



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

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**FACILITY INFORMATION:**

**Facility Name:** Cliff Berry Inc - Canaveral Facility

**On-Site Inspection Start Date:** 09/21/2017

**On-Site Inspection End Date:** 09/21/2017

**ME ID#:** 42543

**EPA ID#:** FLR000119792

**Facility Street Address:** 5855 Industrial Dr, Cocoa, FL 32927-4608

**Contact Mailing Address:** PO Box 13079, Fort Lauderdale, FL 33316-0100

**County Name:** Brevard

**NOTIFIED AS:**

CESQG (<100 kg/month)

Transporter

Used Oil

**INSPECTION TYPE:**

Routine Inspection for Used Oil Processor facility

**INSPECTION PARTICIPANTS:**

Principal Inspector: Michael Eckoff, Inspector

Other Participants: John White, Environmental Consultant; Paul Meding, Area Manager

**LATITUDE / LONGITUDE:** Lat 28° 27' 22.892" / Long 80° 46' 17.306"

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

**TYPE OF OWNERSHIP:** Private

**Introduction:**

On September 21, 2017, Michael Eckoff and John White, Florida Department of Environmental Protection, attempted to conduct an inspection of Cliff Berry, Inc. - Canaveral Facility to ascertain their compliance with permit number 249477-HO-002, which was issued July 26, 2013 and expires February 5, 2018. Paul Meding, Area Manager, stated the inspection could not be conducted at that time due to an emergency off-site job.

An email was sent to William Parkes, Regulatory Affairs Manager for Cliff Berry, Inc., on September 13, 2017 informing him of the upcoming inspection on September 21, 2017.

**New Potential Violations and Areas of Concern:**

**Violations**

Type: Violation

Rule: 403.091, 403.161(1)(b)

Explanation: To fail to obtain any permit required by this chapter or by rule or regulation, or to violate or fail to comply with any rule, regulation, order, permit, or certification adopted or issued by the department pursuant to its lawful authority.

Specifically, Cliff Berry, Inc. - Canaveral Facility failed to comply with Permit Condition I.7.: The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of: a. Having access to and copying any

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records that must be kept under the conditions of the permit; and b. Inspecting the facility, equipment, practices, or operations regulated or required under this permit.

Corrective Action: Cliff Berry, Inc. is reminded of the Department's authority to inspect their facility.

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**Conclusion:**

An attempt was made to inspect Cliff Berry, Inc. - Canaveral Facility as a used oil processing facility. The facility was not in compliance at that time due to denial of access.

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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.

|                                 |                                  |
|---------------------------------|----------------------------------|
| Michael Eckoff                  | Inspector                        |
| <b>Principal Inspector Name</b> | <b>Principal Inspector Title</b> |

|                                      |                     |             |
|--------------------------------------|---------------------|-------------|
| <i>Michael Eckoff</i>                | DEP                 | 10/18/2017  |
| <b>Principal Inspector Signature</b> | <b>Organization</b> | <b>Date</b> |

|                       |                          |
|-----------------------|--------------------------|
| John White            | Environmental Consultant |
| <b>Inspector Name</b> | <b>Inspector Title</b>   |

|                         |
|-------------------------|
| FDEP - Central District |
| <b>Organization</b>     |

|                            |                             |
|----------------------------|-----------------------------|
| Paul Meding                | Area Manager                |
| <b>Representative Name</b> | <b>Representative Title</b> |

|                     |
|---------------------|
| Cliff Berry, Inc.   |
| <b>Organization</b> |

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.

**Report Approvers:**

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|---------------------------------------|--|
| <b>Approver:</b> <u>Sirena Davila</u> | <b>Inspection Approval Date:</b> <u>10/18/2017</u> |
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