

Mc

To: Thomas Dillard
Environmental Specialist
Florida Department of
Environmental Protection

From: Vic Williams
Landfill Manager
Waste Recyclers

Subject: WRH West Bay LLC C&D Facility Located on Sunbelt Drive

On January 31, 2006 a compliance inspection was conducted at the WRH West Bay LLC Landfill located off Sunbelt Drive in Bay County, Florida. During this inspection several deficiencies were noted and the department made recommendations that Waste Recyclers take to stay in compliance. This letter is an acknowledgement of the noted deficiencies and actions to be taken to correct the deficiencies.

1. The landfill was under staffed at the time of the inspection; therefore the guard shack was unmanned. A temporary station had been set up further in, closer to the dumping area. The operations plan was on-site, but at the guard shack and not readily available.

We now make every effort to have the permit and operations plan readily available, and to keep the front guard shack manned.

2. We will continue to apply weekly cover to working face and to side slopes.
3. We have stepped up our litter control effort, both on the ground and at the on-site water body. Concrete with rebar exposed at on-site water body has since been removed.
4. At the time of the inspection we were rotating an excavator between the 388 site and the Steelfield site.
As called for in the Operations plan, we now have a D-6 Dozer and a Volvo Front End Loader on site.
5. Our putrescibles are now picked up daily by the garbage service.

RECEIVED
MAY 10 2006
DEP PANAMA CITY
BRANCH OFFICE

6. We will continue to improve slopes and get them closer to the 3 to 1 required for closure.
7. We will continue to improve and organize the fenced area where prohibited waste are stored.

If you have any questions or other areas of concern please feel free to call me at (850) 527-2905 or (850) 428-1046.

Thank you,

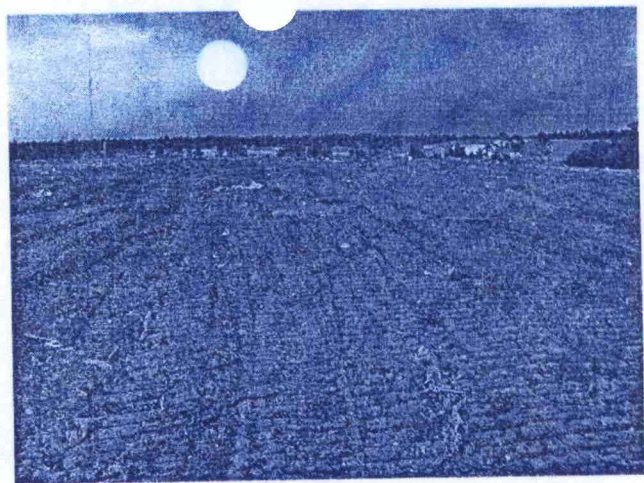


Vic Williams

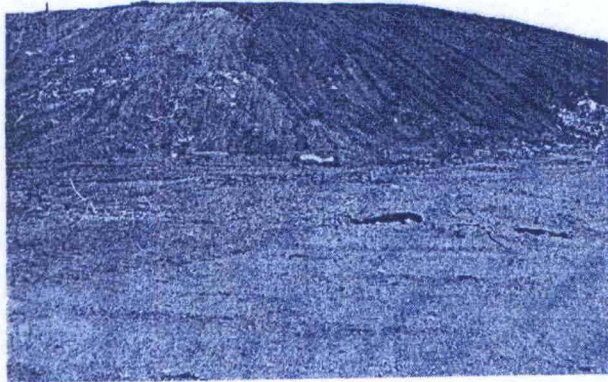
RECEIVED
MAY 10 2006
DEP PANAMA CITY
BRANCH OFFICE



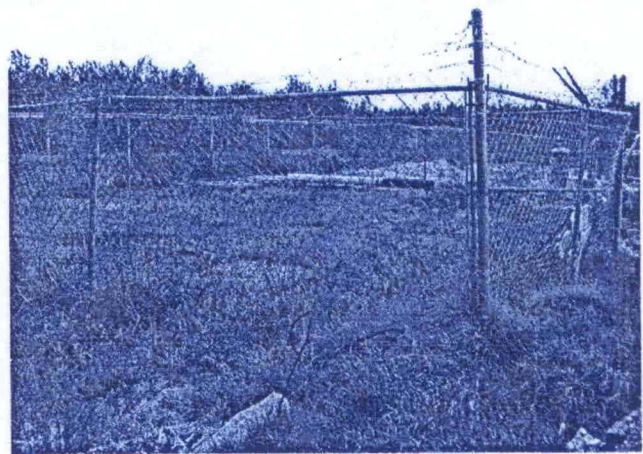
1. Land clearing area.



4. Top side of working face with weekly cover.



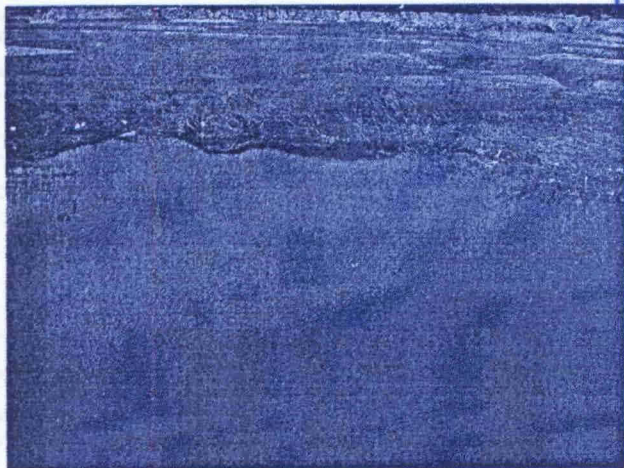
2. S.W. corner of OSD hill - slopes closer to 3:1., with weekly cover.



5. Fenced area for segregated waste.

MAY 10 2006

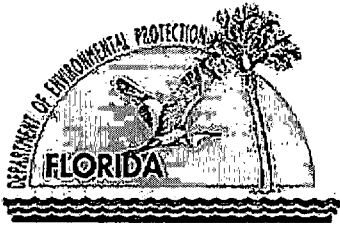
DEP PANAMA CITY
BRANCH OFFICE



3. On-site water body - after clean up.



6. Side slopes with weekly cover.



Jeb Bush
Governor

Department of Environmental Protection

FILE COPY

Panama City Branch Office
2353 Jenks Avenue
Panama City, FL 32405-4389
(850) 872-4375 Fax: (850) 872-7790

Colleen Castille
Secretary

April 28, 2006

Sent Via Email to
ssstanford@wasterecyclers.net

Mr. Scot Stanford
Vice-President of Operations
Waste Recyclers
P.O. Box 168
Freeport, Florida 32439

Dear Mr. Stanford:

The purpose of this letter is to notify you that a compliance inspection of the Big Wheel Construction and Demolition Disposal Facility on Sunbelt Road, in Bay County, was performed on January 31, 2006. An inspection report checklist noting an observed minor out of compliance status is attached. We would appreciate a written response within 14 days of receipt of this letter advising us of actions and time frames for correcting noted deficiencies and addressing recommendations.

