



Florida Department of Environmental Protection

Northwest District
160 Governmental Center
Pensacola, Florida 32502-5794

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

July 2, 2007

**CERTIFIED, RETURN
RECEIPT REQUESTED**

WARNING LETTER

Mr. Joseph Wier
Environmental Coordinator
McKenzie Tank Lines, Inc.
Post Office Box 1200
Tallahassee, Florida 32302

Dear Mr. Wier:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A field inspection by Department of Environmental Protection personnel on February 28, 2007 of McKenzie Tank Lines (St. Marks Terminal) Wakulla County, Florida, indicates that violations of the Resource Conservation and Recovery Act (RCRA) and Chapters 376 and 403, Florida Statutes and Rules may exist at the above-described facility. These possible violations are described in the "Summary of Alleged Violations" section of the enclosed Inspection Report. (All Title 40 Code of Federal Regulations provisions have been adopted by reference in Florida Administrative Code, Chapter 62-730).

The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of the above-described statutes or rules may involve potential liability for civil penalties and should be ceased. Operation of a facility in violation of state statutes or rule may result in liability for damages and restoration as set forth in Section 403.727, Florida Statutes.

You are requested to attend a meeting with Department personnel to discuss this matter at the Northwest District Office address above on July 18, 2007, at 1:00 pm CDT. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

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Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolution of this matter. If you have any other questions, please contact Jim Byer at telephone (850) 595-8360, extension 1253.

Sincerely,

A handwritten signature in black ink that reads "Michael S. Kennedy". The signature is written in a cursive style with a large, prominent "M" and "K".

Michael S. Kennedy, P.G.
Program Administrator
Waste Management Program

MSK:jbl

Encl: Hazardous Waste Inspection Report

cc: Alan Annicella, EPA Region IV, Annicella.Alan@epamail.epa.gov
Mr. Leonard Arnold, McKenzie Tank Lines - St Marks Terminal