



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

FACILITY INFORMATION:

Facility Name: Associated Waste Services Corp

On-Site Inspection Start Date: 05/18/2018

On-Site Inspection End Date: 05/18/2018

ME ID#: 125253

EPA ID#: FLR000223313

Facility Street Address: 7400 NW 77th Ter, Medley, FL 33166-7503

Contact Mailing Address: 18201 NW 86th Ave, Hialeah, FL 33015

County Name: Miami-Dade

Contact Phone: (786) 350-9413

NOTIFIED AS:

CESQG (<100 kg/month)

Transporter

Used Oil

INSPECTION TYPE:

Routine Inspection for Used Oil Transporter facility

Routine Inspection for Hazardous Waste Transporter facility

Routine Inspection for Universal Waste Transporter facility

Routine Inspection for Used Oil Transfer Facility facility

Routine Inspection for Hazardous Waste Transfer Facility facility

INSPECTION PARTICIPANTS:

Principal Inspector: Kayla Acosta, Inspector

Other Participants: Larry Rodriguez, President; Robert Berberena, ESIII Inspector

LATITUDE / LONGITUDE: Lat 25° 50' 38.2308" / Long 80° 19' 11.136"

SIC CODE: 4214 - Trans. & utilities - local trucking with storage

TYPE OF OWNERSHIP: Private

Introduction:

A Compliance Evaluation Inspection (CEI), was conducted at Associated Waste Services Corp. (AWS) and was performed on 05/18/2018 by Kayla Acosta with the assistance of Robert Berberena, Environmental Specialist III. AWS specializes in the services of regulated waste management and disposal, specifically for universal waste (UW), used oil (UO), and hazardous waste (HW). The facility is approximately 15,000 square feet in size, has 2 employees, and is on public water and sewer. The facility has been in operation since June 2017.

Notification history:

06/05/2017 - Notified as a HW Transporter/ UW Transporter/ UO Transporter/ Transfer Facility, and UO Filter Transporter/ Transfer Facility.

Their current registration is active for: UW Transporter (expiration date: 03/01/2019). HW Transporter (expiration date: 06/30/2018). UO Transporter, UO Transfer Facility, UO Filter Transporter, UO Filter Transfer Facility (expiration date: 06/30/2018).

Inspection history:

Never Inspected by the Department.

PPE was required to enter this facility. Department personnel was equipped with steel toe boots.

Inspection Date: 05/18/2018

Process Description:

AWS specializes in regulated waste management and disposal. Part of the facility's services include transporting UW and hazardous waste from generator facilities directly to a second transporter facility, Stericycle Specialty Waste Solutions Inc. (EPA ID MNS000110924). Finally waste is taken from Stericycle to the designated facility Allworth, LLC (EPA ID ALD094476793). UO is loaded onto railcars from Florida East Coast Railway, LLC (FLD984251157) and shipped off to Vertex Energy (EPA ID LA0000145797) a used oil processing facility in Marrero Louisiana. Although AWS is registered as a UO transfer facility, it does not store any UO, UW, or HW at the facility. However, the facility chooses to maintain its UO transfer facility status incase they practice this activity in the future.

The inspectors toured the facility with Mr. Larry Rodriguez (company president) and reviewed UO, UW, HW transporter practices and records.

The facility has two (2) trucks. One vacuum truck and one box truck.

> One (1) - 4500 gallons capacity - Bulk Truck for UO - 2006 International 760

> One (1) - 15,000 pound capacity - Boxed Truck for UW and HW - 2005 Peterbilt 330

DOT placards were displayed (US DOT# 3056263) on the side of all trucks, and the transporters keep copies of the permits, notifications, contingency plan (in case of emergency) and manifests on the truck. Also, the trucks are properly identified for their corresponding wastes and have spill kits available on site.

