



Florida Department of Environmental Protection

South District
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Fort Myers, Florida 33902-2549
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Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Noah Valenstein
Secretary

June 15, 2018

VIA ELECTRONIC MAIL

Joe Snedegar, Owner
Speedy Oil Environmental LLC
5680 Pangola Road
Fort Myers, Florida 33905
E-mail: advantageroll@yahoo.com

Re: Warning Letter
Speedy Oil Environmental LLC – 6940C Mission Lane, Fort Myers
Facility ID No. FLR000226332
Lee County

Dear Mr. Snedegar:

A used oil program inspection was conducted at your facility on February 13, 2018 under the authority of Section 403.091, Florida Statutes (F.S.). During this inspection, possible violations of Chapter 403, F.S. and Chapter 62-710, Florida Administrative Code (F.A.C.), and 40 CFR Part 279 adopted therein were observed.

During the inspection Department personnel noted the following:

- Speedy Oil Environmental LLC has been transporting used oil and used oil filters; and operating a used oil transfer facility since October 2017 and failed to comply with state and federal registration and notification requirements; and obtain certification from the Department.
- The impervious coating/sealant on the concrete floor and walls of the used oil storage tank concrete secondary containment structure was worn off; and there were cracks in the floor and walls. The storage tank system was not completely within secondary containment.
- Used oil is not being properly screened to determine the total halogen content prior to acceptance and transporting.

Violations of Florida Statutes or administrative rules may result in liability for damages and restoration, and the judicial imposition of civil penalties, pursuant to Sections 403.121, 403.161 and 403.758, Florida Statutes.

Speedy Oil Environmental LLC
FLR000226332
Warning Letter
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Please contact Karen Bayly at 239/344-5616, within **15 days** of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in receiving any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolving this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Iglehart", with a long horizontal flourish extending to the right.

Jon M. Iglehart
Director of District Management

JMI/KB

ec:



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

FACILITY INFORMATION:

Facility Name: Speedy Oil Environmental LLC
On-Site Inspection Start Date: 02/13/2018 **On-Site Inspection End Date:** 02/13/2018
ME ID#: 128455 **EPA ID#:** FLR000226332
Facility Street Address: 6940C Mission Ln, Fort Myers, FL 33916-4862
Contact Mailing Address: 5680 Pangola Rd, Fort Myers, FL 33905
County Name: Lee **Contact Phone:** (239) 849-2475

NOTIFIED AS:

N/A

INSPECTION TYPE:

Routine Inspection for Used Oil Transfer Facility facility
Routine Inspection for Used Oil Transporter facility

INSPECTION PARTICIPANTS:

Principal Inspector: Karen R. Bayly, Environmental Consultant
Other Participants: Nereida Hernandez, Environmental Specialist; Michael Schorr, EHS Manager; Kent Rittscher, Area Manager; Pat McCaig, Project Manager

LATITUDE / LONGITUDE: Lat 26° 38' 34.404" / Long 81° 49' 57.1728"

SIC CODE: 4226 - Trans. & utilities - special warehousing and storage, nec

TYPE OF OWNERSHIP: Private

Introduction:

A compliance evaluation inspection was conducted at Universal Services Environmental [UES] located at 6940B Mission Lane, Fort Myers, Florida on 2-13-2018. UES leases three 15,000-gallon aboveground storage tanks (#1,2,4) from Edison Oil Company [EOC] and operates a used oil transfer facility at this location.

While conducting the inspection, one 15,000-gallon aboveground storage tank (#3) and associated piping was observed to be labeled 'Speedy Oil' and 'used oil'. It was verified with representatives from EOC that Joe Snedegar, identified as an Authorized Member for Speedy Oil Environmental LLC, began leasing the storage tank 10-1-2017. According to FDEP's database and Used Oil Program Coordinator, Janet Ashwood, Speedy Oil Environmental is not registered for any used oil handler activities at this address.

