

Thursby, Kim

From: Stuart Stapleton [Stuart.Stapleton@eqonline.com]
Sent: Wednesday, February 02, 2011 6:13 PM
To: Russell, Merlin
Cc: Thursby, Kim
Subject: Re: FW: EQ Florida, Inc.; FLD 981 932 494;Second Notice of Deficiencies
Attachments: Stuart Stapleton.vcf

Done. Let me know if you need anything else.

Stuart Stapleton, CHMM
Regulatory Specialist
EQ Florida
7202 East 8th Avenue
Tampa, FL 33619
P: 813.319.3423
F: 813.626.7451
C: 813.770.9954
stuart.stapleton@eqonline.com

>>> "Russell, Merlin" <Merlin.Russell@dep.state.fl.us> 2/2/2011 3:09 PM >>>
Stuart,

Please confirm to Kim that you received this letter. Thanks.

merlin

From: Epost HWRS
Sent: Thursday, December 30, 2010 9:47 AM
To: stuart.stapleton@eqonline.com
Cc: Shannon.Camp@fldep.net; Dregne, James; bob.fox@erm.com; Bahr, Tim; Russell, Merlin; Kothur, Bheem; Tripp, Anthony
Subject: EQ Florida, Inc.; FLD 981 932 494;Second Notice of Deficiencies

In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Regulation Section is forwarding the attached document to you by electronic correspondence "e-correspondence" in lieu of a hard copy through the normal postal service.

We ask that you verify receipt of this document by sending a "reply" message to epost_hwrs@dep.state.fl.us. (An automatic "reply message" is not sufficient to verify receipt). If your email address has changed or you anticipate that it will change in the future, please advise accordingly in your reply. You may also update this information by contacting Kim Thursby at (850) 245-8792.

The attached document is in "pdf" format and will require Adobe Reader 6 or higher to open properly. You may download a free copy of this software at www.adobe.com/products/acrobat/readstep2.html.

Please note that our documents are sent virus free. However, if you use Norton Anti-virus software, a warning may appear when attempting to open the document. Please disregard this warning.

Your cooperation in helping us affect this process by replying as requested is greatly appreciated. If you should have any questions about the attached document(s), please direct your questions to the contact person listed in the correspondence.

Tim Bahr
Environmental Administrator
Hazardous Waste Regulation
Department of Environmental Protection
E-Mail Address: epost_hwrs@dep.state.fl.us

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Mimi Drew is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.

Thursby, Kim

From: Epost HWRS
Sent: Thursday, December 30, 2010 9:47 AM
To: 'stuart.stapleton@eqonline.com'
Cc: 'Shannon.Camp@fldep.net'; Dregne, James; 'bob.fox@erm.com'; Bahr, Tim; Russell, Merlin; Kothur, Bheem; Tripp, Anthony
Subject: EQ Florida, Inc.; FLD 981 932 494;Second Notice of Deficiencies
Attachments: 12-30-10-EQ Second Notice of Deficiencies.Receipt.pdf

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Tim Bahr
Environmental Administrator
Hazardous Waste Regulation
Department of Environmental Protection
E-Mail Address: epost_hwrs@dep.state.fl.us



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi A. Drew
Secretary

December 30, 2010

SENT VIA E-MAIL

stuart.stapleton@eqonline.com

Mr. Stuart Stapleton
EHS Manager
EQ Florida, Inc.
7202 E. 8th Avenue
Tampa, Florida 33619

Subject: EQ Florida, Inc.; FLD 981 932 494; Operating Permit Renewal Application 34875-HO-009
Hillsborough County
Second Notice of Deficiencies

Dear Mr. Stapleton:

Your application for a hazardous waste permit has been reviewed and found to be incomplete. The required information and amendments necessary to complete your application are itemized in the enclosed Notice of Deficiencies.

When a permit application is incomplete, all processing of the application is suspended. You are hereby advised to provide us with the requested additional information pursuant to Florida Administrative Code (F.A.C.) Rule 62-730.220 and Chapter 403.722, Florida Statutes (F.S.).

If you cannot submit this information within thirty (30) days, you must provide a detailed schedule with dates when this information will be submitted.

You are encouraged to contact this office to discuss the deficiencies noted by the application review. This exchange of ideas will assist you in developing a complete and adequate response. If you would like to arrange a meeting or have any questions, please call me at 850-245-8796 or merlin.russell@dep.state.fl.us

Sincerely,

Merlin D. Russell Jr.
Professional Geologist II
Hazardous Waste Regulation

MR/mdr

Enclosure

cc with enclosure via e-mail:

Shannon Camp, DEP Tampa, Shannon.Camp@fldep.net
Jim Dregne, DEP Tampa, James.Dregne@dep.state.fl.us
Robert Fox, ERM, bob.fox@erm.com

ENCLOSURE
The Environmental Quality Company FLD981932494
Operating Permit Renewal dated July 22, 2010
Response to First Notice of Deficiencies dated November 4, 2010
7202 E. 8th Avenue, Tampa, Florida 33619

General Comments:

1. As discussed at the December 13, 2010 meeting, a number of changes and/or updates to the Part B application were discussed. The Department reiterates that where changes are made, either to narrative or figures, the changes must be made consistently throughout the entire Part B application.
2. Also, as discussed at the December 13, 2010 meeting, the covered loading and unloading area is part of the facility's permitted storage area. However, the permit application and current operating permit do not indicate or identify storage in the covered loading and unloading area. EQ must update the Part B application so that it is clear that this area is used for storage and specify which part of that area is to be utilized for storage. This covered storage area should correspond with the approved as-built diagrams from the construction permit. The text should be updated to discuss the construction of the covered area, the issuance of the construction permit, the submittal and approval of the as-builts and modification of the operating permit to allow storage in this area. Figures throughout the application must be updated to clearly identify this outside, covered storage area as part of the permitted storage area.

Specific Comments:

3. Although acknowledged by EQ, the revised Part I, included as a response to the First Notice of Deficiencies, contained only page 3. The revised Part I must include the changes noted in the First NOD and reiterated here:
 - ✚ Part I.A.1: As discussed with Mr. Stapleton on August 9, 2010, EQ does not operate a Part 264 Subpart DD Containment Building. The box next to Containment Building should *not* be checked.
 - ✚ Part I.A.10: The Operator's name, Scott Marris, VP Regulatory Affairs, should be entered here because Mr. Marris signed the certification page as the operator.
 - ✚ Part I.A.11: The Facility Owner's name, Robert Mulholland, should be entered here because he has signed the certification pages as the owner.
 - ✚ Part I.A.19:
 - ❖ The "Waste Transporter" is misspelled. The current HW transporter certificate was renewed on *August 17, 2010* and it expires on *August 1, 2011*.
 - ❖ The Used Oil Certification was issued June 16, 2010.
4. Part P Information Requirements Regarding Potential Releases from Solid Waste Management Units. As discussed in the December 13, 2010 meeting in Tallahassee, FDEP has drafted an RFA Addendum that identifies and characterizes SWMUs. A draft was e-mailed to you on December 21, 2010 for your review. Once finalized, EQ must update the SWMU information in the Part B to accurately reflect the information and conclusions of the RFA Addendum.

5. Section 4, page 18: At the top of this page, the application states that EQ does not accept regulated biohazardous waste. This section should be expanded to include the procedures EQ uses for management of biological wastes as discussed at the December 13, 2010 meeting. EQ must update the Part B to discuss the procedure used if incidental biohazardous waste is discovered in a shipment. If the material is a red bag or clearly labeled “biohazardous”, it will be rejected and returned to the generator. Non-hazardous material that is not designated as biohazardous waste, must be managed as specified in your solid waste permit.
6. Section 11-Page 23: The Department will continue to evaluate the closure cost estimates based upon changes to the Part B. Comments may be forthcoming.
7. Section 14, page 8 of the Part B: As discussed at the December 13, 2010 meeting, the section on universal waste needs to be expanded to include more details such as the handling, packaging, and storage requirements for fluorescent lamps as required by Chapter 62-737, F.A.C. This section must include lamps received from CESQG sources.
8. Section 14, pages 3 through 6: The application describes allowing 5 calendar days (excluding holidays) of arrival to unload inbound shipments. Outbound shipments must be completed within 30 consecutive work days of initiating the loading. The current permit, Part II, Specific Condition 15 states that “incoming shipments ... shall be unloaded into the appropriate storage area within three consecutive working days of the vehicle’s arrival. Vehicles being loaded for outgoing shipment shall leave the facility within five consecutive working days of the first container ... being placed on the vehicle”. Please explain this discrepancy between the permit and the application.
9. Section 14, page 4: The last paragraph describes the storage of hazardous waste in temporary processing areas such that “Outbound hazardous waste managed in the temporary processing areas will be limited to five operating days maximum if the waste are incompatible ...” Please explain the need to store incompatible wastes together for any period of time.
10. Part II Specific Condition 18 of the current permit: This condition states that “The inventory of containers that have been loaded onto transport vehicles for outbound shipment shall be counted towards the maximum inventory of the storage area. The inventory of receipted waste which remains unloaded on the transport vehicle shall not be counted towards the maximum capacity of the facility but shall be included in the closure plan, financial assurance documents, and inspection logs.” It is the Departments intent that all hazardous waste on inbound and outbound vehicles shall count against the permitted maximum capacity of the facility. Please explain any reason that this policy should not include “receipted waste which remains unloaded on the transport vehicle”.
11. During the December 13, 2010 meeting the facility expressed interest in moving the ten-day hazardous waste transfer operations to the portion of the facility south of 9th Avenue. Please expand upon this interest. Where will the 10-day transfer area be staged? What other material will be staged in this area? How will 10-day transfer material be segregated from other material stored in this general area? Will trailers staged in this area have secondary containment? Please update facility figures to illustrate.

Mr. Stuart Stapleton
December 30, 2010
Page 4 of 4

12. Section 14-Page 12: The 10-day hazardous waste transfer record keeping requirements must be updated to reflect the current conditions of 62-730.171(6), F.A.C.