From: Anderson John
To: Perry, Jenna D.;
Subject: RE: FDEP inspection of ERS on 2/8/11
Date: Thursday, March 10, 2011 9:44:43 AM
Attachments: 20110310092857767.pdf

I'm in the office now and should be available - call me.
Pg # 43 of logs attached.

Thanks,

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Thursday, March 10, 2011 9:08 AM
To: 'Anderson John'
Subject: RE: FDEP inspection of ERS on 2/8/11

Regarding the logs, I'm assuming when you say pg 20, 43, and 46 that you are referring to the page numbers handwritten in the upper right had corner of the page? Looking at pg 20 and looking at the Koyo Bearings analysis on 6/30/10, there is no match between the records on either dates or gallons (there is no 6/30/10 on the log and there is nothing on the log from Koyo for 2,887 gallons). I did not receive a pg 43, so I can't speak to that one, but the same is true for pg 46 (there is a CSX T on the log for 12/23/10, but the gallons between records do not match – the analysis says 320 gallons and the log says 250). All that being said, I'm really not that worried about those two records given that they are only oily water. The 919-gallon used oil shipment from Norfolk Southern on 11/17/10 should be reflected on the log though (or the I,N codes placed on the manifest).

If you are available, I would like to call you this afternoon sometime to discuss the halogen pre-screening. We may be able to get this squared away faster over the phone.

Thanks,
Jenna Perry
Environmental Specialist III - Hazardous Waste
Florida Department of Environmental Protection
office: 904-256-1674 | fax: 904-448-4362
Please Note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

From: Anderson John [mailto:j.anderson@ersfl.com]
Sent: Thursday, March 10, 2011 8:19 AM
To: Perry, Jenna D.
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Jenna,

It seems that we can't provide proof of prescreening on these loads with the exception of:

1. CSXT which we have lab data on.

I'm waiting to hear back concerning Koyo Bearings and Clay Electric –of which I believe we have prior sampling of. I honestly can't see where we collected any sample of the North Folk Southern prior to this haul – out side of the fact that we have haul water/oil from their collect pit in the past.

You said -------"Also, I noticed that, with the exception of one of the approvals you supplied (Clay Electric Coop 3/4/10), none of the LES records match any pickups on the logs you supplied me on 3/2." I'm not sure what you mean by this, but the information concerning these load are on the log. (pg. 20, 43 and 46)

I'm not sure what to say other than we are taking another look at our transport and recording implementation.

It is our intent to be incompliance with the rule. Call me if needed.

Thanks,

John Anderson
Vice President/Operations

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Jacksonville, Florida 32202

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Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Wednesday, March 09, 2011 11:57 AM
To: 'Anderson John'
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Thanks John. The examples you provided seem not to be samples, but actual load pickups from customers. What I was looking for were examples from when you picked up a sample, took it to LES/IWS and they approved it prior to ERS picking up the load. Also, I noticed that, with the exception of one of the approvals you supplied (Clay Electric Coop 3/4/10), none of the LES records match any pickups on the logs you supplied me on 3/2.

Hope you are well,
Jenna Perry
Environmental Specialist III - Hazardous Waste
Florida Department of Environmental Protection
office: 904-256-1674 | fax: 904-448-4362

From: Anderson John [mailto:j.anderson@ersfl.com]
Sent: Wednesday, March 09, 2011 8:42 AM
To: Perry, Jenna D.
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Jenna,

Attached are records showing the TOH results for several loads of used oil that we hauled in to LES. We will keep this info in our used oil log book so that it is more readily available in the future.

Thanks, again for your patients with us in this process – have a great weekend.

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Anderson John [mailto:j.anderson@ersfl.com]
Sent: Monday, March 07, 2011 5:54 PM
To: 'Perry, Jenna D.'
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Is that all used oil or is oily wastewater put on the log too? There just seems to be a lot more listed there than the number of used oil records I saw during my inspection. Yes this is oily waste water also.

