




Memorandum

SOUTHWEST DISTRICT ENFORCEMENT COVER MEMO

TO:  James Dregne, Hazardous Waste Program Manager
THROUGH:  Elizabeth Knauss, HW Enforcement Coordinator
FROM:  Shannon Camp, Environmental Specialist II

DATE: August 18, 2010

FILE NAME: Clean Harbors

COUNTY: Polk

PROGRAM: Hazardous Waste

TYPE OF DOCUMENT: Draft Inspection Report, IVE case closed letter

REQUESTED ACTION: Review

DESCRIPTION OF VIOLATIONS: one 55g drum of staged HW with HW acetone on top

STATUS OF CORRECTIVE ACTIONS: corrected during inspection

Attachments:



Florida Department of
Environmental Protection
Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi Drew
Interim Secretary

September 14, 2010

Steve Berman
Clean Harbors Florida, LLC.
170 Bartow Municipal Airport
Bartow, FL 33830-9572

Re: FLD 980 729 610
Polk County

Dear Mr. Berman:

Thank you for your assistance and cooperation during the Department of Environmental Protection's July 29, 2010 Hazardous Waste Compliance Evaluation Inspection.

Enclosed is the inspection report generated from this visit. Based upon the information gathered from this inspection, Clean Harbors Florida, LLC. was found to be in violation of state and federal regulations governing Treatment, Storage and Disposal Facilities. The one violation is set forth in the "Summary of Violations" section of the inspection report.

As the violation was immediately addressed, no enforcement action will be taken. Your continued cooperation is appreciated. If you have any question please call me at (813) 632-7600, extension 473.

Sincerely,

Shannon Camp
Environmental Specialist II
Division of Waste Management
Southwest District

Enclosures

cc. Stanley Tam, US EPA Region 4 (electronic)
Andrea Stermer, Polk Co. (electronic)



Florida Department of
Environmental Protection
Hazardous Waste Inspection Report

FACILITY INFORMATION:

Facility Name: Clean Harbors Florida LLC

On-Site Inspection Start Date: 07/29/2010

On-Site Inspection End Date: 07/29/2010

ME ID#: 50782

EPA ID#: FLD980729610

Facility Street Address: 170 Bartow Municipal Arprt, Bartow, Florida 33830-9572

Contact Mailing Address: 170 Bartow Municipal Arprt, Bartow, Florida 33830-9572

County Name: Polk

Contact Phone: (863) 533-6111

NOTIFIED AS:

LQG (>1000 kg/month)

Transporter

Transfer Facility

TSD Facility Unit Type(s)

Used Oil

INSPECTION TYPE:

Routine Inspection for TSD Facility Unit Type(s)

INSPECTION PARTICIPANTS:

Principal Inspector: Shannon D. Camp, Inspector

Other Participants: Stanley Tam, Environmental Engineer; John Bosek, Facility Manager; Steve Berman

LATITUDE / LONGITUDE: Lat 27° 57' 20.2397" / Long 81° 46' 45.0001"

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

TYPE OF OWNERSHIP: Municipal

Introduction:

On July 29, 2010, a joint United States Environmental Protection Agency (EPA)/Florida Department of Environmental Protection (DEP) hazardous waste compliance evaluation was conducted at Clean Harbors Florida, LLC (CHF) to determine the facility's compliance with federal and state hazardous waste regulations. Mr. Berman and Mr. Bosek accompanied the inspectors throughout the inspection. The Department last inspected this facility in April 2009.

Process Description:

CHF is a permitted Treatment, Storage and Disposal Facility for hazardous waste container and tank storage and fuel blending activities. CHF is also a registered Hazardous Waste, Used Oil, Used Oil Filter and Universal Waste Transfer Facility. Operations at this facility have not changed since the previous inspection. The facility's distillation unit was removed several years ago. Currently hazardous waste tanks T106, T114 and R-202 and R-203 are out of service. The remaining tanks were inspected and appeared to be in compliance with 40 CFR 264 Subparts BB and CC. Hazardous waste containers are stored in the North and South Container Storage Buildings (NCSB and SCSB). The volume of wastes stored in both buildings were well below the permitted capacity. Containers in both buildings were closed, labeled, and dated. Containers are placed in the proper storage area according to DOT classifications and hierarchy.