EOC owns the property and operates a bulk oil storage facility. The storage tank system (Facility ID 8519437) is registered to EOC. The tank system was last inspected by Lee County Division of Natural Resources on 5-7-2015 and determined to be in compliance. EOC maintains financial assurance for the tank system and was verified to be current (3-21-2017 to 3-21-2018) at the time of the inspection. EOC maintains a spill prevention, control and countermeasures (SPCC) plan for the site.

A compliance evaluation inspection was conducted at Speedy Oil Environmental LLC [facility] at 6940C Mission Lane, Fort Myers on February 13, 2018. At the time of the inspection there were no representatives from Speedy Oil Environmental present. UES representatives and Mr. Pat McCaig of EOC, the property owner, granted the inspectors access and were present throughout the inspection. The following is a summary of my observations.

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Process Description:

Storage tank #3 is a horizontal mounted, aboveground, single-walled tank that is 15,000-gallon in capacity (see photo 1). The storage tank is labeled "used oil" and "Speedy Oil"; and the piping is labeled "Speedy Oil" (see photo 2). The tank is situated within a concrete block secondary containment structure. It was noted that the tank is not equipped with a gauge to visually determine the tank volume.

Bermed visqueen is maintained outside the containment structure where trucks park to off/on-load used oil (see photo 3). What appeared to be petroleum staining was evident outside the containment wall directly beneath the fill/drain port for tank #3. Similar staining was also evident on the plywood situated on the visqueen. It was discussed that at some point, the bermed visqueen may accumulate rain and the oily water will need to be properly managed and disposed. It was also discussed that all trucks should be properly maintained to prevent oil drips; and any spills or releases occurring from off/on-loading used oil outside of the secondary containment area should be addressed immediately.

It was observed that the piping associated with tanks 1,2, and 4 have a designated fill port and drain port; however, tank 3 has one port (see photo 4). It was also observed that the fill/drain ports associated with tanks 1,2,4 were within the secondary containment structure; however, the port associated with tank 3 extended outside the containment structure. Directly beneath the ports is a grated containment tray and metal cover (see photo 5). The tray is situated within the tank containment structure. According to Mr. McCaig, the cover is moved when off/on-loading used oil to collect any incidental drips, spills, etc. in the tray. Used oil is pumped out of the tray by UES as needed into a 250-gallon closed/labeled storage tote situated within the tank containment structure.

*Subsequent to the inspection, EOC provided information that the containment tray was retro-fitted to contain all drips, etc. from all the valves/ports (see photo 16).

Cracks were noted in the floor and walls of the storage tank containment structure (see photos 8 - 11). It appeared that the sealant had worn off the floor and walls of the structure. Mr. McCaig indicated that the containment structure was recently pressure washed. Rainwater that collects in the containment structure is discharged via a drain sump located in the southwest corner of the containment structure (see photo 6). The drain port/valve is maintained closed and is located outside the containment structure (see photo 7). If the water has a sheen, absorbent pads are used to remove the sheen prior to discharging. It was not discussed during the inspection however it is recommended to routinely inspect/ensure the drain port/valve is in the closed position when discharging rainwater and to maintain a lock on the drain port/valve to ensure it remains closed.

*Subsequent to the inspection, Mr. McCaig provided specs for the sealant/primer used to re-seal the containment structure and photos documenting the structure was repaired and sealed.

A disposal receipt provided by UES following the inspection reflects UES removed 6393 gallons of used oil from Speedy Oil Environmental at 6940 Mission Lane on 10-27-2017.

A pre-arranged follow-up inspection was conducted on 5-4-2018 with Joe Snedegar. The following was noted:

Joe Snedegar/Speedy Oil Environmental has been operating an unregistered used oil transfer facility at this location since October 2017; and is not a registered/certified used oil/used oil filter transporter. Used oil is picked up from generators and transferred daily to this facility for consolidation in a 15,000-gallon aboveground storage tank leased from EOC. Speedy Oil Environmental and Austin Snedegar, Managing Member of Speedy Oil Recovery [EPA ID# FLR000180612, 5680 Pangola Rd., Fort Myers, Florida] transport used oil to the unregistered used oil transfer facility for consolidation in the storage tank. Speedy Oil Environmental also picks up used oil filters from generators which are transferred to Speedy Oil Recovery for storage and eventual transport to Synergy Recycling in Miami, Florida. According to FDEP's database, Synergy Recycling does not operate a facility in Miami, Florida, under its own name.

