



Florida Department of  
Environmental Protection  
Hazardous Waste Inspection Report

**FACILITY INFORMATION:**

**Facility Name:** Rickys Oil Service Inc

**On-Site Inspection Start Date:** 07/14/2011

**On-Site Inspection End Date:** 07/14/2011

**ME ID#:** 53784

**EPA ID#:** FLD981019755

**Facility Street Address:** 7209 Nw 66th St, Miami, Florida 33012

**Contact Mailing Address:** PO Box 669295, Miami, Florida 33166-9430

**County Name:** Miami-Dade

**Contact Phone:** (305) 822-2253

**NOTIFIED AS:**

Non-Handler

Used Oil

**INSPECTION TYPE:**

Routine Inspection for Used Oil Marketer facility

Routine Inspection for Used Oil Processor facility

Routine Inspection for Used Oil Transporter facility

Routine Inspection for Used Oil Transfer Facility

Routine Inspection for Non-Handler facility

**INSPECTION PARTICIPANTS:**

Principal Inspector: Kathy R. Winston, Inspector

Other Participants: Terry Swain, Plant Manager

**LATITUDE / LONGITUDE:** Lat 25° 50' 2.7648" / Long 80° 18' 53.3203"

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

**TYPE OF OWNERSHIP:** Private

**Introduction:**

Ricky's Oil Service, Inc. (ROS) is a permitted facility authorized to process used oil. ROS is also a registered used oil transporter, used oil transfer facility, used oil marketer, used oil filter transporter, and a used oil filter transfer facility. The facility consists of a tank farm inside secondary containment, two office trailers, and a small parking lot and is totally surrounded by a security fence. The facility is situated on a 0.7 acre site in a heavy industrial area, and is served by city water and sewer. The facility has been operating on this site for at least the last 30 years and employs 11 people.

**Compliance History:**

ROS was last inspected on May 20, 2010. Only two minor violations concerning the facility's Contingency Plan were noted and the facility was allowed to return to compliance without enforcement. Prior to that, on March 06, 2008, a Notice of Violation (NOV) was issued to the facility for operating a permitted facility for three days with an expired permit. The facility is required by regulation to submit a permit renewal application at least 60 days prior to the date of permit expiration. This matter was resolved through a Consent Order on May 20, 2008.

**Process Description:**

ROS has 11 tanks on site with a total capacity of 25,000 gallons. All oil is offloaded to tank eight

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unless it has a water content of less than five percent. If this is the case, the oil would be considered on-spec and is stored in one of ROS's finished product tanks for marketing to their customers. Only tank eight is used for processing and ROS only does passive processing; no heat is used. However, emulsifier is sometimes added to the tank to aid in oil/water separation. The waste water that is generated from this process is shipped to either Cliff Berry's Miami facility (EPA ID #FLD058560699) or Raider Environmental Services (EPA ID #FLR000143891), also located in Miami. Also stored within the secondary containment structure are two 20 yard rolloffs, one for used oil filters and the other for oily solids. ROS ships the used oil filters to US Foundry (EPA ID #FLD004128336) in Miami and the oily solids are sent to the Central Landfill in Broward County.

**Inspection:**

The inspection noted that tanks #9 and #10 were mislabeled; tank #9 indicated the contents to be antifreeze and tank #10 indicated the contents to be used oil. The labeling had accidentally been reversed when the tanks were recently painted and tank #9 actually contained used oil and tank #10 actually contained antifreeze.

**Records Review:**

A file review noted that the general facility inspection log didn't meet the standards of 40 CFR 279.52, as the log did not document that detailed inspections of emergency response, communications or security equipment were performed. The log indicated inspections of the tank systems were only performed monthly. The permit for this facility states that inspections of the tank systems are to be documented weekly. It was also noted that the facility's delivery manifests didn't include the EPA ID numbers of the destination facilities, when applicable. Additionally, from October 2010 and on, the delivery records for the used oil filters did not include the manifests numbers for each set of pick-ups included in that load. This information should be included on these documents. All other records appeared to be in order: i.e. training records, contingency plan, waste analysis plan and operating records.

