



Florida Department of
Environmental Protection
Hazardous Waste Inspection Report

FACILITY INFORMATION:

Facility Name: Cliff Berry Inc - Port Everglades Facility
On-Site Inspection Start Date: 05/19/2009 **On-Site Inspection End Date:** 05/19/2009
ME ID#: 57109 **EPA ID#:** FLR000083071
Facility Street Address: 3400 SE 9th Ave, Fort Lauderdale, Florida 33316
Contact Mailing Address: PO Box 13079, Fort Lauderdale, Florida 33316-0100
County Name: Broward **Contact Phone:** (954) 763-3390

NOTIFIED AS:

CESQG (<100 kg/month)
Transporter
Used Oil

INSPECTION TYPE:

Routine Inspection for CESQG (<100 kg/month) facility
Routine Inspection for Hazardous Waste Transporter facility
Routine Inspection for Used Oil Processor facility
Routine Inspection for Used Oil Transfer Facility
Routine Inspection for Used Oil Transporter facility

INSPECTION PARTICIPANTS:

Principal Inspector: Kathy R Winston, Inspector
Other Participants: Jeremy Vincent, Environmental Specialist; William Parkes, Manager Regulatory Affairs

LATITUDE / LONGITUDE: Lat 26° 5' 0.9698" / Long 80° 7' 57.7718"

SIC CODE: 4953 - Trans. & utilities - refuse systems

TYPE OF OWNERSHIP: Private

Introduction:

A routine hazardous waste and used oil compliance inspection was conducted at Cliff Berry Inc. (CBI) on May 19, 2009. The facility is a permitted used oil processing facility, and is located on an approximately 8.1197-acre parcel of land leased from the Cliff Berry Family Limited Partnership (Landlord). The facility is served by city water and septic tank, and employs 30 people.

Process Description:

The facility is authorized to process used oil, oily wastewater, and used oil filters under permit 192423-HO-004, modified on May 06, 2008, and expires April 22, 2012.

The area of the tank farm is 13,640 square feet, and consists of 2 (two) 24,500 gallon tanks, 3 (three) 30,000 gallon tanks, 1 (one) 15,500 gallon tank, 1 (one) 593,570 gallon tank and 1 (one) 17,700 gallon tank. All tanks are located within a secondary containment unit. The permit modification issued on May 06, 2008 was for the addition of three (3) 30,000 gallons tanks to the tank farm.

Inspection Date: 05/19/2009

Recordkeeping:

Recordkeeping

New Potential Violations and Areas of Concern:**Used Oil Transporter**

Type: Violation
Rule: 279.46(b)(1)
Question Number: 29.250
Question: Name & Address of receiving facility or transporter?
Explanation: Some of CBI's delivery records indicate the Dania facility as the designated facility instead of the Miami facility.
Corrective Action: Please provide explanation of how CBI will correct the issue with their delivery logs concerning the indication of the Dania facility being the designation facility instead of the Miami facility.

Type: Violation
Rule: 62-710.500
Question Number: 29.400
Question: Is the facility registration form and ID number displayed?
Explanation: CBI does not have their used oil transporter registration or notification posted.
Corrective Action: Please post used oil registration and notification and send photographic evidence to Department.

Checklist Independent Potential Violations and Areas of Concern

Type: Violation
Rule: 279.52(a)(3)
Explanation: CBI's General Facility Inspection log does not meet the standards of 40 CFR 279.52.
Corrective Action: Please establish a General Facility Inspection log that meets the requirements of 40 CFR 279.52, fill out for three weeks, and send a copy to Department.

Tank farm containment:

Tank farm containment

New Potential Violations and Areas of Concern:**Used Oil Generator Checklist**

Type: Area Of Concern
Rule: 62-710.401(6)
Question Number: 5.100

Inspection Date: 05/19/2009

Question: Either double-walled or stored on an oil-impermeable surface with engineered secondary containment that has the capacity to hold 110% of the volume of the largest container within the secondary containment (regardless of size)? Note: Inside containers that are 55 gallons or less are assumed to meet the secondary containment requirement if they are stored on an oil-impervious surface. Inside containers/tanks that are larger than 55 gallons and are portable/wheeled are assumed to meet the secondary containment if they are stored on an oil-impervious surface and if they are typically emptied every 24 hours.

Explanation: Tank farm secondary containment had water in it that appears to have used oil mixed with it. Also, there was one area of the containment that may not be sealed properly.

Corrective Action: Please pump out containment and provide proof of proper disposal. Also, check containment for leaks and reseal where necessary; provide the Department with information on any repairs that were performed.

Summary of Potential Violations and Areas of Concern:

Potential Violations

Rule Number	Area	Date Cited	Explanation
Used Oil Transporter 279.46(b)(1)	Recordkeeping	05/19/2009	Some of CBI's delivery records indicate the Dania facility as the designated facility instead of the Miami facility.
62-710.500	Recordkeeping	05/19/2009	CBI does not have their used oil transporter registration or notification posted.
Checklist Independent Violations 279.52(a)(3)	Recordkeeping	05/19/2009	CBI's General Facility Inspection log does not meet the standards of 40 CFR 279.52.

Areas of Concern

Rule Number	Area	Date Cited	Explanation
Used Oil Generator Checklist 62-710.401(6)	Tank farm containment	05/19/2009	Tank farm secondary containment had water in it that appears to have used oil mixed with it. Also, there was one area of the containment that may not be sealed properly.

Conclusion:

CBI was not in compliance at the time of the inspection and was given thirty days to return to compliance.

Inspection Date: 05/19/2009

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. The above noted potential items of non-compliance were identified by the inspector(s).

This is not a formal enforcement action and may not be a complete listing of all items of non-compliance discovered during the inspection.

Kathy R Winston

PRINCIPAL INSPECTOR NAME

Inspector

PRINCIPAL INSPECTOR TITLE

NO SIGNATURE

PRINCIPAL INSPECTOR SIGNATURE

Jeremy Vincent

INSPECTOR NAME

Environmental Specialist

INSPECTOR TITLE

NO SIGNATURE

INSPECTOR SIGNATURE

FDEP

ORGANIZATION

William Parkes

REPRESENTATIVE NAME

Manager Regulatory Affairs

REPRESENTATIVE TITLE

NO SIGNATURE

REPRESENTATIVE SIGNATURE

Cliff Berry

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.