Be advised that follow-up inspections will be performed to document corrective actions have been taken to achieve compliance status. If you have any questions, please contact Mr. Thomas Dillard in this office at (850) 872-4375, extension 110.

Sincerely,

Marlane Castellanos
Branch Office Manager

MC: td

Cc: Mr. Marshall Seymore, P.E., Solid Waste Section Supervisor, Dep NWD Pensacola
Mr. Bart Begley, President and CEO, Waste Recyclers - bbegley@wasterecyclers.net
Mr. Vic Williams, Landfill Manager, Waste Recyclers - vwilliams@wasterecyclers.net



FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SOLID WASTE MANAGEMENT FACILITY INSPECTION CHECKLIST

WACS No. NWD/03/0008449

Facility Name: Big Wheel Construction and Demolition Debris Disposal Facility

Inspection Date: 31-Jan-06

Permit No.: 0161334-002-SO _____ Expiration Date: 08-02-2006

Facility Address : Steelfield Road

City: West Bay County: BAY _____ Zip: 32413 _____

Permittee or Operating Authority: Big Wheel of Florida, LLC.

Telephone Number (Permittee or Operating Authority): Scott Stanford - Big Wheel of Florida office 215-3867 cell 258-1562 op. mgr.
(Recently purchased by and under the operational control of Waste Recyclers)

Inspection Participants (Include ALL Landfill and Department Employees Specifying Titles):

Principal Inspector: Thomas Dillard – FDEP – Environmental Specialist

Other Participants: Vic Williams – Landfill Manager/Operator , Charles Collins – Operator; Kasey Wilson – Operator,
Mike Godwin – Interim Spotter, – Big Wheel of Florida LLC (Waste Recyclers).

TYPE OF FACILITY

Landfill: <input type="checkbox"/> Class I <input type="checkbox"/> Class II <input type="checkbox"/> Class III	C&D Facility: <input checked="" type="checkbox"/> Disposal <input type="checkbox"/> Recycler <input type="checkbox"/> Land Clearing	Other Facilities: <input type="checkbox"/> WTE Facility <input type="checkbox"/> Transfer Station <input type="checkbox"/> Incinerator/Trench Burner <input type="checkbox"/> Materials Recovery Facility <input type="checkbox"/> MSW <input type="checkbox"/> Other Wastes	<input type="checkbox"/> Composting <input type="checkbox"/> MSW Shredder <input type="checkbox"/> Unauthorized Disposal <input type="checkbox"/> Other _____
---	---	--	--

TYPE OF INSPECTION

<input type="checkbox"/> Construction Completion <input checked="" type="checkbox"/> Operation <input type="checkbox"/> Closure <input type="checkbox"/> Post-Closure	<input type="checkbox"/> Complaint Investigation <input type="checkbox"/> Reinspection <input type="checkbox"/> Facility File Review	<input type="checkbox"/> Other Routine Inspection _____
--	--	---

REQUIREMENTS

THE REQUIREMENTS LISTED IN THIS INSPECTION CHECKLIST ARE BASED UPON RULES OF THE FLORIDA ADMINISTRATIVE CODE. A "NO" RESPONSE TO A REQUIREMENT (UNLESS OTHERWISE NOTED) REFLECTS A VIOLATION OF THE CORRESPONDING DEPARTMENT RULE(S). EACH VIOLATION IS DISCUSSED IN THE NARRATIVE SECTION OF THIS REPORT.

I. SOLID WASTE PROHIBITIONS		YES	NO	Unk	N/A
1.	Unauthorized disposal/storage prohibited in areas lacking geological support? 62-701.300(2)(a)	X			
2.	Unauthorized disposal/storage prohibited within 500' of a potable water well? 62-701.300(2)(c)	X			
3.	Unauthorized disposal/storage prohibited in a dewatered pit unless pit is lined and has leachate controls ? 62-701.300(2)(d)	X			
4.	Unauthorized disposal/storage prohibited in an area subject to frequent and periodic flooding unless flood protection measures in place? 62-701.300(2)(e)	X			
5.	Unauthorized disposal/storage prohibited in any natural or artificial body of water including ground water? 62-701.300(2)(f)	X			
6.	Unauthorized disposal/storage prohibited within 200' of any natural or artificial body of water, including wetlands, except on-site water bodies with no off-site discharge? 62-701.300(2)(g)	X			
7.	Unauthorized disposal/storage prohibited on the right of way of any public highway, road or alley? 62-701.300(2)(h)	X			

I. SOLID WASTE PROHIBITIONS (CONTINUED)		YES	NO	Unk	N/A
8.	Unauthorized disposal/storage prohibited within 1000' of a potable water well serving a community water system? 62-701.300(2)(i)	X			
9.	Is open burning of solid waste prohibited except in accordance with Department requirements? 62-701.300(3)	X			
10.	Is hazardous waste disposal prohibited? 62-701.300(4)	X			
11.	Is PCB disposal prohibited except in accordance with Department requirements? 62-701.300(5)	X			
12.	Is the known disposal of untreated biomedical waste prohibited? 62-701.300(6)	X			
13.	Is lead-acid battery disposal prohibited? 62-701.300(8)(a)	X			
14.	Is used oil disposal prohibited except in accordance with Department requirements? 62-701.300(8)(b)	X			
15.	Is yard trash disposal prohibited except in accordance with Department requirements? 62-701.300(8)(c)	X			
16.	Is white goods disposal prohibited? 62-701.300(8)(d)	X			
17.	Unauthorized disposal/storage prohibited in any natural or artificial body of water including ground water? 62-701.300(2)(f)	X			
18.	Is the facility in compliance with the liquid restrictions on disposal? 62-701.300(10)	X			

