

Thursby, Kim

From: Bill Parkes [BParkes@cliffberryinc.com]
Sent: Tuesday, March 27, 2012 1:44 PM
To: Epost HWRS
Cc: Bahr, Tim; Coates, John; Kothur, Bheem; Tripp, Anthony; Kantor, Karen E.; Winston, Kathy; Martin, Lee; Wick, Fred; Holmes, Georgiana; Bejnar, Tor; ambrosefox@charter.net
Subject: RE: Cliff Berry Inc.-Port Everglades, FLR000083071, Permit Application Request for Additional Information

CBI has received.

From: Epost HWRS [<mailto:EpostHWRS@dep.state.fl.us>]
Sent: Friday, March 23, 2012 12:50 PM
To: Bill Parkes
Cc: Bahr, Tim; Coates, John; Kothur, Bheem; Tripp, Anthony; Kantor, Karen E.; Winston, Kathy; Martin, Lee; Wick, Fred; Holmes, Georgiana; Bejnar, Tor; ambrosefox@charter.net
Subject: Cliff Berry Inc.-Port Everglades, FLR000083071, Permit Application Request for Additional Information

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

Please take a few minutes to share your comments on the service you received from the department by clicking on this link. [DEP Customer Survey](#).



Florida Department of Environmental Protection

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

March 23, 2012

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

SENT VIA E-MAIL

bparkes@cliffberryinc.com

Mr. William E. Parkes, Jr.
Manager Regulatory Affairs and Capital Projects
Cliff Berry, Incorporated
P.O. Box 13079
Fort Lauderdale, Florida 33316

RE: Cliff Berry, Incorporated
EPA I.D. No. FLR 000 083 071
Permit Numbers: 00192423-HO-005; 00192423-SO-006
Used Oil and Material Processing Facility Renewal Permit
Notice of Deficiency

Dear Mr. Parkes:

The Florida Department of Environmental Protection (the Department) has reviewed your permit renewal application dated February 20, 2012 and received on February 22, 2012 to operate a Used Oil Processing facility in Port Everglades, Florida.

The review of the permit renewal application indicates that it is incomplete. Please provide the information requested in the enclosed Attachment. In preparing your response, the Department recommends that you identify each comment followed by your response and also provide your revised pages of the application. The revised pages are to include the new revision date.

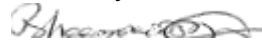
The Department will be contacting you to schedule a meeting or conference call to discuss these comments. Additional communications will be scheduled as needed prior to your submittal of an official response to minimize the time and effort required to formulate adequate replies to the comments. This exchange of ideas will assist you in developing a complete and adequate response that should eliminate the need for additional official responses and therefore accelerate the permit renewal process.

Mr. William Parkes, Jr.
Manager Regulatory Affairs and Capital Projects
March 23, 2012
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Further action on processing your application is temporarily held in abeyance pending receipt of your complete response. Please submit two copies of your written response (one hard copy and one electronic copy for Oculus to the Tallahassee, and one hard copy to the Southeast District Office). If you cannot submit all this information within 30 days, you must formally request an extension and provide a schedule, with dates, indicating when this information will be submitted.

Should you like to arrange a meeting or if you have any questions, please contact me at (850) 245-8781 or e-mail: Bheem.kothur@dep.state.fl.us

Sincerely,



Bheem Kothur, P.E. III
Hazardous Waste Regulation

BK/bk

Enclosure: Attachment

cc: Kathy Winston, FDEP/Southeast District, kathy.winston@dep.state.fl.us
Karen Kantor, FDEP/Southeast District, karen.e.kantor@dep.state.fl.us
Lee Martin, DEP/Tallahassee, lee.martin@dep.state.fl.us
Fred Wick, DEP/Tallahassee, fred.wick@dep.state.fl.us
Georgiana Holmes, OGC/Tallahassee, Georgiana.holmes@dep.state.fl.us
Tor Bejnar, DEP/Tallahassee, tor.bejnar@dep.state.fl.us
D.M. Ambrose, P.E., ambrosefox@charter.net

ENCLOSURE

Cliff Berry, Inc. Port Everglades Facility

Used Oil Facility Operating Permit No.: 00192423-HO-005

First Notice of Deficiencies

March 23, 2012

SPECIFIC COMMENTS: Application Form for a Used Oil Processing Facility Permit and a Waste Processing Facility Permit.

1. Florida DEP Application, Form # 62-710.901(6), B.1- Site Information, and Page 9: The facility latitude and longitude should be identified with the appropriate degrees, minutes, and seconds symbols. Please review and update the entry.
2. Florida DEP Application, Form # 62-710.901(6), C.3 through C.10, Operating Information, Page 10: Please identify the Attachments on this form. Also, provide copies of all the Attachments with current updates.
3. Florida DEP Application, Form # 62-701.900(4), Part B. Additional Information, Page 3 of 4: Please provide the information required in this form including but not limited to, a description of the types of solid wastes received at the facility, a process description for all solid waste activities performed at the site, the identification and capacity of on-site storage areas for recyclable materials, non-processable wastes, unauthorized wastes, and residues as well as the anticipated storage times prior to disposal or reuse, and spotter training requirements proposed upon acceptance of solid waste materials in order to identify and segregate prohibited or unauthorized solid wastes with a description of the management and disposal of any prohibited or unauthorized wastes. In general the Plan does not address solid waste. Please review and address as appropriate.
4. Solid Waste Processing / Bulking at the CBI-Port Everglades Facility, Items 1 through 5: Please describe these items in detail specifically for this site. Also, item 6 the units should be "cubic yards" instead of "yards".
5. Waste Analysis Plan: The Plan indicates that if a load doesn't meet the established waste profile or the received load is rejected that the records of analysis will be kept on site for at least one year. DEP recommends that per 40 CFR Part 279.57(2) you keep records at least three (3) years instead one (1) year. Please review and revise the documents as appropriate.

GENERAL COMMENTS:

1. Facility must submit a site map in pdf format (eight and a half by eleven inches), so that this map can be inserted into the permit.
2. Facility must submit a used oil tank table in pdf format (eight and a half by eleven inches), so that this can be inserted into the permit.
3. CBI, Inc. Permit Application Cover Letter dated February 20, 2012 indicates that there have been no changes at the CBI-Port Everglades facility concerning the Used Oil Processing facility permit since the final permit was issued on May 6, 2008. Since the permit was issued about five (5) years ago, and since CBI, Inc. is expanding the site to include solid waste activities on site, the SPCC Plan, Contingency Plan, Emergency Response Contact Information including Phone Numbers, The Training, and Evacuation Routes should be updated to incorporate all relevant changes.
4. The Facility Closure Cost Estimates: The facility proposed to expand the site to process solid waste activities. Therefore, the facility must revise the closure costs to include disposal of solid waste quantities. The permit application cannot be considered complete and a permit issued until such time as the revised financial assurance has been provided and approved. Please review the current estimate and revise as appropriate.