I still need further information on question 2 from my last email on 2/14/11. Yes, we have a SOP see attached. In my earlier response to question # 2, I mentioned that we had not requested the actual results from LES in the past but would do so in the future. I will see if we can obtain these record for our files and send you a few copies. Thanks for your patient, I will get you this info soon.

Thanks again.

Thanks,

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Monday, March 07, 2011 4:14 PM
To: 'Anderson John'
Subject: RE: FDEP inspection of ERS on 2/8/11

Thanks John. Is that all used oil or is oily wastewater put on the log too? There just seems to be a lot more listed there than the number of used oil records I saw during my inspection.

I still need further information on question 2 from my last email on 2/14/11.

Also, I have a further question regarding halogen screening question:

1. You stated that your SOP for used oil is to collect a sample of the oil, take it to LES for approval, then you pick it up from the customer. Do you keep a copy of the LES test/approval paper? We don't generally request a copy of any test results but we are usually issued an approval number. We will request a copy of the paper work in the further and try to keep it along with the manifest. **Thanks, these test results are required to be kept as part of the rebuttable presumption provision of 40 CFR 279.44.**
   Could you supply 5-6 different approvals for used oil from LES, along with the matching acceptance records for when you guys actually picked up the load? Do you have a written SOP for this process?

Thanks again.

Regards,
Jenna Perry
FDEP – 904.256.1674

From: Anderson John [mailto:j.anderson@ersfl.com]
Sent: Thursday, March 03, 2011 2:16 PM
To: Perry, Jenna D.
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Our 2010 Used Oil Logs are attached.

Thanks,

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Wednesday, March 02, 2011 11:59 AM
To: 'John Anderson'
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Hi John. Do you think you could get those logs sent over to me sometime within the next week?

Thanks!
Jenna Perry
FDEP – 904.256.1674

From: John Anderson [mailto:j.anderson@ersfl.com]
Sent: Monday, February 14, 2011 2:45 PM
To: Perry, Jenna D.
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

I will send them via email.

Thanks,

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Monday, February 14, 2011 11:56 AM
To: 'John Anderson'
Subject: RE: FDEP inspection of ERS on 2/8/11

I am not able to get over there next week, so maybe it would be easier to just fax or email me a couple pages worth of the log?

Thanks,
Jenna Perry
FDEP – 904.256.1674

From: John Anderson [mailto:j.anderson@ersfl.com]
Sent: Monday, February 14, 2011 10:29 AM
To: Perry, Jenna D.
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Jenna,

I will be out of town this week and we are currently working on completing the used oil record for the state (due by March 1, 2011), so can you stop by one day next week instead.

Thanks,

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Monday, February 14, 2011 9:47 AM
To: 'John Anderson'
Subject: RE: FDEP inspection of ERS on 2/8/11

Thanks for the quick response John. Please see my response, in **bold blue**, to your comments below.

Regards,
Jenna Perry
Environmental Specialist III - Hazardous Waste
Florida Department of Environmental Protection
office: 904-256-1674 | fax: 904-448-4362

From: John Anderson [mailto:j.anderson@ersfl.com]
Sent: Thursday, February 10, 2011 5:16 PM
To: Perry, Jenna D.
Cc: 'Louis Renteria'
Subject: RE: FDEP inspection of ERS on 2/8/11

Jenna,
We will review these findings with our staff and make adjustments to correct these issues.
See ERS reply below in RED.
Have a safe weekend.

Thanks,

John Anderson
Vice President/Operations

Environmental Remediation Services, Inc.
760 Talleyrand Avenue
Jacksonville, Florida 32202

Phone: (904) 791-9992 Fax: (904) 791-9992
Email - j.anderson@ersfl.com
Web - www.ersfl.com

From: Perry, Jenna D. [mailto:Jenna.D.Perry@dep.state.fl.us]
Sent: Thursday, February 10, 2011 2:55 PM
To: j.anderson@ersfl.com
Subject: FDEP inspection of ERS on 2/8/11

Mr. Anderson,
Thanks again for your help during my inspection on Tuesday. As promised, here is a re-cap of the action items needed as I know them right now:

