



**Florida Department of
Environmental Protection
Hazardous Waste Inspection Report**

FACILITY INFORMATION:

Facility Name: Cliff Berry Inc-Tampa Facility
On-Site Inspection Start Date: 03/15/2017 **On-Site Inspection End Date:** 03/15/2017
ME ID#: 13562 **EPA ID#:** FLR000013888
Facility Street Address: 5218 Saint Paul St, Tampa, FL 33619-6118
Contact Mailing Address: PO Box 13079, Fort Lauderdale, FL 33316-0100
County Name: HILLSBOROUGH **Contact Phone:** (954) 763-3390

NOTIFIED AS:

CESQG (<100 kg/month)
Transporter
Used Oil

INSPECTION TYPE:

Routine Inspection for CESQG (<100 kg/month) facility
Routine Inspection for Used Oil Transporter facility
Routine Inspection for Used Oil Processor facility

INSPECTION PARTICIPANTS:

Principal Inspector: Shannon Kennedy, Environmental Specialist
Other Participants: Jon Sandora, Area Manager; Elizabeth Knauss, Environmental Consultant

LATITUDE / LONGITUDE: Lat 27° 55' 12.3033" / Long 82° 23' 43.3281"

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

TYPE OF OWNERSHIP: Private

Introduction:

Cliff Berry Inc. – Tampa Facility (“CBI”) was inspected on March 15, 2017, to evaluate the facility’s compliance with state and federal hazardous waste and used oil regulations. CBI was last inspected by the Florida Department of Environmental Protection (“FDEP”) in March 2015. Jon Sandora, Area Manager, accompanied FDEP throughout the inspection.

Process Description:

CBI is a permitted used oil processor, used oil/used oil filter transporter and transfer facility, and an emergency response and cleanup contractor. Although this facility is registered as a transporter, all of the corporate used oil transportation activities are conducted using the facility ID number assigned to Cliff Berry’s Dania office (FLR000083071). Records related to transportation are also therefore maintained at the Dania office. Operations have not changed significantly since FDEP’s last inspection in 2015. CBI is permitted to bulk and process non-hazardous petroleum contaminated debris and soil in a mixing chamber. Records indicate that the facility is not accepting or processing more than 250 tons of oily solid waste per month. At the time of this inspection, all used oil tanks were labeled, the secondary containment was clean and well maintained, and there was no evidence of spillage from the loading/unloading areas. The solid waste solidification building was within capacity, and waste did not overtop the containment walls. Emergency equipment was available.

CBI no longer analyzes the used oil on site; all used oil is transported to CBI’s Miami processing facility (FLR058560699). The Tampa facility is not marketing used oil and is not picking up any used oil that has a halogen reading over 1000 ppm. Used oil is screened at the generator using a refrigerant leak detector sensitive to volatile organic and chlorinated organic vapors. If the leak detector indicates a potential problem,

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oil can be screened further using a Dexsil field test kit. Records reviewed during the inspection indicated that every used oil pickup being transported by CBI was being tested using both the Sniffer and Dexsil kits. FDEP spoke with Leroy Arce, CBI Vice President of Resource Recovery, who stated that the drivers were incorrectly marking both boxes on the shipping receipts. Leroy Arce will inform the drivers that only testing methods actually used shall be reported on the shipping documents. Documentation of rejected loads are maintained at the Fort Lauderdale office.

All wastes, used oil, used oil filters, and PCW are transported to the Miami processing facility for disposal. In addition to CBI doing the transports to Miami, CBI also contracts out transport services to Environmental Services and Logistics (FLR00193854) and Everglades Waste Removal (FLR000132506). Any hazardous waste that CBI transports is taken to EQ Florida. Solid waste is picked up by Waste Management ("WM") and then disposed of in WM's landfill located in Okeechobee, Florida. CBI occasionally uses the vehicle maintenance area for minor repairs and oil changes of fleet vehicles; however, the majority of maintenance and repair is contracted out. CBI no longer has a diesel parts washer.

RECORDS:

Used oil driver records are maintained online, and were available for inspection. Currently only one driver is working out of the Tampa location to conduct used oil pickups. The last training session was conducted on August 2016. The SPCC and contingency plan were current and appeared adequate. The facility maintains daily and weekly inspection logs of the facility, which includes inspections of the safety equipment, secondary containment, inventory, and the tank systems. Used oil acceptance and delivery records were reviewed; no discrepancies were noted. Spent mercury containing lamps are disposed of as needed to AERC.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	279.46(a), 62-710.510(2)
Explanation:	Used oil transporters must keep a record of each used oil shipment accepted for transport; these records must include the halogen testing method used for each shipment. Shipping manifests reviewed indicated that each and every shipment being transported was having both Sniffer and Dexsil testing completed; however, this was incorrectly document. Transport drivers primary halogen testing method is the Sniffer; if a positive reading is given, a Dexsil kit is used as a secondary testing method.
Corrective Action:	CBI must ensure that each shipping document only includes the halogen testing method actually used on that particular shipment. FDEP verbally discussed and clarified the documentation process with Jon Sandora and Leroy Arce. Mr. Arce stated that he would conduct a training with employees and review the proper procedure for completing shipping paperwork.

Conclusion:

At the time of this inspection, Cliff Berry Inc – Tampa Facility was not operating in compliance with state and federal hazardous waste regulations governing Used Oil Processors. However, actions taken during the inspection returned the facility to compliance. No further department action required.

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1.0 - Pre-Inspection Checklist

Requirements:

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	Pre-Inspection Review	Yes	No	N/A
1.1	Has the facility notified with correct status? 262.12	✓		
1.2	Has the facility notified of change of status? 62-730.150(2)(b)			✓
1.3	Did the facility conduct a waste determination on all wastes generated? 262.11	✓		

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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.

Shannon Kennedy
PRINCIPAL INSPECTOR NAME

Environmental Specialist
PRINCIPAL INSPECTOR TITLE



PRINCIPAL INSPECTOR SIGNATURE

FDEP
ORGANIZATION 03/22/2017
DATE

Jon Sandora
Representative NAME

Area Manager
Representative TITLE

CBI, Inc.
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.

Elizabeth Knauss
Supervisor NAME

Environmental Consultant
Supervisor TITLE

FDEP
ORGANIZATION

Report Approvers:

Approver: Richard M Vaughn

Inspection Approval Date: 03/24/2017