

Photo 1



Photo 2



Photo 3



Photo 4



Photo 5



Photo 6



Inspection Date: 08/13/2020

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	✓		

Inspection Date: 08/13/2020

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	Inspector	
Principal Investigator Name	Principal Investigator Title	
	DEP	10/27/2020
Principal Investigator Signature	Organization	Date
Reggie Lawrence	Branch Operations Supervisor	
Representative Name	Representative Title	
	Univar Solutions USA 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:	Cheryl L Mitchell	Inspection Approval Date:	10/27/2020
------------------	-------------------	----------------------------------	------------