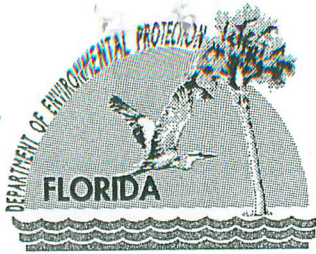


File 8/24

Department of Environmental Protection



Jeb Bush
Governor

Northeast District
7825 Baymeadows Way, Suite B200
Jacksonville, Florida 32256-7590

Colleen M. Castille
Secretary

August 23, 2005

Ms. Judith B. Owens, Vice President
Environmental Remediation Services, Inc.
760 Talleyrand Ave.
Jacksonville, Florida 32202

Re: Environmental Remediation Services, Inc.
EPA/DEP ID: FLD 984 261 412
Duval County - Hazardous Waste

Dear Ms. Owens:

Thank you for your assistance during the hazardous waste compliance inspection conducted by the Department at your facility on March 31, 2005. Enclosed is the report that documents this inspection.

No violations of Florida Statutes and Rules concerning hazardous waste or used oil management were observed at the facility at the time of the inspection.

Your continued cooperation is appreciated. If you have any questions regarding this report or hazardous waste regulation in general, please contact me at 904.807.3368.

Sincerely,

Drew Brown
Environmental Specialist
Hazardous Waste Section

DBP
DB:db

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DOCKET# C.05.2



Department of Environmental Protection

Jeb Bush
Governor

Northeast District
7825 Baymeadows Way, Suite B200
Jacksonville, Florida 32256-7590

Colleen M. Castille
Secretary

HAZARDOUS WASTE INSPECTION REPORT

1. **INSPECTION TYPE:** Routine Complaint Follow-up Permit

FACILITY NAME: Environmental Remediation Srv., Inc. **DEP/EPA ID:** FLD 984 261 412

STREET ADDRESS: 760 Talleyrand Ave., Jacksonville, Florida 32202

MAILING ADDRESS: Same As Above

COUNTY: Duval **PHONE:** 904.791.9992 **DATE:** 3/31/05 **TIME:** 10:30 a.m.

HW facility status

- non-handler
- CESQG
- SQG
- LQG
- transporter
- transfer facility
- TSD
- SQH
- LQH

Used oil facility status

- generator
- transporter
- transfer facility
- marketer
- processor
- on-spec. burner
- off-spec. burner
- filter generator
- filter transporter
- filter transfer facility
- filter processor

Hg facility status

- exempt
- generator
- transporter
- Hg recovery facility
- Hg reclamation facility

PCW facility status

- producer
- transporter
- recovery facility

2. APPLICABLE REGULATIONS:

- | | | | |
|--|---|---|--------------------------------------|
| <input checked="" type="checkbox"/> 40 CFR 261.5 | <input checked="" type="checkbox"/> 40 CFR 279 | <input checked="" type="checkbox"/> 62-740, FAC | <input type="checkbox"/> 40 CFR 264 |
| <input type="checkbox"/> 40 CFR 262 | <input checked="" type="checkbox"/> 62-710, FAC | <input checked="" type="checkbox"/> 40 CFR 263 | <input type="checkbox"/> 40 CFR 270 |
| <input type="checkbox"/> 40 CFR 265 | <input checked="" type="checkbox"/> 62-730, FAC | <input type="checkbox"/> 40 CFR 273 | <input type="checkbox"/> 376.3078 FS |

3. **RESPONSIBLE OFFICIAL:** Ms. Judith B. Owens, Vice President

4. **INSPECTION PARTICIPANTS:** John Anderson, Operations Manager
Drew Brown, FDEP
Christopher Bodin, FDEP

5. **LATITUDE/LONGITUDE:** N 30° 19' 47.58" / W 081° 37' 55.13"

6. **TYPE OF OWNERSHIP:** private federal state county municipal

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PROCESS DESCRIPTION:

Environmental Remediation Services, Inc. was inspected on March 31, 2005 as an unannounced hazardous waste and used oil compliance evaluation inspection. Mr. John Anderson, Operations Manager, participated in the inspection.

The facility is located in an industrial area and consists of a large warehouse with an office area and a fenced equipment storage area and parking lot beside the facility.

Environmental Remediation Services, Inc. collects and transports hazardous waste, used oil, used oil filters and petroleum contact water (PCW) from generators in northeast Florida.

