



FLORIDA DEPARTMENT OF Environmental Protection

Northeast District
8800 Baymeadows Way West, Suite 100
Jacksonville, Florida 32256

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

July 11, 2022

Sent electronically to: brian.bernard@evocorp.net

Mr. Brian Bernard, Manager
Evo Corporation
5634 West 5th St.
Jacksonville, FL 32254

Re: Compliance Assistance Offer
Evo Corporation
EPA/DEP ID: NCD 982 114 803
Duval County – Hazardous Waste

Dear Mr. Bernard:

A compliance inspection was conducted at your facility on April 14, 2022, 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 62-730, Florida Administrative Code, was 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.

Please address your response and any questions to Bonnie Bradshaw of the Northeast District Office at 904-256-1638 or via e-mail at bonnie.bradshaw@FloridaDEP.gov. We look forward to your cooperation in this matter.

Sincerely,

A handwritten signature in blue ink that reads "Joni Petry".

Joni Petry
Environmental Administrator

Enclosure: Inspection Report

cc: FDEP-NED: Bonnie Bradshaw, Cheryl Mitchell, DEP_NED
City of Jacksonville: Jean Richards – jeanr@coj.net
Evo Corp.: Cliff Turnipseed – cliff.turnipseed@evocorp.net
Darren Poole – darren.poole@evocorp.net



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

FACILITY INFORMATION:

Facility Name: EVO Corp
On-Site Inspection Start Date: 04/14/2022 **On-Site Inspection End Date:** 04/14/2022
ME ID#: 130660 **EPA ID#:** NCD982114803
Facility Street Address: 1703 Vargrave St , Winston Salem, North Carolina 27107
Contact Mailing Address: 1703 Vargrave St, Winston Salem, North Carolina 27107
County Name: All FL Cntys **Contact Phone:** (877) 725-5844

NOTIFIED AS:

Non-Handler, Transporter

WASTE ACTIVITIES:

Generator: Non-Handler **Transporter:** Commercial Waste **Used Oil:** Used Oil, Oil Filters

INSPECTION TYPE:

Routine Inspection for Hazardous Waste Transporter Facility
Routine Inspection for Used Oil Generator Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Bonnie M Bradshaw, Inspector
Other Participants: Clifford Turnipseed, Project Manager

LATITUDE / LONGITUDE: Data is missing from FIESTA

NAIC: 562910 - Remediation Services

TYPE OF OWNERSHIP: Private

Introduction:

Evo Corporation (Evo, the facility) was inspected April 14, 2022, as an unannounced hazardous waste compliance inspection. Evo operates a Florida facility located at 5634 West 5th Street in Jacksonville, Florida that was last inspected on September 21, 2018, by the Department. The facility entered into a Short Form Consent Order following the 2018 inspection for operating as a hazardous waste transporter without being registered to do so in Florida, among other issues. Evo operates under the EPA identification number issued to its primary facility in North Carolina and is now a registered hazardous waste transporter in the State of Florida. The facility in Florida is used for transportation vehicle parking and does not operate as a hazardous waste transfer facility.

In addition to its hazardous waste transportation activities, Evo is also operating as a used oil and used oil filter generator and appears to be a non-handler of hazardous waste. The facility has been operating at its present location for approximately eight years. Evo leases the property and building which is connected to city water and sewer. Evo currently leases a portion of the Storage Yard, described below, to Petticoat Schmitt for use during a road construction project. Evo has five employees at the Jacksonville facility.

Evo operates an industrial cleaning operation. The facility primarily cleans equipment, cleans up spills and collects and transports non-hazardous waste for industrial facilities. Evo also transports hazardous waste on occasion. The facility consists of a Warehouse Building that contains offices and a warehouse space for storage of ancillary equipment. The building has a covered overhang where vehicle maintenance is performed. There is also a large Storage Yard that surrounds the Warehouse Building where the facility parks vehicles and other large equipment while not in use. Evo uses 8 vacuum boxes, 10 roll-off containers, 5 air-mover vacuum trucks, 3 roll-off container trucks, 1 roll-off container tractor trailer and one 3,000-gallon liquid ring vacuum truck for its transportation operations. Clifford Turnipseed (Evo) was present throughout the inspection.

EVO Corp Inspection Report

Inspection Date: 04/14/2022

Due to a malfunction of the camera memory card, photographs are not available.