Follow-Up Inspection at Separate UO Transfer Facility:

A follow-up inspection was conducted on a separate day at the Transfer Facility where the UO is loaded onto railcars and shipped out on the Florida East Coast Railway (F.E.C) for used oil processing at Vertex Energy (EPA ID LA0000145797). This transfer facility is located at F.E.C.'s Medley Team Track, 7496 NW 69th Ave, Medley, FL 33166. The space is shared with Ricky's Oil where one track stores UO on railcars from AWS and the rail track next to a warehouse is leased by Ricky's Oil. This address was not listed on AWS's 8700-12FL notification form. The inspector advised Mr. Rodriguez to resubmit a UO notification form 8700-12FL in order to put the correct address for the UO Transfer Facility.

The facility uses a company named ECOMAX for logistic purposes, to lease and arrange railcars for UO transportation. AWS uses two to three railcars to load UO. The inspector observed 3 rail cars for UO. No leaks or spills were observed in this area. AWS does not store UO in any other part of this transfer facility. The facility uses a metal scaffolding structure tool which is placed on top of the railcar and locks the UO transferring hose in while the UO is being transferred from the UO truck to the rail car. The scaffolding structure ensures that the valves and the hose stay sealed and in place while transferring. Two people are always present to load the UO from the trucks to the railcar. One person is on top of the railcar holding the hose and the candy cane device while another person is below to ensure no spill or leaks. The transporters carry spill pans and spill kits in the truck for this process as well as fire extinguishers. No hazardous waste or universal waste is stored at this location.

Record Review:

A) Transport, receiving and shipping records were available for review at the time of inspection. The facility has maintained records since the start of operation in 2017 and was advised to retain all records of transportation and training for 3 years. The facility was using an equivalent form [62-710.901(2)]. Each acceptance and delivery records comply with the requirements described in 40 CFR part 279.46. Most of their generators are CESQG's. Bill of Ladings were available for UO via rail way from F.E.C which is then sent to Vertex Energy (EPA ID LA0000145797) for used oil processing in Marrero, Louisiana. Last shipment of UO and UO filters was on 01/02/2018.

B) Manifest records were available for review for UW and HW. The facility picks up from the generator and directly transports the waste to Stericycle Specialty Waste Solutions, Inc. (EPA ID MNS000110924). It is then transported to it's final destination Allworth, LLC (EPA ID ALD094476793) in Birmingham, Alabama. Pick-up/drop-off of HW and UW from a generator facility was on 04/18/2018.

C) Insurance Liability - the facility provided for transportation, proof of Pollution Liability Insurance (Acord) in the amount of \$1M Policy #ENVP019934-01 Exp. Date: 05/08/2019 and the automobile liability from Progressive Commercial in the amount of \$300,000 Policy #06683272-0 Exp. Date: 04/06/2019.

Inspection Date: 05/18/2018

D) Employee Training - Employees receive initial and annual training on hazardous waste operations and emergency response and hazardous material transportation which includes used oil management training. Last training was conducted on 05/02/2018.

E) Halogen Screening Procedure - The facility uses Robinair TIFRX-1A Automatic Halogen Leak Detector for the testing of used oil halogen content. If the load does test over 1000 PPM for halogens, the used oil is rejected at the generator facility. Documentation was provided. Before rail shipment, the facility tests the used oil one final time by sending samples to be analyzed for PCBs at American Testing Technologies, Inc. Lab results were available for review. The facility keeps UO samples from each generator incase there is a failed test to decipher which generator the failed sample came from.

F) The facility provided an Oil Spill Contingency/ SPCC Plan which contained the emergency coordinator which is Mr. Rodriguez, emergency contacts, emergency response strategy and reporting, spill control actions, spill control equipment, and discharge notification procedures.

G) Permits - On display was the following:

- >Miami-Dade County Liquid Waste Transporters Annual Operating Permit No. LW-000917-2018/2019
- >Broward County Waste Transporter License No. WT-17-0067 Exp. 06/30/2019
- >FLDEP UW Transporter Registration Exp. 03/01/2019
- >FLDEP HW Transporter Certificate of Approval and HW Transporter Registration Exp. 06/30/2018.
- >FLDEP UO Transporter, UO Transfer Facility, UO Filter Transporter, UO Filter Transfer Facility Exp. 06/30/2018.