RECORD REVIEW:

Environmental Remediation Services, Inc. has verified their financial responsibility with the Department, pursuant to Chapter 62-710.600, Florida Administrative Code (FAC). The facility posts their validated registration form to transport hazardous waste, used oil, used oil filters and PCW in a prominent place at the facility's location in accordance with Section 62-710.500(4), FAC and annually files DEP Form #62-701.900(14) with the Department describing used oil and PCW transportation activities for the prior year.

Training records were found to be complete and in order at the time of the inspection.

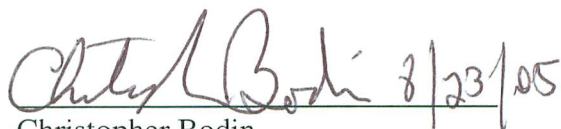
Site Inspector:

Site Inspector:



Date 8/8/05

Drew Brown
Environmental Specialist
Hazardous Waste Section



Date 8/23/05

Christopher Bodin
Hazardous Waste Engineer
Hazardous Waste Section

Approved by:

Approved by:



Date 8/22/05

Vicky G. Valade
Environmental Manager
Hazardous Waste Section



Date 8/23/05

Ashwin B. Patel
Hazardous Waste Supervisor
Hazardous Waste Section

TRANSPORTERS CHECKLIST

1. Site Name: Environmental Remediation Svc., Inc.

Transporter Requirements (40 CFR 263)

- 1. Do vehicles transporting hazardous waste have the appropriate placards? (263.10)(49 CFR 172.500) Y N
- 2. Does transporter have an EPA identification number? (263.11(a)) Y N
- 3. Does the transporter use manifest system as required by 263.20? Y N
 - Do the manifests contain at least:
 - a. Name, address, and EPA ID of transporter? Y N
 - b. Name, address, and EPA ID code of generator? Y N
 - c. Name, address, identification code of designated permitted facility? Y N
 - d. Corresponding manifest document number? Y N
 - e. Description and quantity of each hazardous waste? Y N
 - f. Signature of subsequent transporters? Y N
 - g. Signatures signifying proper delivery or reasons why delivery could not be certified? Y N
 - h. EPA waste codes? Y N
- 4. International shipments: (263.20(g)) NA
 - a. Record of date waste left U.S.? Y N
 - b. Presence of one signed copy in records? Y N
 - c. Signed copy of manifest returned to the generator? Y N
 - d. Copy of the manifest given to a U.S. Customs official at the point of departure from the United States? Y N

Facility: _____

Date: _____

5. For SQG waste:

a. Is waste transported according to reclamation agreement?

Y _____ N N/A

b. Is following information recorded on a shipping paper:

Name, address, and EPA ID of waste generator

Y N _____

Quantity of waste accepted

Y N _____

DOT - required shipping info

Y N _____

Date waste is accepted

Y N _____

c. Does transporter carry this shipping paper during transport?

Y _____ N _____

d. Are records maintained for three years after termination or expiration of reclamation agreement?

Y _____ N _____

6. Are copies of the manifest retained for 3 years? (263.22)

Y N _____

7. Is there evidence of discharge of hazardous waste? (263.30)

Y _____ N

8. Has transporter demonstrated the financial responsibility required under 17-30.170(2)

Y N _____

9. Does the transporter verify financial responsibility with the Department annually (17-730.170(3))?

Y N _____

Transfer Facility Requirements (17-730.171) - N/A

1. Does transporter comply with 10 day storage limit for transfer facilities? (263.12)

Y _____ N _____

a.. Is the hazardous waste packaged according to 262.30? (263.12)

Y _____ N _____

2. General Facility Standards (265 Subpart B)

a. Security (265.14)

(1) Is the facility security system adequate to minimize unauthorized entry?

Y _____ N _____

(2) Are signs posted and legible for 25 feet?

Y _____ N _____

Facility: _____

Date: _____

[General Facility Standards (265 Subpart B) continued]

b. Inspection Requirement (265.15)

- (1) Does the facility have a copy of the Inspection Plan? Y _____ N _____
- (2) Does the facility have completed inspection logs? Y _____ N _____
- (3) Were the deficiencies corrected in a timely manner? Y _____ N _____
- (4) Are the inspection logs maintained at the facility for 3 years? Y _____ N _____

c. Personnel Training (265.16)

- (1) Do management personnel complete hazardous waste training? Y _____ N _____
- Is training on the job? Y _____ N _____
- Is training in the classroom? Y _____ N _____

- (2) Do laborers who handle hazardous waste complete training? Y _____ N _____
- Is training on the job? Y _____ N _____
- Is training in the classroom? Y _____ N _____