IV. C&D DEBRIS FACILITIES		YES	NO	Unk	N/A
A. DISPOSAL					
1.	Is the facility only disposing of C&D wastes and are prohibited wastes properly managed? 62-701.730(4)(c), (6) & (7)(d)	X			
2.	Are wastes compacted and sloped as necessary for later closure? 62-701.730(7)(b)		X		
3.	Is access to the facility properly controlled? 62-701.730(7)(c)	X			
4.	Is at least one spotter on duty at the working face when wastes are being accepted? 62-701.730(7)(d)	X			
5.	Are objectionable odors controlled in accordance with Department requirements? 62-701.730(7)(e)	X			
6.	Are fuels, solvents, lubricants, etc. safely stored in areas separate from disposal or sorting areas? 62-701.730(7)(f)	X			
7.	Are the spotters or operators properly trained? 62-701.730(8)	X			
8.	Are areas of the facility requiring final cover properly closed? 62-701.730(9)	X			
9.	Is stormwater controlled in accordance with Department requirements? 62-701.730(5)	X			
10.	Water quality sampling and testing according to standard procedures and at required frequency? 62-701.730(4)(b) & (10)	X			
11.	Is financial assurance adequate? 62-701.730(11)	X			
12.	All permit specific conditions complied with? 62-701.320(1)		X		
13.	Are asbestos-containing waste materials regulated pursuant to 40 CFR Part 61, Subpart M prohibited from disposal at the facility? 62-701.730(19)	X			
14.	Are reporting requirements complied with? 62-701.730(12)	X			
B. WATER MANAGEMENT AND MONITORING					
15.	Water quality sampling and testing according to standard procedures and at required frequency? 62-701.510(2)	X			
C. RECYCLING					X
16.	Is at least one spotter on duty at all times that wastes are received? 62-701.730(13)(b)1				
17.	Are prohibited materials removed from the waste stream and properly managed? 62-701.730(13)(b)1				X
18.	Are the spotters or operators properly trained? 62-701.730(13)(b)2				X
19.	Is financial assurance adequate? 62-701.730(13)(b)3				X
20.	Are reporting requirements complied with? 62-701.730(13)(b)4				X
21.	Is access to the facility properly controlled? 62-701.730(13)(b)5				X
22.	Are objectionable odors controlled in accordance with Department requirements? 62-701.730(13)(b)5				X
23.	Is leachate properly controlled or monitored? 62-701.730(13)(b)6				X
24.	All permit specific conditions complied with? 62-701.320(1)				X
25.	Is stormwater controlled in accordance with Department requirements? 62-701.730(5)				X

D. LAND CLEARING				X
26.	Is stormwater controlled in accordance with Department requirements? 62-701.803(4)			
27.	Is the facility only disposing of authorized wastes and are prohibited wastes properly managed? 62-701.803(5) & (8)			X
28.	Are wastes compacted and sloped as necessary for later closure? 62-701.803(6)			X
29.	Is access to the facility properly controlled? 62-701.803(7)			X
30.	Is at least one spotter on duty at the working face when wastes are being accepted? 62-701.803(8)			X

VII. NARRATIVE

The following observations are noted:

1. The operator stated that they had received 50 loads of debris on the day of visit.
2. Hurricane debris pile not observed as all Waste Recyclers has been using wood chips, mulch and dirt as cover material.
3. Previously noted empty rolloff boxes were still present on-site but no signs of deposition of C&D waste materials away from the working face was detected. A number of Port-potties are now being stored on-site.
4. The scale house trailer located at the entrance from Sunbelt Road was unmanned and provides no control of waste entry. There was an interim spotter on-site and screening incoming loads of debris before it was sent to the working face but not at the entrance.
5. The buffer between the toe of waste and the on-site body of water continues to exist but a small amount of litter debris was observed in contact with water and also some pieces of exposed rebar in concrete was observed.
6. Evidence of ongoing weekly cover to the working face was observed but side slopes were noticeably lacking cover and need attention. WR is using wood mulch, wood chips and some dirt as weekly cover and application has improved.
7. Around the working face the slope of sides have improved but still steeper than the required 3:1 required at closure.
8. The working face was small and the slope much closer to the 3:1 required for closure.
9. Screening of waste continues to improve, as prohibited waste debris was not observed in the working face.
10. Containers for prohibited and undesirable wastes were being used on top of the working face.
11. The chain link fenced area used to store prohibited waste containers has been cleaned up but still could be improved.
12. The site continues to be without electricity and operators rely on cell phones for communication.
13. A copy of the facility's operations plan was not on-site and available for review.
14. Equipment on site consisted of two dozers. The operations plan lists equipment on-hand to be a D6 Dozier and a front-end loader. Personnel explained that one excavator is being rotated between sites as needed.
15. The area previously being used as the staging area for Land Clearing debris has been greatly improved. A few pieces of truck driver litter were observed but the area reflects much attention and hard work.
16. Hurricane debris was not observed on-site. The pile noted previously was gone.

The following deficiencies currently exist:

- All permit specific conditions complied with? 62-701.320(1) –

The scale house at the front gate was unmanned during the visit. Not all side slopes were in receipt of weekly cover. All side slopes need to have a slope closer to 3:1. A copy of the operations plan was not available for review. Exposed rebar from concrete was in contact with water in the body of water. A few pieces of blown litter were observed in and around the water body.

Recommendations:

1. Recommend WR improve security at the facility entrance as stated in its approved operations plan.
2. Recommend WR maintain copies of their permit and operations plan on-site and be readily available for Department review.
3. Recommend WR apply weekly cover as required to the working face as well as any side slopes lacking cover.
4. Recommend WR increase Litter management at the facility.
5. Recommend WR ship off-site putrescibles within 48 hours of segregation.

Observed facility status at time of inspection: **Minor Out-of-Compliance**

Signed: Thomas F. Dillard / 4-24-06

Thomas Dillard
DEP Representative

Photographs taken 1-31-06



Active working face



Side slopes without weekly cover



Land Clearing Debris staging area



Top side of working face showing weekly cover



Cage area for prohibited segregated wastes



Litter and exposed rebar from concrete in water

-----Original Message-----

From: Cooley, Sally
Sent: Monday, November 28, 2005 9:14 AM
To: Veazey, Sandra; Goddard, Charles
Cc: Seymore, Marshall; Bradburn, Rick
Subject: FW: Tampa Tribune Article

have spoken to Dick and will be talking to Rick and Marshall about this article.

-----Original Message-----

From: De Luise, Anthony
Sent: Monday, November 28, 2005 6:50 AM
To: Fancher, Dick; Cooley, Sally
Cc: Mosteller, Cragin
Subject: Tampa Tribune Article

FYI...

Companies Face Penalty Over Asbestos Disposal

By Mike Salinero

TAMPA -- A group of recycling and landfill companies with ties to top Republican fundraisers may lose the ability to land federal procurement contracts because of environmental and immigration violations.

The Air Force has proposed barring Aztec Environmental Inc., Big Wheel Recycling Inc. and seven associated companies from competing for federal contracts. A memorandum supporting the action accuses the companies of improperly disposing asbestos in their Panama City landfill.

