

## Pierce, Brittany

---

**From:** Pierce, Brittany  
**Sent:** Wednesday, August 26, 2015 8:32 AM  
**To:** 'nhood@cliffberryinc.com'  
**Cc:** 'pmeding@cliffberryinc.com'; Eckoff, Michael; Rysak, Edward  
**Subject:** Cliff Berry, Incorporated Compliance Inspection

Good morning Natalie,

This is a follow-up to the used oil processing and hazardous waste inspection conducted at Cliff Berry, Incorporated on August 19, 2015. Please complete the following items and provide the required documentation to the Department:

- Please update the contingency plan with the back-up emergency coordinator, Mark Groothouse. Any changes to the contingency plan must be submitted to the Department within thirty days of any alteration made. Additionally, please maintain a current copy of the contingency plan at the facility and submit copies to all local police departments, fire departments, hospitals, and state and local emergency response teams pursuant to the requirements of 40 CFR 279.52(b)(3).
  - Please keep in mind, that according to 40 CFR 279.52(b)(5), the emergency coordinator must have the authority to commit the resources needed to carry out the contingency plan.
- As described in the used oil processing permit: “The Permittee shall not exceed the maximum storage capacities of the permitted tanks as specified in the Operating Information section of the permit application and Attachment B of this permit. To prevent overflow, the Permittee shall notify the Department when the volume of the used oil stored in any of the tanks exceeds ninety-five (95) percent of the maximum storage capacity of the tank as specified in the Operating Information section of the permit application and Attachment B of this permit.”

The tanks should only be filled to a maximum capacity of 95%. Please provide the procedure used to ensure the tanks are not filled over the 95% capacity. In addition, the tanks were labeled with incorrect fill capacities. You may want to consider labeling the tanks in a way that avoids confusion.

- Please maintain a copy of the written analysis plan on site, in accordance with 40 CFR 279.55.
- Pursuant to 40 CFR 279.57, please maintain the written operating record on site until closure of the facility. The written operating record should include: records and results of used oil analyses, as well as summary reports and details of all incidents that require implementation of the contingency plan.
  - Please supply analytical testing data for incoming used oil and solid waste stored on site for the months of June, July, and August. As discussed during the inspection, copies of analytical data must be kept on site, or accessible electronically.
- Please provide a schedule documenting how often the sumps are pumped out. The sump in the loading area appeared to be almost full at the time of the inspection.

- Please supply a lid to close the open tote of used antifreeze located near the tank farm. Next to the used antifreeze totes was a 55-gallon drum with unknown contents. Please determine the contents and manage appropriately.
- Please provide “Used Oil” labels for buckets and containers used to collect drips and leaks in the loading area. Please supply a picture to the Department showing that these containers have been properly labeled.
- As discussed during the inspection, please evaluate the need for any used oil samples remaining from 2014 and properly dispose of any expired samples accordingly.
- Please identify the contents of the drum located on the southeast side of the property in the shop area. The drum was not labeled at the time of the inspection.
- What is the timeframe to repair and reseal the tank farm containment floor?

Please do not hesitate to contact me if you have any questions.

Thank you very much,

Brittany Pierce  
Environmental Specialist I  
Compliance Assurance Program  
Florida Department of Environmental Protection, Central District  
(407) 897-2919