H) The facility had not submitted their 2017-2018 annual report for UO activities as required in 62-710.510(5).

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	62-710.510(5)
Explanation:	No later than March 1 of each year, each person required to register in accordance with Rule 62-710.500 FAC, shall submit an annual report for the preceding calendar year to the Department on DEP Form 62-710.901(3). The report shall summarize the records kept pursuant to this section.
Corrective Action:	The facility has not submitted their Annual Report. The inspector provided the form to the facility to submit a late annual report for used oil activities in 2017-2018. **Violation Corrected on 07/11/2018. Mr. Rodriguez submitted via email of the certified mail receipt of the annual report being sent to the Division of Waste Management.

Type:	Violation
Rule:	279.31(b)(2), 62-710.500(1)
Explanation:	62-710.500(1) The following persons shall annually register their used oil handling activities with the Department on DEP form 62-710.901(1): Used oil transporters and transfer facilities; Used oil processors; Used oil fuel marketers who sell used oil fuel; and Used oil burners of off-specification used oil.
Corrective Action:	The facility's transfer facility is located in a different address than the office and transporter location. The facility must notify the Department and request a new EPA ID for the UO transfer facility located at 7496 NW 69th Ave, Medley, FL 33166. A separate

Inspection Date: 05/18/2018

inspection will be conducted at this new address.

****Violation Corrected on 07/11/18.** Mr. Rodriguez provided copies of the certified mail receipts of the DEP registration forms sent to the Division of Waste Management.

Photo Attachments:

Certified Mail Receipts

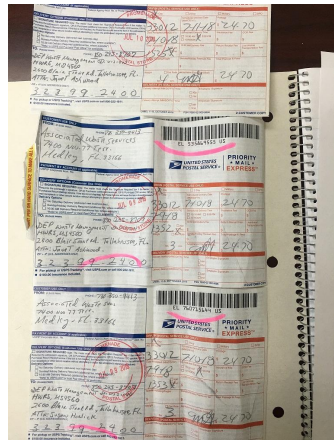


PHOTO ATTACHMENTS:

Front of Facility



Oil Products



Oil Truck 4500 gal. capacity

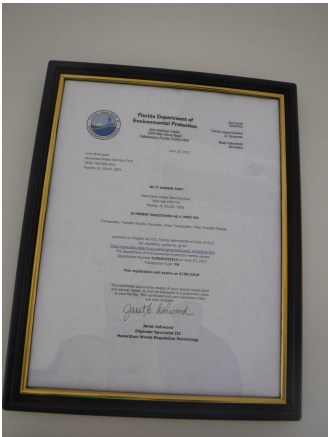


Halogen Detector

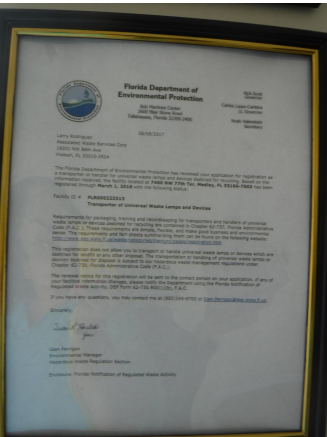


Inspection Date: 05/18/2018

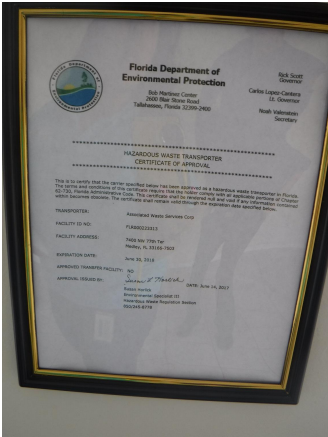
DEP Permits: UO Transporter/ Transfer Facility