- (3) Does training include:
- Emergency response procedures? Y _____ N _____
- Inspection procedures? Y _____ N _____
- Operation of hazardous waste handling equipment? Y _____ N _____

(4) How often is training reviewed? _____

- (5) Does the facility have personnel training records including:
- Job title and description of position? Y _____ N _____
- Description of employee's training Y _____ N _____

(6) Is training successfully completed within 6 months of hiring/
transfer to HW position? Y _____ N _____

(7) Are records maintained for three years at the facility? Y _____ N _____

d. Ignitable, Reactive, or Incompatible Waste (265.17)

(1) Is the waste separated and confined from sources of ignition or
reaction, sparks, spontaneous ignition, and radiant heat? Y _____ N _____

(2) Are "No Smoking" signs posted in the area? Y _____ N _____

3. Preparedness and Prevention (265 Subpart C)

a. Is there evidence of fire, explosion or contamination of the
environment? (265.31 Maintenance and Operation of Facility) Y _____ N _____

If yes, use narrative explanation.

Facility: _____

Date: _____

[3. Preparedness and Prevention (265 Subpart C) continued]

b. Is the facility equipped with (265.32 - required equipment):

(1) Internal communications or alarm system? Y _____ N _____
Is it easily accessible in case of emergency? Y _____ N _____

(2) Telephone or two-way radio to call emergency response personnel? Y _____ N _____

(3) Portable fire extinguishers, fire control equipment, spill control equipment and decontamination equipment? Y _____ N _____

Is this equipment tested to assure its proper operation? Y _____ N _____

How frequently? _____

(4) Water of adequate volume for hoses, sprinklers or water spray system? Y _____ N _____

(a) Describe source of water. _____

(b) Indicate flow rate and/or pressure and storage capacity, if applicable, _____

c. 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.) (265.35 - Required Aisle Space) Y _____ N _____

d. Has the owner/operator made arrangements with the local authorities to familiarize them with characteristics of the facility? (Layout of facility, properties of hazardous waste handled and associated hazards, places where facility personnel would normally be working, entrances to roads inside facility, possible evacuation routes.) (265.37 - Arrangements with Local Authorities) Y _____ N _____ NA _____

If NA, explain _____

e. In the case that more than one police or fire department might respond, is there a designated primary authority? (265.37 - Arrangements with Local Authorities) Y _____ N _____ NA _____

If yes, indicate primary authority. _____

Is the fire department a city or volunteer fire department? _____

f. Does the owner/operator have phone number of and agreements with state emergency response teams, emergency response contractors and equipment suppliers? (265.37 - Arrangements with Local Authorities) Y _____ N _____

Are they readily available to the emergency coordinator? Y _____ N _____

Facility: _____

Date: _____

[3. Preparedness and Prevention (265 Subpart C) continued]

- g. Has the owner/operator arranged to familiarize local hospitals with the properties of hazardous waste handled and types of injuries that could result from fires, explosions, or releases at the facility?
(265.37 - Arrangements with Local Authorities) Y_____N_____
- If no, has the owner/operator attempted to do this? Y_____N_____
- h. If the State, or local authorities decline to enter into the above referenced agreements, has this been documented in the operation record?
(265.37 - Arrangements with Local Authorities) Y_____N_____

4. Contingency Plan and Emergency Procedures (265 Subpart D)

- a. Does the facility have a contingency plan? (265.51 - Purpose and Implementation of Contingency Plan) Y_____N_____
- b. Is it maintained at the facility? (265.53 - Copies of Contingency Plan) Y_____N_____
- c. Is the contingency plan a revised SPCC Plan (265.52 - Content of Contingency Plan) Y_____N_____
- (1) Does the plan include:
- (a) Action personnel will take? Y_____N_____
- (b) Evacuation routes? Y_____N_____
- (c) Emergency Equipment? Y_____N_____
- (d) Is the emergency equipment properly inspected and maintained? Y_____N_____
- d. Is there an emergency coordinator on site or within short driving distance of the plant at all times? (265.55 - Emergency Coordinator) Y_____N_____
- e. Who is the emergency coordinator? _____
- f. Has the facility supplied local police and fire departments with a copy of the contingency plan? (265.53(b) - Content of Contingency Plan) Y_____N_____
- g. Has the facility supplied DEP with a copy of the Contingency Plan? (17-730.171(2)(a)) Y_____N_____