No used oil filters are stored at this facility.

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Speedy Oil Environmental utilizes one 3,000-gallon collection truck [Z89 ARB/USDOT# 2250706], registered to Speedy Oil Recovery, to transport used oil and used oil filters; and one 6,500-gallon semi-truck, registered to Speedy Oil Environmental to transport used oil from the facility to Synergy Recycling [GAR000048009] in Kingsland, Georgia one to two times a week (see photos 14-15). The 3,000-gallon collection truck is identified as 'Speedy Oil Recovery, Ft Myers, FL, USDOT#2250706, tag# Z89ARB'.

The 6,500-gallon semi-truck is identified as 'Speedy Oil Environmental LLC, Ft Myers, FL USDOT 2912408, tag# IVVU67'. (Speedy Oil Recovery utilizes one 3,000-gallon collection truck.) There are two drivers associated with Speedy Oil Environmental - Joe Snedegar and Ron Grodetz. Mr. Grodetz has been employed at Speedy Oil Environmental for approximately 2 years. Mr. Snedegar indicated that he is building a third collection truck as a back-up if one of the trucks breaks down. Mr. Snedegar indicated that UES also removes used oil from the tank and transports it to their re-refinery facility in Peachtree City, Georgia [EPA ID# GAR000020131].

Joe Snedegar confirmed that tank #3 is not equipped with a gauge to measure the volume of used oil contained within the tank and that he physically 'sticks' the tank before off-loading used oil to determine the volume.

The collection truck and semi-truck were at the facility at the time of the inspection. The collection truck is equipped with a gated compartment at the back of the truck for transport of used oil filter drums.

According to Mr. Snedegar, an Inficon Tek-Mate leak detector (sniffer) is used at every generator location prior to picking up used oil. Mr. Snedegar did not have the manufacturer's manual or operating/maintenance manual for the detector and indicated the instrument detects to 500 ppm; and does not require calibrating/maintenance, except for cleaning the tip. A review of the Tek-Mate Operating Manual by DEP staff found the sensor needs to be replaced after 100 hours and should be calibrated annually. Mr. Snedegar indicated that if the sniffer detects the presence of halogenated compounds, a Dexsil Chlor-D-Test test is conducted. Mr. Snedegar indicated he has detected one exceedance greater than 1000 ppm at a generator and refused to pick up the used oil. Mr. Snedegar retrieved a Dexsil kit from the collection truck. The box indicated 'use before Oct/12'. It was discussed that the kit is expired and no longer usable.

Used oil and used oil filter acceptance records were reviewed. The records reflect 'Speedy Oil Recovery LLC, 5680 Pangola Rd., Fort Myers, FL 33905, (239)849-2488, EPA ID# FLR000180612', quantity of used oil and used oil filters, date, record of halogen screening, signature of used oil provider and date. The records do not reflect Speedy Oil Environmental is the actual transporter of the waste.

Used oil and used oil filter delivery records were not available for review. A handwritten log reflecting '2018 Synergy' including dates, volumes and various numbers was presented. Also presented were pre-filled bills of lading made out to Speedy Oil Environmental and Synergy Recycling for 6500 gallons of non-haz used oil, signed by Joe Snedegar of Speedy Oil Environmental. It appeared that the bill of lading number, '108', related to the number 108 on the handwritten log. Another document presented for review was a computerized used oil and used oil filter report for Speedy Oil Environmental, 6940 Mission Lane including volumes, manifest numbers, and dates from 10/27/2017 to 4/21/2018.