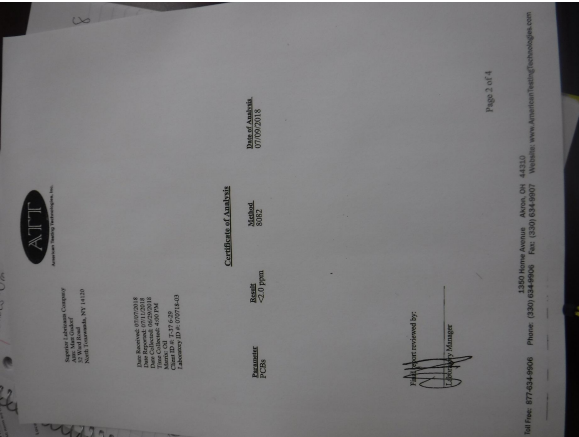
Permits: UW Transporter



HW Transporter Cert. of Approval



Used Oil PCB's Analytic Lab Results



UO Transfer Facility at Medley Team Track



Railcars for shipment of UO, Left Track is for AWS



Inspection Date: 05/18/2018

Metal Scaffolding Structure for UO Transfer to Railcar



Conclusion:

Associated Waste Services Corp. (AWS) operates as a UO transporter, UO filter transporter, UO transfer facility, UO filter transfer facility, UW transporter, and HW transporter. The facility was not in compliance with state and federal hazardous waste regulations. The facility was asked to re-notify the Department and update the address for the UO transfer facility and to submit the annual report for used oil activities.

The facility submitted their annual report for UO activities and form 8700-12FL to update the UO transfer facility address; and provided the Department certified mail receipts of the documents being sent to the Division of Waste Management in Tallahassee on 07/10/2018. The facility has returned to compliance.

Inspection Date: 05/18/2018

6.0 - Transporters 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.	Transporter Requirements (62-730.170 & 40 CFR 263)	Yes	No	N/A
6.1	Has the transporter notified the Department as a transporter and received an EPA identification number? 62-730.150(2)(a), 263.11(a)	✓		
6.2	Does the transporter repackage wastes with different USDOT shipping descriptions?			
6.3	If YES, does the transporter comply with 40 CFR 262 Generator Standards? 263.10(c)	✓		
6.4	Does the transporter transport waste into the US from abroad?			
6.5	If YES, does the transporter comply with 40 CFR 262 Generator Standards? 263.10(c)	✓		
6.6	Does the transporter obtain a signed and dated manifest prior to accepting a hazardous waste for transport?			
6.7	If NO, is the waste exempt from the manifest requirement? 263.20(a)(1) <input type="checkbox"/> Exemption Type - Tolling Agreement <input type="checkbox"/> Exemption Type - CESQG Bill-of-Lading	✓		
6.8	Does the transporter sign and date the manifest upon acceptance? 263.20(b)	✓		
6.9	Does the transporter leave a signed copy of the manifest acknowledging acceptance of the waste? 263.20(b)	✓		
6.10	Does the transporter ensure the manifest and, in the case of exports the Acknowledgment of Consent, accompany the waste during transport? 263.20(c)	✓		
6.11	Does the transporter obtain the signature and date of delivery of the receiving (designated) facility or other transporter upon transferring custody of the waste? 263.20(d)(1)	✓		
6.12	Does the transporter retain one copy of the manifest signed and dated by the designated facility or other transporter? 263.20(d)(2)	✓		
6.13	Does the transporter give the remaining copies of the manifest to the designated facility or accepting transporter? 263.20(d)(3)	✓		
6.14	If the entire quantity of hazardous waste cannot be delivered, does the transporter contact the generator for further direction and revise the manifest in accordance with the generator's instructions? 263.21(b)(1)	✓		
6.15	For a partial load rejection, while the transporter is on the facility's premises, does the transporter obtain a new manifest for the rejected material, accompanied by a copy of the original manifest that includes the manifest tracking number of the new manifest? 263.21(b)(2)	✓		
6.16	Does the transporter retain a copy of the manifest signed by the generator, himself, and the next designated transporter or designated facility for a period of three years from the date the hazardous waste was accepted by the initial transporter? 263.22(a)	✓		
Item No.	Rail Transporters	Yes	No	N/A
6.17	If initial rail transporter, when accepting hazardous waste from a non-rail transporter does the rail transporter sign and date the manifest acknowledging receipt of the hazardous waste? 263.20(f)(1)(i)	✓		
6.18	If initial rail transporter, does the rail transporter return a signed copy of the manifest to the non-rail transporter? 263.20(f)(1)(ii)	✓		
6.19	If initial rail transporter, does the rail transporter forward at least three copies of the manifest to the next designated non-rail transporter or facility? 263.20(f)(1)(iii)	✓		
6.20	If initial rail transporter, does the rail transporter retain one copy of the manifest and rail shipping paper? 263.20(f)(1)(iv)	✓		
6.21	Does the rail transporter ensure the shipping paper and, in the case of exports the Acknowledgment of Consent, accompany the waste during transport? 263.20(f)(2)	✓		
6.22	Does the final rail transporter obtain the date of delivery and handwritten signature of the designated facility on the manifest or shipping paper? 263.20(f)(3)(i)	✓		
6.23	Does the final rail transporter retain a copy of the manifest or signed shipping paper? 263.20(f)(3)(ii)	✓		
6.24	When delivering hazardous waste to a non-rail transporter, does the rail transporter obtain the date of delivery and handwritten signature of the next non-rail transporter on the manifest and retain one copy of the manifest? 263.20(f)(4)	✓		