Process Description:

Hazardous Waste Transportation

Evo transports hazardous waste baghouse dust routinely from CMC Steel Florida, LLC (CMC) (FLD083812537) in Jacksonville, Florida. Evo has also transported hazardous waste chromium solids from Symrise (GAR000083766) in Brunswick, Georgia on occasion. Mr. Turnipseed stated that hazardous waste is never stored at the facility, but is transported directly from the generator to the disposal location.

Hazardous Waste Transportation Records Review

Evo is a registered transporter of hazardous waste in Florida. Records indicate Evo transported hazardous waste "emission control dust/sludge from primary production of steel in electric furnaces" (K061) from CMC on numerous occasions in the previous three years. Waste was transported to American Zinc Recycling Corp. (TND982144099) or Chemical Waste Management, Inc. (ALD000622464). Records indicate Evo transported solid chromium hazardous waste (D007) from Symrise twice in the previous three years. Waste was transported to Chemical Waste Management, Inc. The reviewed manifests were signed by the designated facilities and appeared to be properly completed.

Non-Hazardous Waste Transportation

The facility transports a variety of non-hazardous waste such as industrial waste and asbestos. The facility no longer manages the stormwater that collects in secondary containment at CMC. Waste generated from tank or silo cleaning operations at various facilities is disposed of by the generating facilities, per Mr. Turnipseed.

Facility Areas

Warehouse Building

The warehouse is used for storage of parts and equipment. The Warehouse Area contained two flammable lockers which contained fuel, oil, caulk, aerosol paint cans and other miscellaneous maintenance products. The facility is reminded that once a product is unusable, abandoned or no longer in use, a hazardous waste determination should be conducted and the waste managed accordingly.

Spray paints may be used to mark equipment or pipes. There was no collection container for non-empty aerosol cans. The facility is reminded that even when spent, aerosol cans may contain liquid product and/or flammable propellants which can cause the aerosol can to be a D001 and/or other hazardous waste. Additionally, aerosol cans with broken or clogged nozzles may be considered a hazardous waste. Unless an aerosol can is completely empty of both liquid and propellant, as defined in 40 CFR 261.7, it should not be thrown into the trash. All unusable and spent aerosol cans should either be safely punctured and properly drained into a closed container which should then be managed as hazardous waste, or be placed unpunctured into a closed container which should then be managed as a hazardous waste. Alternatively, the facility may choose to manage hazardous waste aerosol cans as a universal waste, provided they meet the requirements of 40 CFR 273.

Evo performs vehicle maintenance in the exterior area to the south of the building under the overhang. Vehicle maintenance activities generate used oil, used oil filters and used antifreeze. A maintenance technician stated that brake cleaners, other solvents/aerosols and rags are not used. There were two 55-gallon drums for used oil, one 55-gallon drum for used oil filters and one 55-gallon drum for used antifreeze adjacent to the overhang area inside the Warehouse Building. All of the containers were empty, but were properly labeled and stored on a secondary containment spill pallet.

There was also a 15-gallon drum top parts washer that uses Safety-Kleen Immersion Cleaner and Cold Parts Cleaner Solvent (pH 11; flashpoint >140°F). A maintenance technician stated that the unit had not been used in at least two years, but appeared to still contain solvent. The solvent has not yet been disposed of. The facility is reminded that if the solvent can't or won't be used for its intended purpose, a hazardous waste determination should be conducted and the spent solvent disposed of accordingly. Such a waste determination should include, at a minimum, Toxicity Characteristic Leaching Procedure (TCLP) analysis for RCRA metals and

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volatiles and ignitability analysis.

Storage Yard

The Storage Yard consists of grassed and paved areas to the east, west and south of the Warehouse Building. Several trucks and empty roll-off containers were present in the Storage Yard at the time of inspection. A copy of the required hazardous waste transporter registration was not present in trucks used to transport hazardous waste [62-730.170(2), FAC].

Records Review

Evo is operating as a hazardous waste transporter and appears to currently be a non-handler of hazardous waste.

Used oil, used oil filters and used antifreeze are transported by Independent Waste Oil, Inc. (FLD000009563) and were last shipped on April 8, 2022. Records reviewed appeared in order.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	62-730.170(2)
Explanation:	A copy of the hazardous waste transporter registration was not present in trucks used to transport hazardous waste.
Corrective Action:	In order to return to compliance, the facility should place a copy of the hazardous waste transporter registration in trucks used to transport hazardous waste.

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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	Inspector	
Principal Investigator Name	Principal Investigator Title	
	DEP	06/28/2022
Principal Investigator Signature	Organization	Date
Clifford Turnipseed	Project Manager	
Representative Name	Representative Title	
	Evo Corp	
	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:	06/28/2022
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