The memorandum also alleges the companies knowingly used illegal immigrants to remove asbestos at Hurlburt Field in Walton County, submitting false Social Security numbers for them.

The companies have filed a lawsuit against the Air Force seeking to forestall the debarment.

Florida Public Employees for Environmental Responsibility obtained the Air Force document through the Freedom of Information Act. The group has criticized the Florida Department of Environmental Protection for failing to prosecute the companies on environmental violations.

"The Air Force document confirms what we've been saying all along: That there were numerous environmental violations at the site and the DEP ignored the violations as have the federal agencies," Florida PEER director Jerry Phillips said.

File: Big Wheel CAD, Bay County

Florida DEP spokesman Anthony De Luise said the agency was not aware of the Air Force memorandum but will follow up with its own investigation.

"If needed, we will take action," De Luise said. "But we can't make a snap judgment; we have to do our own investigation on this."

Phillips said DEP inspectors in the Northwest District who discovered the asbestos violations and wanted to start legal enforcement actions were overruled by superiors. He said he believes Aztec and Big Wheel got special consideration because of connections to two prominent Bay County Republicans, lawyer William Harrison and businessman Randall McElheney.

Harrison and McElheney joined the board of Big Wheel on Jan. 9, 2003. They resigned six months later, about the same time DEP inspectors started writing up the company for asbestos violations.

Harrison was on transition teams for Gov. Jeb Bush in 1998-99 and for President George W. Bush in 2000-01.

McElheney also served on Jeb Bush's transition team. He has health care businesses and was appointed to the governor's Medicaid Formulary Committee in 1999.

Harrison told the Tribune last year that he attended the same church as Big Wheel Vice President Jimmy Livingston. The lawyer said he co-signed a loan for Livingston and was rewarded with a seat on the board.

"I was never a shareholder," Harrison said. "All those debts have been paid off."

Though he claims to have cut his ties to Big Wheel, Harrison is listed as an attorney representing the companies in the company's lawsuit against the Air Force.

McElheney is registered with the U.S. Senate as a lobbyist for Aztec Environmental. He could not be reached for comment.

DEP records and the Air Force memo show that state inspectors found environmental violations at the Big Wheel landfill in 2003 and 2004, including illegal disposal of crushed asbestos. Such "friable" asbestos can become airborne and inhaled by workers.

Asbestos is a deadly fiber that can cause terminal lung diseases. Disposal is regulated under the National Emissions Standards for Hazardous Air Pollutants.

The Air Force alleges that Big Wheel's Livingston violated the standards at a demolition site at Hurlburt Field in July 2003. Livingston then allowed the asbestos to be dumped in the Big Wheel landfill, which is not certified to handle asbestos, according to the Air Force.

Livingston also tried to persuade a DEP inspector to reclassify the asbestos as nonfriable, according to the memorandum. The inspector refused.

The Air Force further alleges that Livingston went to the landfill before an expected DEP inspection and told workers to hide evidence of illegal asbestos disposal.

Livingston could not be reached for comment.

The U.S. Attorney's office for the Northern District of Florida decided not to prosecute Aztec and its sister companies, according to the lawsuit. That was confirmed by a spokeswoman for U.S. Immigration and Customs Enforcement. The agency assisted the Air Force in executing federal search warrants at Aztec job sites. So did the Federal Bureau of Investigation and the Defense Criminal Investigation Service.

"It was determined by the U.S. Attorney's office that there was not enough information to go after those companies," ICE spokeswoman Pam McCullough said.

The illegal workers were turned over to an immigration judge for deportation, McCullough said.

A federal grand jury also declined to return indictments for environmental and immigration violations, according to Aztec's lawsuit.

A year after her inspectors started recording the asbestos violations, DEP's Northwest District director, Mary Jean Yon, told the Tribune that Jimmy Livingston and his wife, Debbie, who is listed as president of Big Wheel, had heeded warnings from the agency. Lawsuits or fines were not necessary, Yon said.

Not long after the interview, Yon was promoted to top solid waste regulator at DEP.

Earlier this year, DEP's Office of Inspector General launched an investigation of the Northwest District's enforcement policies. The probe resulted from complaints by district employees that Yon was stopping them from taking tough enforcement actions against polluters.

The investigative report, released in October, found no substance to the accusations. It attributed the employees' concerns to "working conditions" and recommended better communications between staff and supervisor.

Anthony De Luise
Florida Department of Environmental Protection
Press Secretary
Office: (850) 245-2116
Cell: (850) 528-2155

To: Thomas Dillard
Environmental Specialist
Florida Department of
Environmental Protection

From: Lee J Kinner
Landfill Operations Manger
Big Wheel of Florida, LLC

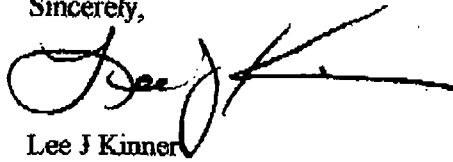
Subject: ~~C~~Big Wheel C&D Facility Located on Sunbelt Drive

On September 22, 2005 a compliance inspection was conducted at the Big Wheel C&D Facility located off Sunbelt Drive in Bay County, Florida. During this inspection several deficiencies were noted and the department made recommendations that Big Wheel take to stay in compliance with the operational permit requirements for construction and demolition debris facilities. This letter is an acknowledgement of the noted deficiencies and actions to be taken to correct the deficiencies.

1. In response to the DEP's recommendation concerning sufficient containers on-site to store unacceptable debris the following actions will be taken. The unacceptable debris is routinely moved to an area on the ground near the containers. This is part of the process of loading and removing the debris from the facility. More containers will be secured and placed on the site to keep the amount of debris on the ground to a minimum.
2. The fenced in prohibited waste area has been organized since the on-site inspection in September 2005 and will be maintained so that the materials can be moved off site every 30 days.
3. Unidentified C&D waste near LCD area has been moved to the proper areas as recommended by DEP.
4. Measures have been taken to insure that C&D debris has been moved from the area where Rolloff boxes are stored and the staff will direct drivers to the current operation cell for dumping.
5. As recommended by DEP, BWF has increased personnel and the entrance trailer is now manned to provide adequate waste screening.
6. The mixed Hurricane Ivan debris that was observed during the September inspection has since been dealt with in following manner. The vegetative debris has been ground and the C&D debris has been moved to the C&D area.

If you have any questions or other areas of concern please feel free to call me at 258-1562 or 215-3867.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lee J Kinner', with a long horizontal stroke extending to the right.