5. Container Storage Checklist (Subpart I - Use and Management of Containers 265.170)

- a. Are the containers in good condition (265.171)?
(check for leaks, corrosion, bulges, etc.) Y_____N_____
- b. If a container is found to be leaking, does the operator transfer the hazardous waste from the leaking container? Y_____N_____

Facility: _____

Date: _____

[Container Storage Checklist (Subpart I - Use and Management of Containers 265.170)] continued

- c. Is the waste compatible with the containers and/or its liner? (265.172) Y _____ N _____
- d. Are containers holding hazardous waste opened, handled or stored in such a manner as to cause the container to rupture or leak? (265.173) Y _____ N _____
If yes, explain using narrative.
- e. Are each of the containers inspected at least weekly (265.174)? Y _____ N _____
If no, explain using narrative concerning the frequency of inspection.
- f. Are containers holding ignitable or reactive wastes located at least 15 meters (50 feet) from the facility property line? (265.176) Y _____ N _____
If yes, explain using narrative.
- g. Are incompatible wastes stored in the same containers? Y _____ N _____
If yes, explain using narrative.
- h. Are containers holding incompatible wastes kept apart by physical barrier or sufficient distance? Y _____ N _____
If no, explain using narrative.
6. Does facility have a written closure plan satisfying requirements of closure performance, notification, and decontamination standards of 40 CFR 265.111, 265.112(c), 265.114, 265.115? (17-730.171(2)(b)) Y _____ N _____
- a. Has the facility supplied DEP with a copy of the plan? Y _____ N _____
7. Is hazardous waste that is stored in containers or vehicles stored on a man made surface which is capable of preventing spills or releases to the ground? (17-730.171(2)(d)) Y _____ N _____
8. Is a written log maintained for all waste entering or leaving the transfer facility? (17-730.171(2)(e)) Y _____ N _____
- a. Does the log contain:
- Generators' names? Y _____ N _____
- Manifest numbers? Y _____ N _____
- Dates when waste enters and leaves facility? Y _____ N _____
9. Has the facility notified the department on Form 17-730.900(6) (Transfer facility notification form)? (17-730.171(3)) Y _____ N _____
10. Does the transfer facility have an EPA ID number? Y _____ N _____

Facility: _____

Date: _____

**Unregulated Wastes
(Household/Conditionally Exempt/Small Quantity Generator Wastes)**

NA _____

1. Does the transporter have documentation that this waste was generated by an unregulated source? Y_____N_____

2. If no, is the transporter assuming responsibility as the generator of this waste? Y_____N_____

- a. If yes, complete the applicable Generator or Small Quantity Generator checklist.
- b. If no, the inspector should inform the transporter that he will be held responsible as the generator of the waste and will be reinspected to ensure that the applicable requirements are being satisfied. A follow-up inspection should be scheduled as follows:

- (1) 90 days after initial inspection if the quantity of "unregulated" wastes on site exceed 1000 kg.
- (2) 180 days after initial inspection if the quantity of "unregulated" wastes on site are less than 1000 kg.

3. Does the transporter mix/consolidate hazardous wastes of different DOT shipping descriptions 263.10(c)(2)? Y_____N_____
(If yes, complete the Generator checklist).

Land Disposal Restrictions

1. Does the transporter manage restricted (land ban) wastes? Y_____N_____

If yes, check appropriate box(es).

- "California List" _____
- F--- List Solvents _____
- First Third _____
- Second Third _____
- Third Third _____
- Soil and Debris _____

USED OIL TRANSPORTER CHECKLIST

Facility Name: Environmental Remediation Serv.
 Facility Representative: John Anderson
 Inspector: Drew Brown & Chris Boden

Date: 3/31/05
 Facility ID #: FLD 984 261 412
 Registration # _____

40 CFR 279 Subpart E -- Transporter Standards

1. Is the facility exempt under any of the following? (279.40(a)) Y _____ N X
 On site transport?
 Generator transporting < 55 g /time to a collection center?
 Transporter of < 55 g /time from generator to aggregation point owned by same generator ?