1. The spent fluorescent tubes near the storage room need to all be containerized, closed, and labeled "Used Mercury Lamps" or something similar. These were repacked on 2/8/2010 and shipped today. **No further action required.**

2. Three used oil records did not have the EPA ID number for the receiving facility (record numbers 10272, 10271, and 10280). One of those same records did not have ERS's EPA ID number on it either (record 10271). This Information has been added to the manifests. **Please be sure that this information is on all future used oil records.**

3. Used oil records did not have the used oil type code designation or the end use code (see table below for the full list of choices). According to Section 62-710.510, FAC, transporters should maintain used oil records on DEP Form 62-710.901(2) (form instructions link) or on a substantially equivalent form which contains at least the same information as the Department form. The equivalent form could be the records you guys use, they just need these two codes included. Jenna, I was confessed about this during our inspection, but we have a separate log book call used oil record where we keep the state forms and they generally show TYPE CODE "I" and END USE CODE "N". Are you saying that we should also have these codes placed on the manifest? **If it is already on another form, then no you do not have to place the codes on the manifest as well. Since I didn't see the log book during the inspection, I assumed that the disposal records were the only log you were keeping for used oil transportation. If that were the case, the codes would have to go on the manifests. I will be in the area this week, so if it's ok I'd like to stop by and take a look at your log book. I'm not sure when I'll be out yet, maybe Wednesday afternoon or Thursday, but I'll try to give you a little notice.**

TYPE CODE
A - Automotive: Includes spent engine oil from cars, trucks, trains, boats, planes, farm equipment and other off-road automotive engines as well as such related automotive lubricants as transmission fluids, brake fluids, and gear lubricants. **I - Industrial:** Includes spent oils from industrial operations such as compressor turbine and bearing oils, hydraulic oils, metalworking oils, gear oils, electrical oils, refrigeration oils, tank bottoms, industrial process oils, and oil from ships. **M - Mixed:** means a mixture of industrial and automotive oils. This term should be used only when it is impossible to determine the type of oil when its source is considered

END USE CODE
N - Not an end use. Shipment transferred to another facility **O** - Marketed as an on-specification used oil fuel. **F** - Marketed as an off-specification used oil fuel. **B** - Burned as an off-specification used oil fuel. **I** - Marketed for an industrial process (includes processing into asphalt, use in phosphate mining beneficiation, processing lube base stocks by re-refining, and use a form or chain oil. **D** - Disposal, including bottom sediments, water or other oily wastes and oils taken to a disposal site, or disposed of on-site.

Other questions:

1. You stated that your SOP for used oil is to collect a sample of the oil, take it to LES for approval, then you pick it up from the customer. Do you keep a copy of the LES test/approval paper? We don't generally request a copy of any test results but we are usually issued an approval number. We will request a copy of the paper work in the further and try to keep it along with the manifest. **Thanks, these test results are required to be kept as part of the rebuttable presumption provision of 40 CFR 279.44.**

2. Can you get a copy of the profile for the petroleum impacted soils from LES? This profile is for oily waste water/solids and we also use for materials we washed out of our truck that may have previously be shipped to LES. The profile number " IWS # 015391" we use for this has been around for some time, back to the IWS days, but we will be updating it soon. **I would still be interested in seeing the profile for this waste stream if you can get your hands on it.**

Also, a reminder about PCW containers – if you bring containers back to your facility be sure to keep them labeled, dated, and inspect them on a weekly basis (written inspection checking for leaks and deterioration) [Rule 62-740.200(4), FAC]. We will review this procedure with our crew as well. **Thanks**.

Please respond to me, in writing, regarding each of the above items. If you have any questions, please let me know.

Thanks again,

Jenna Perry
Environmental Specialist III - Hazardous Waste
Florida Department of Environmental Protection
office: 904-256-1674 | fax: 904-448-4362

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Version: 9.0.872 / Virus Database: 271.1.1/3495 - Release Date: 03/09/11 12:53:00