Lee J Kinner



Jeb Bush
Governor

Department of Environmental Protection

FILE COPY

Panama City Branch Office
2353 Jenks Avenue
Panama City, FL 32405-4389
(850) 872-4375 Fax: (850) 872-7790

Colleen Castille
Secretary

November 17, 2005

Sent Via Email to
scott@bigwheelofflorida.com

Mr. Scott Stanford
Vice President of Operations
Big Wheel of Florida, LLC.
Big Wheel C&D Debris Disposal Facility
2060 N. Sherman Avenue
Panama City, Florida 32405

Dear Mr. Stanford:

The purpose of this letter is to notify you that a compliance inspection of the Big Wheel Construction and Demolition Disposal Facility on Sunbelt Road, in Bay County, was performed on September 22, 2005. An inspection report checklist noting an observed minor out of compliance status is attached. We would appreciate a written response within 14 days of receipt of this letter advising us of actions and time frames for correcting noted deficiencies and addressing recommendations.

Be advised that follow-up inspections will be performed to document corrective actions have been taken to achieve compliance status. If you have any questions, please contact Mr. Thomas Dillard in this office at (850) 872-4375, extension 110.

Sincerely,

Josie Penton
Environmental Manager

JP: td

Cc: Mr. Marshall Seymore, P.E., Solid Waste Section Supervisor, Dep NWD Pensacola
Mr. Lee J. Kiner, Operations Manager, leej@bigwheelofflorida.com

"More Protection, Less Process"



FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SOLID WASTE MANAGEMENT FACILITY INSPECTION CHECKLIST

WACS No. NWD/03/0008449

Facility Name: Big Wheel Construction and Demolition Debris Disposal Facility

Inspection Date: 22-Sep-05

Permit No.: 0161334-002-SO _____ Expiration Date: 08-02-2006

Facility Address : Steelfield Road

City: West Bay County: BAY _____ Zip: 32413 _____

Permittee or Operating Authority: Big Wheel of Florida, LLC.

Telephone Number (Permittee or Operating Authority): Sherman avenue office 215-3867 cell 258-1562 op. mgr.

Inspection Participants (Include ALL Landfill and Department Employees Specifying Titles):

Principal Inspector: Thomas Dillard – FDEP – Environmental Specialist

Other Participants: Mike Owens – Operator; Charles Collins (interim spotter) – Big Wheel of Florida LLC

TYPE OF FACILITY

Landfill:

☐ Class I
☐ Class II
☐ Class III

C&D Facility:

☒ Disposal
☐ Recycler
☐ Land Clearing

Other Facilities:

☐ WTE Facility
☐ Transfer Station
☐ Incinerator/Trench Burner
☐ Materials Recovery Facility
☐ MSW ☐ Other Wastes

☐ Composting
☐ MSW Shredder
☐ Unauthorized Disposal
☐ Other _____

TYPE OF INSPECTION

☐ Construction Completion
☒ Operation
☐ Closure
☐ Post-Closure

☐ Complaint Investigation
☐ Reinspection
☐ Facility File Review

☐ Other Routine Inspection _____

REQUIREMENTS

THE REQUIREMENTS LISTED IN THIS INSPECTION CHECKLIST ARE BASED UPON RULES OF THE FLORIDA ADMINISTRATIVE CODE. A "NO" RESPONSE TO A REQUIREMENT (UNLESS OTHERWISE NOTED) REFLECTS A VIOLATION OF THE CORRESPONDING DEPARTMENT RULE(S). EACH VIOLATION IS DISCUSSED IN THE NARRATIVE SECTION OF THIS REPORT.

I. SOLID WASTE PROHIBITIONS	YES	NO	Unk	N/A
1. Unauthorized disposal/storage prohibited in areas lacking geological support? 62-701.300(2)(a)	X			
2. Unauthorized disposal/storage prohibited within 500' of a potable water well? 62-701.300(2)(c)	X			
3. Unauthorized disposal/storage prohibited in a dewatered pit unless pit is lined and has leachate controls ? 62-701.300(2)(d)	X			
4. Unauthorized disposal/storage prohibited in an area subject to frequent and periodic flooding unless flood protection measures in place? 62-701.300(2)(e)	X			
5. Unauthorized disposal/storage prohibited in any natural or artificial body of water including ground water? 62-701.300(2)(f)	X			
6. Unauthorized disposal/storage prohibited within 200' of any natural or artificial body of water, including wetlands, except on-site water bodies with no off-site discharge? 62-701.300(2)(g)	X			
7. Unauthorized disposal/storage prohibited on the right of way of any public highway, road or alley? 62-701.300(2)(h)	X			

I. SOLID WASTE PROHIBITIONS (CONTINUED)		YES	NO	Unk	N/A
8.	Unauthorized disposal/storage prohibited within 1000' of a potable water well serving a community water system? 62-701.300(2)(i)	X			
9.	Is open burning of solid waste prohibited except in accordance with Department requirements? 62-701.300(3)	X			
10.	Is hazardous waste disposal prohibited? 62-701.300(4)	X			
11.	Is PCB disposal prohibited except in accordance with Department requirements? 62-701.300(5)	X			
12.	Is the known disposal of untreated biomedical waste prohibited? 62-701.300(6)	X			
13.	Is lead-acid battery disposal prohibited? 62-701.300(8)(a)	X			
14.	Is used oil disposal prohibited except in accordance with Department requirements? 62-701.300(8)(b)	X			
15.	Is yard trash disposal prohibited except in accordance with Department requirements? 62-701.300(8)(c)	X			
16.	Is white goods disposal prohibited? 62-701.300(8)(d)	X			
17.	Unauthorized disposal/storage prohibited in any natural or artificial body of water including ground water? 62-701.300(2)(f)	X			
18.	Is the facility in compliance with the liquid restrictions on disposal? 62-701.300(10)	X			

