




**Memorandum**

**SOUTHWEST DISTRICT ENFORCEMENT COVER MEMO**

TO:  James Dregne, Hazardous Waste Program Manager *9/21*

THROUGH:  Elizabeth Knauss, HW Enforcement Coordinator

FROM:  Shannon Camp, Environmental Specialist II

DATE: September 3, 2010

FILE NAME: Freehold Cartage, Inc.

COUNTY: Polk

PROGRAM: Hazardous Waste

TYPE OF DOCUMENT: Draft Inspection Report, case closed letter

REQUESTED ACTION: Review

DESCRIPTION OF VIOLATIONS: insufficient aisle space within storage trailers; one manifest – driver failed to date

STATUS OF CORRECTIVE ACTIONS: complete

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  
Secretary

September 21, 2010

W. Barry Olsen  
Director of Safety & Compliance  
Freehold Cartage, Inc.  
PO Box 5010  
Freehold, NJ 07728-2010

Re: FLD 984 187 831  
Polk County

Dear Mr. Olsen:

Please thank Mr. Hirst for his assistance and cooperation during the Department of Environmental Protection's August 4, 2010 Hazardous Waste Compliance Evaluation Inspection.

Enclosed is the inspection report generated from this visit. Based upon the information gathered during the inspection, Freehold Cartage, Inc. was found to be in violation of hazardous waste regulations governing Hazardous Waste Transfer Facilities. The violations are set forth in the "Summary of Violations" section of the inspection report.

Subsequent review of documentation provided by you and Mr. Hirst indicates that all the violations cited in the "Summary of Violations" have been corrected. Having returned to compliance, no enforcement action will be taken.

Your continued cooperation is appreciated. If you have any questions, please feel free to call me at (813) 632-7600, extension 473.

Sincerely,

Shannon Camp  
Environmental Specialist II  
Division of Waste Management  
Southwest District

Enclosures

cc. Andrea Stermer, Polk Co. (electronic)



Florida Department of  
Environmental Protection  
Hazardous Waste Inspection Report

**FACILITY INFORMATION:**

**Facility Name:** Freehold Cartage Inc

**On-Site Inspection Start Date:** 08/04/2010

**On-Site Inspection End Date:** 08/04/2010

**ME ID#:** 16638

**EPA ID#:** FLD984187831

**Facility Street Address:** 175 Bartow Municipal Arprt, Bartow, Florida 33830-9576

**Contact Mailing Address:** 175 Bartow Municipal Airport, Bartow, Florida 33830

**County Name:** Polk

**Contact Phone:** (863) 533-4599

**NOTIFIED AS:**

SQG (100-1000 kg/month)

Transporter

Transfer Facility

Used Oil

**INSPECTION TYPE:**

Routine Inspection for Transporter facility

Routine Inspection for Transfer Facility

Routine Inspection for Used Oil Transporter facility

**INSPECTION PARTICIPANTS:**

Principal Inspector: Shannon D. Camp, Inspector

Other Participants: Michael Hirst

**LATITUDE / LONGITUDE:** Lat 27° 57' 15.1615" / Long 81° 46' 37.6731"

**SIC CODE:** 4212 - Trans. & utilities - local trucking, without storage

**TYPE OF OWNERSHIP:** Municipal

**Introduction:**

Freehold Cartage, Inc. (FCI) was inspected on August 4, 2010 to determine the facility's compliance with state and federal hazardous waste regulations. Mr. Hirst accompanied the inspector throughout the inspection. The Department last inspected this facility in September 2008.

**Process Description:**

FCI is a registered Hazardous Waste, Used Oil, Used Oil Filter and Universal Waste Transporter and Transfer Facility. Operations have not changed since the previous inspection. The facility does not often transport used oil. FCI screens all drums of used oil with Dexsil Clor-Detect kits. Hazardous waste containers are stored up to 10 days within two storage trailers that are not utilized for transport that are located at the loading dock. The facility's emergency equipment, Contingency Plan, training records, transfer log, closure plan and manifests were reviewed during the inspection.

