



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

FACILITY INFORMATION:

Facility Name: ACT Environmental & Infrastructure Inc
On-Site Inspection Start Date: 06/22/2021 **On-Site Inspection End Date:** 06/22/2021
ME ID#: 41912 **EPA ID#:** FLR000011049
Facility Street Address: 1875 W Main St, Bartow, Florida 33830-7718
Contact Mailing Address: 1875 W Main St, Bartow, Florida 33830-7718
County Name: Polk **Contact Phone:** (863) 533-2000

NOTIFIED AS:

Transporter, Used Oil, VSQG

WASTE ACTIVITIES:

Generator: VSQG **Transporter:** Own Waste, Commercial Waste **Used Oil:** Oil Filters **Universal Waste:** Indicate types of UW generated and/or accumulated at the facility: **Transport:** Mercury Containing Lamps, Mercury Containing Devices **Transfer Facility:** Mercury Containing Lamps, Mercury Containing Devices

INSPECTION TYPE:

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

INSPECTION PARTICIPANTS:

Principal Inspector: Shannon Lenhart, Inspector
Leslie Pedigo, Environmental Consultant; Jason Huffman, Emergency Response Project
Other Participants: Manager

LATITUDE / LONGITUDE: Lat 27° 53' 48.1223" / Long 81° 51' 57.5606"

NAIC: 562910 - Remediation Services

TYPE OF OWNERSHIP: Private

Introduction:

ACT Environmental & Infrastructure, Inc. ("ACT") was inspected by the Florida Department of Environmental Protection ("Department") on June 22, 2021 to determine the facility's compliance with state and federal hazardous waste and used oil regulations. ACT is registered with the Department as a used oil, used oil filter and universal waste transporter, used oil transfer facility and a hazardous waste transporter. Jason Huffman, Emergency Response Project Manager, accompanied the Department inspectors throughout the inspection. The facility operates 8 AM through 5 PM, Monday through Friday, with Emergency Response operations occurring 24 hours per day. Approximately 74 employees work at ACT. The facility utilizes City of Bartow water and sewer services.

Process Description:

ACT is primarily an emergency response company, but offers a variety of environmental services such as site assessment, sampling, waste brokering as well as transportation. This facility is a headquarters office, and a storage yard for their response equipment and vehicles. Most work is done at the customer's site, not at this facility.

ACT transports hazardous waste, universal waste, used oil, and routine waste for customers as well as petroleum-contact water/solids that is generated during spill cleanups. Hazardous wastes are transported

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directly to another registered transporter or a permitted Treatment, Storage and Disposal Facility ("TSD"), and not stored more than 24 hours at the Bartow facility. The facility consists of offices, as well as two warehouse buildings (#1 and #2). Warehouse #2 serves as their permitted solid waste processing building along with the inactive wastewater pre-treatment system. At the time of the inspection, the inspectors observed several properly closed and labeled universal waste containers, as well as closed and labeled containers of petroleum contact solids within Warehouse #2.

Warehouse #1 serves as a maintenance shop where they conduct routine maintenance on their own vehicles. In Warehouse #1, the following was observed:

- One properly closed and labeled drum of used oil filters
- One properly closed and labeled drum of used oil
- Eight drums of non-hazardous waste
- One spill kit
- Two closed drums of waste paint and paint cans

Used oil acceptance, delivery, and transport records, as well as used oil training records were reviewed and appear to be complete and up to date. Used oil registration and financial assurance records are up to date. The Department selected and reviewed hazardous waste manifests from the last three years and the records appeared to be complete.

PHOTO ATTACHMENTS:

Wastes stored in Warehouse #2



Overview of Warehouse #1



Conclusion:

At the time of the inspection, ACT Environmental & Infrastructure, Inc. was operating in compliance with hazardous waste and used oil rules and regulations.

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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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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)			✓

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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)			✓

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Signed:

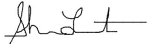
A hazardous waste compliance inspection was conducted on this date, to determine your facility's compliance with applicable portions of Chapters 403 & 376, F.S., and Chapters 62-710, 62-730, 62-737 & 62 -740 Florida Administrative Code (F.A.C.). Portions of the United States Environmental Protection 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

Shannon Lenhart

Environmental Specialist

Principal Investigator Name

Principal Investigator Title



FDEP-SWD

07/12/2021

Principal Investigator Signature

Organization

Date

Leslie Pedigo

Environmental Consultant

Inspector Name

Inspector Title

FDEP-SWD

Organization

Jason Huffman

Emergency Response Project Manager

Representative Name

Representative Title

ACT Environmental & Infrastructure

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: Michael C Lynch

Inspection Approval Date: 07/13/2021