IV. C&D DEBRIS FACILITIES		YES	NO	Unk	N/A
A. DISPOSAL					
1.	Is the facility only disposing of C&D wastes and are prohibited wastes properly managed? 62-701.730(4)(c), (6) & (7)(d)	X			
2.	Are wastes compacted and sloped as necessary for later closure? 62-701.730(7)(b)	X			
3.	Is access to the facility properly controlled? 62-701.730(7)(c)	X			
4.	Is at least one spotter on duty at the working face when wastes are being accepted? 62-701.730(7)(d)	X			
5.	Are objectionable odors controlled in accordance with Department requirements? 62-701.730(7)(e)	X			
6.	Are fuels, solvents, lubricants, etc. safely stored in areas separate from disposal or sorting areas? 62-701.730(7)(f)	X			
7.	Are the spotters or operators properly trained? 62-701.730(8)	X			
8.	Are areas of the facility requiring final cover properly closed? 62-701.730(9)	X			
9.	Is stormwater controlled in accordance with Department requirements? 62-701.730(5)	X			
10.	Water quality sampling and testing according to standard procedures and at required frequency? 62-701.730(4)(b) & (10)	X			
11.	Is financial assurance adequate? 62-701.730(11)	X			
12.	All permit specific conditions complied with? 62-701.320(1)		X		
13.	Are asbestos-containing waste materials regulated pursuant to 40 CFR Part 61, Subpart M prohibited from disposal at the facility? 62-701.730(19)	X			
14.	Are reporting requirements complied with? 62-701.730(12)	X			
B. WATER MANAGEMENT AND MONITORING					
15.	Water quality sampling and testing according to standard procedures and at required frequency? 62-701.510(2)	X			
C. RECYCLING					X
16.	Is at least one spotter on duty at all times that wastes are received? 62-701.730(13)(b)1				
17.	Are prohibited materials removed from the waste stream and properly managed? 62-701.730(13)(b)1				X
18.	Are the spotters or operators properly trained? 62-701.730(13)(b)2				X
19.	Is financial assurance adequate? 62-701.730(13)(b)3				X
20.	Are reporting requirements complied with? 62-701.730(13)(b)4				X
21.	Is access to the facility properly controlled? 62-701.730(13)(b)5				X
22.	Are objectionable odors controlled in accordance with Department requirements? 62-701.730(13)(b)5				X
23.	Is leachate properly controlled or monitored? 62-701.730(13)(b)6				X
24.	All permit specific conditions complied with? 62-701.320(1)				X
25.	Is stormwater controlled in accordance with Department requirements? 62-701.730(5)				X

D. LAND CLEARING				X
26.	Is stormwater controlled in accordance with Department requirements? 62-701.803(4)			
27.	Is the facility only disposing of authorized wastes and are prohibited wastes properly managed? 62-701.803(5) & (8)			X
28.	Are wastes compacted and sloped as necessary for later closure? 62-701.803(6)			X
29.	Is access to the facility properly controlled? 62-701.803(7)			X
30.	Is at least one spotter on duty at the working face when wastes are being accepted? 62-701.803(8)			X

VII. NARRATIVE

The following observations are noted:

1. The operator stated that on an average they have been receiving about 500 cubic yards per day but have received up to 2500 cubic yards per day. At one time during the visit there were multiple trucks waiting to dump at the working face.
2. A pile of mixed hurricane Ivan debris is still present on-site in an area separate from C&D and LCD debris.
3. Waste Recyclers of NW Florida drop empty rolloff boxes off at the facility and behind one of these boxes was found a pile of C&D waste materials that was undetected by site personnel.
4. Records reflect that the last receipt of non regulated asbestos material was received on 2-14-05. The operator stated that the site no longer receives this waste.
5. The scale house trailer located at the entrance from Sunbelt Road continues to be unmanned and provides no control of waste entry as it was unmanned during the visit.
6. BWF has worked very hard on establishing and maintaining a buffer between the working face slope and the on-site water body. The observed lack of debris in contact with water evidenced the hard work. Much improved.
7. The facility has been applying weekly cover better. The side slope toward the on-site body of water where C&D debris totally lacked earthen weekly cover but was covered by clean debris (concrete) which is acceptable cover.
8. The slopes around the working face have improved and are closer to the required 3:1 required at closure.
9. Screening of waste for prohibited waste seems to have improved as prohibited waste debris was not observed at the working face.
10. White goods, steel debris and other separated waste debris continues to be stored on the ground and not in 30 cubic yard containers as stated in the facility operations plan for temporary storage.
11. The chain link area used to store prohibited waste containers was grown up with weeds. One pallet had numerous air conditioners and another had liquid wastes (15 gallons of used oil and a gallon of muriatic acid). One container was observed to be cracked with some leakage to the ground. On-site corrections were performed by site personnel as containers were labeled, covered and contained during the visit.
12. The site continues to be without electricity and operators rely on cell phones for communication.

The following deficiencies, previously noted in last inspection, have been corrected as follows:

- Are wastes compacted and sloped as necessary for later closure? 62-701.730(7)(b) - Compaction and slopes seemed to be much improved and closer to the required 3:1 slope for closure. CORRECTED
 - All permit specific conditions complied with? 62-701.320(1) –
1. Permit requires that it be operated with a small working face with weekly cover applied - The site is now operating a small defined working face and evidence of weekly cover was observed. Side slope areas away from the active working face and previously receiving waste were observed to be lacking earthen cover but were covered with clean debris (concrete). CORRECTED
 2. The operation plan states that PVC pipe markers be placed to identify the current operation cell. PVC Markers were put in place during the current visit. CORRECTED.
 3. The operation plan states that permanent placement of a D-6 bulldozer and a front-end loader. Both pieces of equipment were operational on-site and an additional D6A dozer was present. CORRECTED.
 4. The asbestos containing material management plan states that records will be maintained for activities concerning Asbestos Containing Material at the facility office. Records were observed on-site. CORRECTED.
- Is the facility only disposing of C&D wastes and are prohibited wastes properly managed? 62-701.730(4)(c),(6) & (7)(d)

Prohibited wastes were not observed at the working face. Bags of mixed debris were not observed in the LCD area. CORRECTED.

- Unauthorized disposal/storage prohibited in any natural or artificial body of water including ground water? 62-701.300(2)(f) Is stormwater controlled in accordance with Department requirements? 62-701.730(5)

A buffer has been constructed to separate the toe of waste from the on-site body of water. No wastes were observed in the water body. Some submerged concrete with protruding rebar was observed but minimal in extension. Much improved since the last visit.
CORRECTED

The following deficiencies currently exist:

- **All permit specific conditions complied with? 62-701.320(1) –**
1. The operation plan for the facility references boxes to put segregated waste. The number of boxes has increased from one 5 cu.yd. dumpster to an additional 30 cu.yd. rolloff but separated wastes continue to be accumulated on the ground and not in containers.
 2. The operation plan describes that the access point shall be controlled at all times. The scale house at the front gate was unmanned during the visit. Operators continue to control the entry from the working face.

Recommendations:

1. Recommend BWF have sufficient containers on-site to store unacceptable debris.
2. Recommend BWF organize and maintain its fenced in prohibited waste area so waste can readily be managed for off-site disposal every 30 days.
3. Recommend BWF remove and properly dispose of unidentified C&D waste adjacent to their LCD waste area.
4. Recommend BWF take measures to insure that Rolloff boxes temporarily stored on-site do not deposit wastes except at the working face with either a spotter or operator present.
5. Recommend that if incoming loads of debris waste increase from numbers manageable with on-site personnel that BWF increase personnel accordingly to provide adequate waste screening.
6. Recommend BWF take measures to properly dispose of on-site mixed Hurricane Ivan debris in accordance with Department directives.