Emergency and spill control equipment throughout the facility were examined and appeared to be in good condition. Fire extinguishers were last serviced in April 2010. The facility's foam suppression system was last serviced in November 2009.

Inspection Date: 07/29/2010

A review of the Daily Inspection Logs showed no discrepancies. The transfer log, contingency plan, Subparts BB and CC inspection logs, financial assurance and liability certificates and truck transport log were examined and appeared to be in order and current. Training records were reviewed and found to be in order and complete.

New Potential Violations and Areas of Concern:

Checklist Independent Potential Violations and Areas of Concern

Type: Violation

Rule: 264.31

Explanation: At the time of the inspection, the facility had one 55-gallon drum in the staging area in the SCSB that had waste acetone on the top. Personnel indicated that the drum arrived the previous day and the waste likely came out of the drum subsequent to routine sampling conducted earlier in the day. (Corrected)

Corrective Action: The drum was overpacked during the inspection.

Summary of Potential Violations and Areas of Concern:

Potential Violations

Rule Number	Area	Date Cited	Explanation
Checklist Independent Violations 264.31		07/29/2010	At the time of the inspection, the facility had one 55-gallon drum in the staging area in the SCSB that had waste acetone on the top. Personnel indicated that the drum arrived the previous day and the waste likely came out of the drum subsequent to routine sampling conducted earlier in the day. (Corrected)

Areas of Concern

No Areas of Concern

Conclusion:

At the time of the inspection, Clean Harbors Florida, LLC was not operating in compliance with state and federal hazardous waste regulations. The facility returned to compliance during the inspection.

Inspection Date: 07/29/2010

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.

<u>Shannon D. Camp</u>	<u>Inspector</u>
PRINCIPAL INSPECTOR NAME	PRINCIPAL INSPECTOR TITLE

<u></u>	<u>8/18/2010</u>
PRINCIPAL INSPECTOR SIGNATURE	DATE

<u>Stanley Tam</u>	<u>Environmental Engineer</u>
INSPECTOR NAME	INSPECTOR TITLE

<u>NO SIGNATURE</u>	<u>US EPA Region 4</u>
INSPECTOR SIGNATURE	ORGANIZATION

<u>John Bosek</u>	<u>Facility Manager</u>
REPRESENTATIVE NAME	REPRESENTATIVE TITLE

NO SIGNATURE
REPRESENTATIVE SIGNATURE

Steve Berman
REPRESENTATIVE NAME

NO SIGNATURE
REPRESENTATIVE SIGNATURE

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.

Stewart, Patricia

From: Stewart, Patricia
Sent: Tuesday, September 14, 2010 1:15 PM
To: 'boatwright@epchc.org'
Subject: Cliff Berry FLR 000 013 888 Inspection Letter
Attachments: Cliff Berry.pdf

Attached please find a copy an inspection letter. This is the only copy you will receive.

NOTE: If you have any questions concerning the contents of this documents, please contact the DEP Environmental Specialist II Shannon.D.Camp@dep.state.fl.us

Acrobat Reader 6.0 or greater is required to read these documents. It is available for downloading at:
<http://www.adobe.com/products/acrobat/readstep.html>

Thank you,
Patricia Stewart
Senior Clerk
Department of Environmental Protection
Southwest District
13051 N. Telecom Parkway
Temple Terrace, Florida 33637
813-632-7600, X 356
FAX: 813-632-7664
Patricia.Stewart@dep.state.fl.us

Stewart, Patricia

From: Microsoft Exchange
To: 'boatwright@epchc.org'
Sent: Tuesday, September 14, 2010 1:16 PM
Subject: Relayed: Cliff Berry FLR 000 013 888 Inspection Letter

Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:

'boatwright@epchc.org'

Subject: Cliff Berry FLR 000 013 888 Inspection Letter

Sent by Microsoft Exchange Server 2007