The employee training program was reviewed which included the applicable rules governing used oil transportation. Halogen screening procedures are included in the training program. It was noted that the procedures are outdated and the inspector confirmed with Mr. Snedegar that the procedures are no longer followed. The last training was signed off by Joe Snedegar on 12-15-2011. Ron Grodetz has not reviewed the training program as required. Mr. Snedegar indicated that he provided on the job training to Grodetz. It was discussed that the training program must be reviewed within 6 months of hiring and annually thereafter. A record of training in the company's operating record and the individual personnel files indicating the type of training received along with the dated signature of those receiving and providing the training must be retained for a minimum of three years.

Mr. Snedegar indicated that SWS Environmental Services is contracted to respond to emergency situations.

Mr. Snedegar did not provide evidence of required financial assurance in the form of appropriate vehicle insurance.

A copy of Chapter 62-710 Used Oil Management rule and 40 CFR 279 Subpart E - Standards for Used Oil

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Transporter and Transfer Facilities was provided to Mr. Snedegar.

A meeting was held on May 8, 2018 at the DEP South District office with Joe Snedegar and Karen Bayly and Gary Maier of DEP.

Mr. Snedegar provided signed and dated (5-7-2018) employee training records for Joe Snedegar, Austin Snedegar and Ron Grodetz.

Mr. Snedegar provided a document "732 Methods of Testing for Chlorinated Compounds in Used Oil" which describes six methods of analysis. It was discussed that Mr. Snedegar needs to incorporate the standard operating procedure (SOP) for testing halogen levels of used oil into the employee training program and have it reviewed and signed off by all drivers. It should also include instructions on how to calibrate, maintain, etc. the instrument.

Mr. Snedegar provided certificates of liability insurance for Speedy Oil Recovery and Speedy Oil Environmental. It was discussed that he needs to contact the insurance company and have them complete DEP Form 62-710.901(5)(a) Certificate of Liability Insurance for Hazardous Waste Transporters and Used Oil Transporters and send the completed documents to FDEP in Tallahassee.

Mr. Snedegar was provided instructions on how to register his used oil handler activities, a blank 8700-12 FL Florida Notification of Regulated Waste Activities form, a blank Used Oil and Used Oil Filter Handlers Annual Report form, and a blank Certificate of Liability Insurance for Hazardous Waste Transporters and Used Oil Transporters form.

To date, Mr. Snedegar has not completed/submitted the required documentation to FDEP to register as a used oil/used oil filter transporter and used oil transfer facility.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	62-710.500, 62-710.600(1)
Explanation:	<p>Used oil transporters and transfer facilities are required to annually register their used oil handling activities with the Department.</p> <p>Any used oil transporter that transports over public highways more than 500 gallons of used oil annually, not including oily waste, shall become certified pursuant to this section.</p> <p>To become certified and to maintain certification, used oil transporters must (1) register annually with the Department and comply with the annual reporting and record keeping requirements pursuant to Rule 62-710.500 and 62-710.510, F.A.C.; (2) Have, verify, and maintain vehicle insurance with a combined single limit of no less than \$1,000,000; (3) show evidence of familiarity with applicable state laws and rules governing used oil transportation by submitting a certification that the used oil transporter is familiar with applicable Florida and federal laws and rules governing used oil transportation, and has an annual and new employees training program in place covering the rules; and maintain a record of training in the company's operating record and the individual personnel files indicating the type of training received along with the dated signature of those receiving and providing the training.</p> <p>Speedy Oil Environmental has been transporting used oil and used oil filters, and operating a used oil transfer facility since October 2017 and has failed to comply with</p>

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notification, registration and certification requirements.

The Department attempted to contact Joe Snedegar by telephone and e-mail on 4-5-2018, 4-24-2018, 5-3-2018, 5-7-2018 and 5-9-2018 regarding the used oil handler activities at this facility. Joe Snedegar indicated that he submitted the registration documents to the DEP office in Tallahassee, twice; however, no proof of the submittals was provided. To date, the Department has not received a completed registration package.