Observed facility status at time of inspection: **Minor Out-of-Compliance**

Signed: _____



Thomas Dillard
DEP Representative

/ 11-7-05

Date

Photographs taken 9-22-05



Unmanned entrance trailer – sign noting to proceed to working face



Mixed Hurricane Debris



Debris without cover



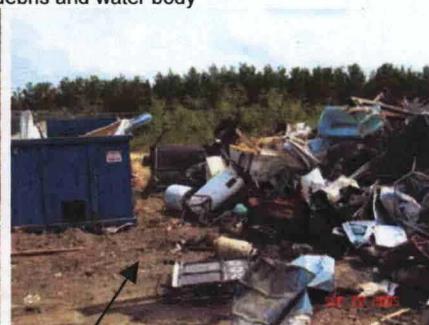
Buffer between debris and water body



Weekly cover on working face



C&D debris found near LCD area



Segregated Prohibited wastes in box and on ground



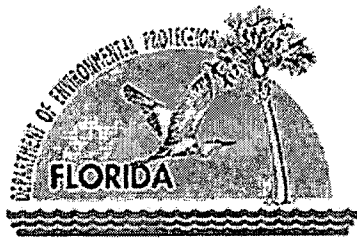
Unlabeled and leaking prohibited wastes



On the spot corrective actions on containers



Fenced in prohibited waste area



Jeb Bush
Governor

Department of Environmental Protection

Panama City Branch Office
2353 Jenks Avenue
Panama City, FL 32405-4389
(850) 872-4375 Fax: (850) 872-7790

Colleen Castille
Secretary

Bay?
FILE COPY

February 4, 2005

Sent Via Email to
leej@bigwheelofflorida.com
Debbie@aztecenviro.com

Mr. Lee J. Kinner
Landfill Operations Manager
Big Wheel of Florida
P.O. Box 35637
Panama City, Florida, 32412

Dear Mr. Kinner:

The purpose of this letter is to acknowledge receipt by the department of your letter dated February 3, 2005 describing corrective actions taken to achieve compliance. Corrective actions taken reflect that non-compliant conditions have been corrected or specific plans to correct initiated. A follow-up inspection in the immediate future will be conducted to confirm compliance.

We look forward to your continued cooperation in resolving this matter. If you have any other questions, please contact Thomas Dillard at telephone (850) 872-4375, extension 110.

Sincerely,

Josie Penton
Environmental Manager

JP:td

Cc: Mr. Jim Byer, Hazardous Waste Section Supervisor, DEP NWD Pensacola;
Mr. Henry Hernandez, Branch Office Manager, DEP NWD Panama City.
Ms. Debbie Livingston, Aztec Enviro. Inc., 475 Harrison Ave, Panama City, FL.32401 (emailed)



BIG WHEEL OF FLORIDA, L.L.C.

RECEIVED

FEB 07 2005

NORTHWEST FLORIDA
DEP

February 3, 2005

To: Thomas Dillard
Environmental Specialist
Florida Department of
Environmental Protection

From: Lee J Kinner
Landfill Operations Manager
Big Wheel of Florida, LLC

RECEIVED
FEB 04 2005
NORTHWEST FLORIDA
DEP

Subject: Big Wheel C&D Facility Located on Sunbelt Drive

On January 11, 2005 a compliance inspection was conducted at the Big Wheel C&D Facility located off Sunbelt Drive in Bay County, Florida. During this inspection several deficiencies were noted and the department made recommendations that Big Wheel take to stay in compliance with the operational permit requirements for construction and demolition debris facilities. This letter is an acknowledgement of the noted deficiencies and actions to be taken to correct these deficiencies.

1. The old working face on the west side of the facility has come into contact with the water during recent rain events. The temporary road that was used for the disposal of clean fill is also under water. To correct this problem staff has been instructed to fill from the base of the old working face to the west for at least seventy-five feet and will extend to the north and south the entire width of the problem area. The fill shall be three feet above the water table as permit requirements state. Staff has been instructed that only clean concrete be used for fill, any rebar extending more than a few inches will be cut from the concrete with an acetylene torch. This filling will alleviate the problem of water coming into contact with debris. The time period for the completion of this project will be 90 to 120 days.

2. The facility has two eight cubic yard dumpsters that putrescible waste are placed in, at the time of visit one was located at the working face and the second was located at the corner of the prohibited waste area. These containers are emptied twice a week and more often if needed. There is also one 20 cubic yard roll off container on-site for the disposal of unacceptable class three debris. This container at the time of visit was full of debris and was scheduled for dumping. A larger forty cubic yard

RECEIVED
FEB 04 2005
LET FAYETTEVILLE
BRANCH OFFICE

container will be used to place unacceptable debris in and will be scheduled for weekly disposal. This will eliminate debris being piled on the ground. We will also place a forty cubic yard container on-site for the disposal of scrap metal and white goods, this container will be emptied as needed but at least every thirty days to keep the accumulation of metal and white goods to a minimum.

3. Staff is diligently working to correct the side slopes on the south and east side of the facility to the required 3:1 slope at this time. Side slopes should be close to the 3:1 slope on the east and north (working face) sides. It was stated in the report that the facility was operating with a wide working face, at this time staff is bring the old and new working areas together. The large working area is the result of staff bringing these two areas together and up to grade. The result of this activity will be a more uniform and better accessible facility. The time frame for the completion of this project is 20 days at that time a smaller working face will be standard operating procedure.

4. The prohibited waste storage area is to be cleaned out completely. The propane gas cylinders will be recycled by a propane cylinder company or taken to the Bay County landfill for proper disposal. Lead acid batteries will be relocated to a dry covered area until proper recycling is arranged, all other waste will be managed per regulatory standards. The completion of this will take 10 to 15 days. Waste will be managed and disposed of every thirty days after completion.

5. Waste shipment records for ACM and N-ACM are on-site with the exception of a couple that were sent to the main office with daily reports. These records will be sent back to the site with a binder labeled ACM waste shipment records. Staff has been instructed to keep these records with the operational plan and permit.

6. Management is in the process of acquiring a permanent excavator/loader for the facility. Once this equipment is delivered the major portion of the facilities deficiencies will be corrected. Also with the placement of this equipment staff will be able to meet the weekly cover requirements noted in the sites operation plan. Time line of equipment delivery, 45 days.