**New Potential Violations and Areas of Concern:****Used Oil Processor**

Type: Violation  
Rule: 279.54(f)  
Question Number: 28.190  
Question: Are ASTs, UST tank fill lines and containers labeled "used oil"?  
Explanation: Tanks #9 and #10 were mislabeled; the labeled content of tank #9 was in tank #10 and vice a versus.  
Corrective Action: Please send a picture showing that tanks #9 and #10 are properly labeled.

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Type: Violation  
Rule: 279.52(a)(2)(iii)  
Question Number: 28.260  
Question: Is spill control and decontamination equipment present?  
Explanation: Emergency equipment is not inspected as part of the facility's general facility inspection log, i.e. spill equipment, fire alarms, security, etc.

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Corrective Action: Please fill out for three weeks and submit to the Department a general facility inspection log that meets the standards of 40 CFR 279.52.

Type: Violation

Rule: 279.52(b)(3)(i)

Question Number: 28.330

Question: Is it at the facility and easily available?

Explanation: It appears that documentation of daily inspections of the tank systems is only be recording on a monthly basis when the facility's permit requires this to be done weekly.

Corrective Action: Please provide the Department this documentation if it exist, otherwise, beginning documenting per you permit requirements and send copies of three weeks worth of storage tank system inspections.

Type: Violation

Rule: 279.56(b)

Question Number: 28.610

Question: Do used oil delivery records include (also check marketer requirements):

Explanation: The facility's used oil delivery logs did not included the EPA ID number for facilities they deliver to that have EPA ID numbers. Also, the manifest numbers that correspond to the used oil filter pickups included in an outgoing shipment should be noted somewhere in the facility's record, if not on the delivery manifest itself.

Corrective Action: The Department would like to remind RES that used oil delivery records should include the EPA ID number of any facility you are delivering to that has an EPA ID number. Also, please note that somewhere in the facility's records should be recorded all used oil filter manifest numbers pickups that are included in an outgoing shipment.

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

#### Potential Violations

Rule Number	Area	Date Cited	Explanation
Used Oil Processor 279.54(f)		07/14/2011	Tanks #9 and #10 were mislabeled; the labeled content of tank #9 was in tank #10 and vice a versus.
279.52(a)(2)(iii)		07/14/2011	Emergency equipment is not inspected as part of the facility's general facility inspection log, i.e. spill equipment, fire alarms, security, etc.
279.52(b)(3)(i)		07/14/2011	It appears that documentation of daily inspections of the tank systems is only be recording on a monthly basis when the facility's permit requires this to be done weekly.
279.56(b)		07/14/2011	The facility's used oil delivery logs did not included the EPA ID number for

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Rule Number	Area	Date Cited	Explanation
			facilities they deliver to that have EPA ID numbers. Also, the manifest numbers that correspond to the used oil filter pickups included in an outgoing shipment should be noted somewhere in the facility's record, if not on the delivery manifest itself.

Areas of Concern

No Areas of Concern

**Conclusion:**

The facility was not in compliance at the time of the inspection and was given 30 days to return to compliance. The inspector will recontact the facility regarding the inquiry about timeframes for storing used oil filter rollofs at the site.

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**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.

Kathy R. Winston  
**PRINCIPAL INSPECTOR NAME**

Inspector  
**PRINCIPAL INSPECTOR TITLE**



**PRINCIPAL INSPECTOR SIGNATURE**

11/3/2011  
**DATE**

Terry Swain  
**REPRESENTATIVE NAME**

Plant Manager  
**REPRESENTATIVE TITLE**

NO SIGNATURE  
**REPRESENTATIVE SIGNATURE**

Ricky's Oil  
**ORGANIZATION**

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.