Inspection Date: 08/04/2010

**Hazardous waste storage trailer:**

**New Potential Violations and Areas of Concern:**

**Transporters Checklist**

Type: Violation  
Rule: 265.35  
Question Number: 1.520  
Question: Is there sufficient aisle space to allow unobstructed movement of personnel and equipment? (e.g., adequate aisle space in between barrels to check for leakage, corrosion and proper labeling, etc.)  
Explanation: At the time of the inspection, the facility did not have adequate aisle spacing between the hazardous waste containers located within both of the storage trailers. (Corrected)  
Corrective Action: Subsequent to the inspection, the facility provided adequate aisle spacing for the hazardous waste containers located within the two storage trailers.

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**New Potential Violations and Areas of Concern:**

**Transporters Checklist**

Type: Area Of Concern  
Rule: 265.52(f)  
Question Number: 1.620  
Question: Does the plan include:  
Explanation: During the inspection, Mr. Hirst stated that the facility would contact American Compliance Technologies in the event that a cleanup is needed. This policy is not reflected in the facility's Contingency Plan.  
Corrective Action: FCI revised the facility's contingency plan to include ACT's services.

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**Used Oil Transporter**

Type: Area Of Concern  
Rule: 279.44(a)  
Question Number: 29.430  
Question: Does the transporter determine whether used oil stored at a transfer facility has total halogen content above or below 1,000 ppm?  
Explanation: One of the facility's transport trucks and the driver was inspected during the visit. The inspector inspected the drivers license and health certificate and the truck's fire extinguisher, spill equipment and halogen detection kits. The Dexsil kits on the truck had all expired in September 2008. Mr. Hirst stated that the truck was a back up truck and that the driver's everyday truck had broken down the morning of the inspection.  
Corrective Action: Please ensure that transport vehicles are periodically inspected to ensure that all the equipment is current and viable.

Inspection Date: 08/04/2010

**Checklist Independent Potential Violations and Areas of Concern**

Type: Violation

Rule: 263.20(b)

Explanation: During the inspection, one manifest was observed in which the FCI driver had failed to date the manifest prior to shipping the hazardous waste to the facility. (Corrected)

Corrective Action: Mr. Hirst corrected this during the inspection. The hazardous waste was still located at the facility at the time of the inspection.

**Summary of Potential Violations and Areas of Concern:**Potential Violations

Rule Number	Area	Date Cited	Explanation
Transporters Checklist 265.35	Hazardous waste storage trailer	08/04/2010	At the time of the inspection, the facility did not have adequate aisle spacing between the hazardous waste containers located within both of the storage trailers. (Corrected)
Checklist Independent Violations 263.20(b)		08/04/2010	During the inspection, one manifest was observed in which the FCI driver had failed to date the manifest prior to shipping the hazardous waste to the facility. (Corrected)

Areas of Concern

Rule Number	Area	Date Cited	Explanation
Transporters Checklist 265.52(f)		08/04/2010	During the inspection, Mr. Hirst stated that the facility would contact American Compliance Technologies in the event that a cleanup is needed. This policy is not reflected in the facility's Contingency Plan.
Used Oil Transporter 279.44(a)		08/04/2010	One of the facility's transport trucks and the driver was inspected during the visit. The inspector inspected the drivers license and health certificate and the truck's fire extinguisher, spill equipment and halogen detection kits. The Dexsil kits on the truck had all expired in September 2008. Mr. Hirst stated that the truck was a back up truck and that the driver's everyday truck had broken down the morning of the inspection.

Inspection Date: 08/04/2010

**Conclusion:**

At the time of the inspection, Freehold Cartage, Inc. was not in compliance with state and federal hazardous waste regulations governing Hazardous Waste Transfer Facilities. Subsequent to the inspection, the facility returned to compliance.

Inspection Date: 08/04/2010

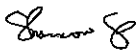
**Signed:**

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.

Shannon D. Camp  
**PRINCIPAL INSPECTOR NAME**

Inspector  
**PRINCIPAL INSPECTOR TITLE**



8/5/2010

**PRINCIPAL INSPECTOR SIGNATURE**

**DATE**

Michael Hirst  
**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

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**From:** Stewart, Patricia  
**Sent:** Tuesday, September 21, 2010 1:30 PM  
**To:** 'andreastermer@polk-county.net'  
**Subject:** FW: Freehold Cartage FLD 984 187 831 Inspection Letter  
**Attachments:** Freehold.pdf

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

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

Acrobat Reader 6.0 or greater is required to read this document. 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](mailto:Patricia.Stewart@dep.state.fl.us)