7. Staff will clean bagged and loose C&D that is located in the LCD area. During some land clearing projects old dumpsites are also cleaned in the

project, this debris inadvertently makes its way into the LCD area. After the LCD area has been cleaned of UN-wanted debris, staff will be more diligent in spotting and removing this unwanted debris from the area.

8. The site has been equipped with large PVC signs to mark all disposal areas at the facility. These signs should be in place with one week.

If you have any questions or other areas of concern please feel free to call me at 258-1562 or 215-3867.

Sincerely,

A handwritten signature in black ink, appearing to read "Lee J Kinner", with a long horizontal stroke extending to the right.

Lee J Kinner

RECEIVED
FEB 04 2005
DET. HANCOCK
BRANCH OFFICE



460 Harrison Ave.

Panama City, FL 32401

Tel.: 850/747-0078

Fax: 850/784-0430

E-Mail: Aztec@Bellsouth.net

October 2, 2001

Mr. Mike Stephen
Solid Waste Management
Department of Environmental Protection
160 Government Center
Pensacola, Florida 32501

Re: FDEP C & D Disposal Facility - Additional Information
Highway 388 Disposal Facility
Aztec Environmental, Inc.
Bay County, Florida
File Number: 38901

Big Wheel C & D Disposal Facility
WACS I.D. Number: NWD/03-00084449
Application Number: 0161334-002-SO

Dear Mr. Stephen:

This is the certification of training for the 24-Hour Initial Training for Landfill Operators and the 8 hour Spotter Training.

Respectfully,

Debbie K. Livingston
President Aztec Environmental, Inc.

RECEIVED
OCT - 4 2001
NORTHWEST FLORIDA
DEP

Kohl Consulting Inc.,
Solid Waste Training Services
Is Proud to Certify That

Duane Lee Barrand

**Has Successfully Completed the Initial Training
Course for Landfill Operators Entitled :**

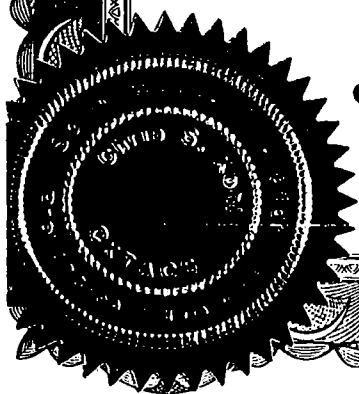
**24-Hour Initial Training for Landfill Operators
at Class I, II, III Landfills and C&D Sites**

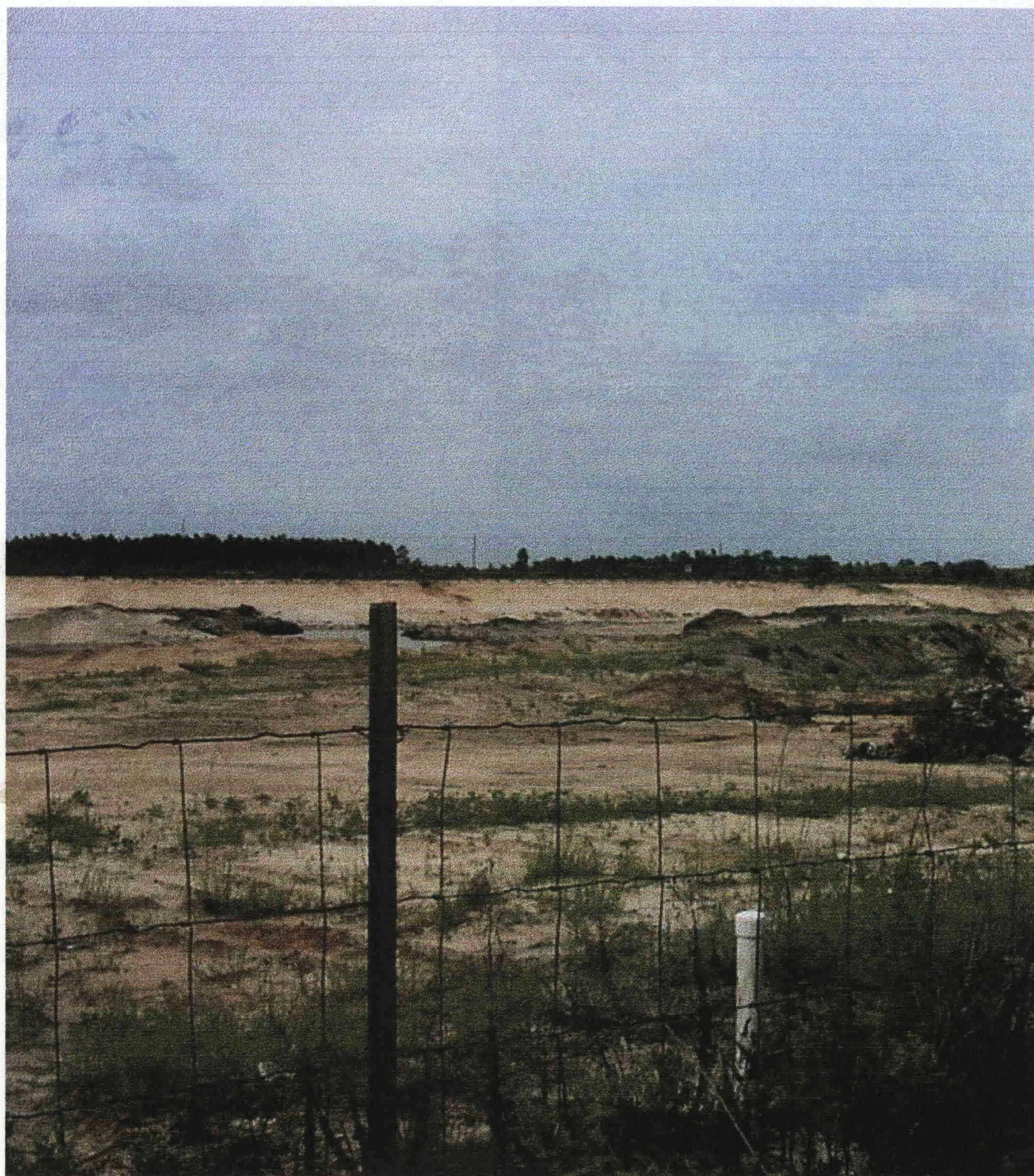
**And has received a passing grade on the examination and
completed initial Training Requirements
for Operators of C&D Disposal Facilities and
Class I, II, and III Landfill in Florida**

July 30th, 31st and August 1st, 2001

Signed this 1st Day of August, 2001


Chris S. Kohl











30-6-18-01

Sup

84449