In addition, used oil and used oil filter delivery records have not been provided. Used oil acceptance records reflect 'Speedy Oil Recovery LLC, 5680 Pangola Rd., Fort Myers, FL EPA# FLR000180612'.

Corrective Action: In order to return to compliance, the facility must register its used oil handling activities with the Department. Until further notice, Speedy Oil Environmental must immediately cease and desist transporting used oil and used oil filters; and operating a used oil transfer facility. The storage tank and semi-truck should be emptied and all used oil properly disposed. Copies of disposal documentation will need to be provided to the Department.

The facility cannot be issued a certification to transport used oil and used oil filters until the following forms are accurately completed and submitted: DEP Form 62-730.900(5)(a) State of Florida Certificate of Liability Insurance for Hazardous Waste Transporters and Used Oil Handlers, DEP Form 62-730.900(1)(b) 8700-12 Florida Notification of Regulated Waste Activities (including the Certification Statement), DEP Form 62-710.901(3) Used Oil and Used Oil Filter Handlers Annual Report; the facility demonstrates compliance with annual reporting and record keeping requirements; has an annual and new employees training program in place and demonstrates all employees have received training, and submits \$100 registration fee.

Type: Violation

Rule: 279.45(e)(2)

Explanation: The entire containment system, including walls and floors, must be sufficiently impervious to use oil to prevent any used oil released into the containment system from migrating out of the system to the soil, groundwater, or surface water.

The coating/sealant on the concrete floor and walls of the storage tank containment structure was worn off; and there were cracks in the floor and walls.

The drain/fill valve was not situated completely within the secondary containment structure.

Corrective Action: Subsequent to the inspection, EOC/UES provided specs for the sealant/primer to be used to re-seal the containment structure, repaired the cracks and re-sealed the structure. In addition, the containment tray was retrofitted for the valves/ports.

Photo Attachments:

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Photo 8 - cracks in containment floor



Photo 9 - crack in containment wall



Photo 10 - crack in containment wall



Photo 11 - cracks in containment floor



Photo 12 - cracks in containment floor



Photo 13 - cracks in containment floor



Type: Violation

Rule: 279.44(a)

Explanation: Used oil transporters must determine whether the total halogen content of used oil being transported or stored at a transfer facility is above or below 1,000 ppm.

The facility's Dexsil Clor-d-Tect test kit expired October 2012.
The SOP for the halogen sniffer was not available during the inspection. It could not be determined if the sniffer was calibrated and operating properly.

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Corrective Action: The facility must only use non-expired test kits. The facility should also maintain the SOP for the Ificon sniffer and incorporate the SOP into the employee training program to ensure all drivers are knowledgeable how to operate, maintain and calibrate the instrument.

PHOTO ATTACHMENTS:

Photo 1 - Tank #3 is second from left



Photo 2 - Speedy Oil labels on piping and tank



Photo 3 - Bermed visqueen



Photo 4 - Drain/fill port valve on right



Photo 5 - Containment tray



Photo 6 - Drain sump



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Photo 7 - Drain port/valve



Photo 14 - Speedy Oil Environmental collection truck



Photo 15 - Speedy Oil Environmental semi-truck



Photo 16 - retrofitted containment



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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.

Note: Checklist items with shaded boxes are for informational purposes only.

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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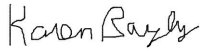
Signed:

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.

Karen R. Bayly

Principal Inspector Name

Environmental Consultant

Principal Inspector Title**Principal Inspector Signature**

DEP

Organization

06/14/2018

Date

Nereida Hernandez

Inspector Name

Environmental Specialist

Inspector Title

FDEP

Organization

Kent Rittscher

Representative Name

Area Manager

Representative Title

Universal Environmental Services

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.

Pat McCaig

Representative Name

Project Manager

Representative Title

Edison Oil Company

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.

Michael Schorr

Representative Name

EHS Manager

Representative Title

Universal Environmental Services

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.

Inspection Date: 02/13/2018

Signed:

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Report Approvers:**Approver:** Karen R. Bayly**Inspection Approval Date:** 06/14/2018