2. If the transporter also transports hazardous waste in the same trucks as are used to transport used oil, are the vehicles emptied per 261.7 after HW shipments? (If not, the used oil must be managed as hazardous) Y _____ N N/A

3. Does the transporter process used oil incidental to transport? (279.41) Y _____ N X
 Are any residues managed as used oil, reclaimed, or used as asphalt manufacture feedstock? N/A X Y _____ N _____
 If not, has the transporter conducted a hazardous waste determination? (279.10(e)) N/A X Y _____ N _____

4. Has the facility notified of used oil activities? Check EPA form 8700-12 Y X N _____

5. Does the transporter only deliver used oil to other transporters, oil processors, off specification used oil burners with EPA ID Numbers, or to on-specification oil burners? (279.43(a)) Y X N _____

6. Does the transporter comply with DOT requirements? (279.43(b)) Y X N _____

7. If any oil is discharged during transport, does the transporter: (279.43(c))
 Notify National Response Center and State Warning Point and Coast Guard per 33 CFR 153.203, as applicable? Y X N _____
 Report to DOT in writing per 49 CFR 171.16? Y X N _____
 Clean up any discharges until the discharge poses no threat? Y X N _____

8. Does the facility also transport used oil filters? Y X N _____
 If so, are the filters stored in above ground containers which are: (62-710.850(6))
 In good condition? Y X N _____
 Closed or otherwise protected from weather? Y X N _____
 Labeled "Used Oil Filters"? Y X N _____
 Stored on an oil impervious surface? Y X N _____

Facility: _____

Date: _____

Transporter Recordkeeping - 279.46

1. Do used oil acceptance records include: (279.46(a))

Name & Address of facility providing the oil for transport?

Y N

EPA ID # of oil provider (if applicable)?

Y N

Quantity of oil shipped?

Y N

Date of shipment?

Y N

Signature of oil provider, dated upon receipt?

Y N

2. Do used oil delivery records include: (279.46(b))

Name & Address of receiving facility or transporter?

Y N

EPA ID # of receiving facility or transporter?

Y N

Quantity of oil delivered?

Y N

Date of delivery?

Y N

Signature of oil receiver, dated upon receipt?

Y N

3. Do the above records also include state required information on the type of oil and destination or end use? (62-710.510(1)(c & e))

Y N

4. Does the facility keep records on DEP Form 62-710.900(2) or equivalent? (62-710.501(1))

Y N

5. Does the facility submit an annual report by March 1 summarizing the on site records for the previous calendar year? (62-710.520)

Y N

If not, is the facility an electric utility transporting only self generated used oil for recycling, which is exempt from state registration and reporting requirements? (62-710.530)?

Y N

7. Does the transporter keep copies of the record and reports for three years at the street address of the facility? (62-710.510(2))

Y N

Transporter Certification (62-710 F.A.C.)

1. Is the transporter certified? (local governments, and < 55g/time transporters are exempt) (62-710.600)

Y N

2. Does the facility maintain training records? (62-710.600(2)(c))

Y N

3. Does the facility maintain insurance or financial assurance of \$100,000 combined single limit? (62-710.600(2)(d))

Y N

4. Is the facility registration form and ID number displayed? (62-710.500)

Y N

Facility: _____

Date: _____

Transfer Facility Standards - 279.45

- 1 Does the transporter store used oil at any transportation related facility (including parking lots) for more than 24 hours and not longer than 35 days during the normal course of transport? Transfer facilities storing used oil more than 35 days must comply with 279 Subpart F N/A X Y____ N____
- Is the transfer facility registered per 62-710.500(1)(a) F. A. C.? Y____ N____
2. Does the transporter determine whether used oil stored at a transfer facility has a total halogen content above or below 1,000 ppm? Y____ N____
- Is this done by testing? Y____ N____
- Is this done by process knowledge? Describe basis in narrative. Y____ N____
- Are test records or copies of records providing basis for determination kept for 3 years? Y____ N____
3. Have any analyses showed exceedances of the 1,000 ppm level? Y____ N____
- If so, was the oil managed as hazardous waste? Y____ N____
- If not, was the oil exempt? Describe in narrative. N/A____ Y____ N____
4. Is used oil stored only in tanks or containers? (Circle applicable units) Y____ N____
5. If the facility has tanks, do they comply with 62-761 and 62.762 F. A. C rules? (Describe in narrative, including number and size of tanks, noting registration numbers if applicable, and compliance status.) Y____ N____
- Is secondary containment provided and adequate? Y____ N____
6. Are containers, and tank trailers in good condition and not leaking? Y____ N____
7. Are containers provided with secondary containment consisting of walls and floor at a minimum? Y____ N____
- Is the containment system impervious to oil so as to prevent migration? Y____ N____
8. Are ASTs, UST tank fill lines and containers labeled "used oil? Y____ N____
9. Are used oil filters stored more than 10 days? Y____ N____
- If so, is the facility a registered used oil filter transfer facility? (62-710.850) N/A____ Y____ N____
10. Does the facility stop operations and clean up releases of used oil, repairing or replacing any leaking units as applicable? Y____ N____