Inspection Date: 05/18/2018

Item No.	Water (Bulk) Transporters	Yes	No	N/A
6.25	Does the water (bulk) transporter obtain the date of delivery and handwritten signature of the designated facility on the manifest or shipping paper? 263.20(e)(3)	✓		
6.26	Does the water (bulk) transporter retain a copy of the manifest or signed shipping paper? 263.20(e)(5)	✓		
Item No.	SQG Waste	Yes	No	N/A
6.27	For SQG waste, if a manifest is not used is the waste being transported pursuant to a recalculation (tolling) agreement per 262.20(e)? 263.20(h)(1)	✓		
6.28	Is the following information recorded on a log or shipping paper for each shipment? (Check items below that are NOT in compliance): 263.20(h)(2) <input type="checkbox"/> Name, address, and EPA identification number of the generator of the waste <input type="checkbox"/> Quantity of waste accepted <input type="checkbox"/> All DOT-required shipping information <input type="checkbox"/> The date the waste is accepted	✓		
6.29	Does the transporter carry the shipping paper/log when transporting waste to the reclamation facility? 263.20(h)(3)	✓		
6.30	Does the transporter retain shipping papers/logs for a period of at least three years after termination or expiration of the tolling agreement? 263.20(h)(4)	✓		
6.31	If hazardous waste was discharged during transport, did the transporter give notice, if required by 49 CFR 171.15, to the National Response Center (800-424-8802)? 263.30(c)(1)	✓		
6.32	If hazardous waste was discharged during transport, did the transporter report in writing as required by 49 CFR 171.16 to the Director, Office of Hazardous Materials Regulations, Materials Transportation Bureau, Department of Transportation, Washington, DC 20590? 263.30(c)(2)	✓		
6.33	If hazardous waste was discharged during transport, did the transporter clean up the discharge so that it no longer presents a hazard to human health or the environment? 263.31	✓		
6.34	Has the transporter demonstrated the financial responsibility required under 62-730.150(2)? 62-730.150(2)	✓		
6.35	Does the transporter verify the evidence of financial responsibility annually? 62-730.150(3)	✓		

Inspection Date: 05/18/2018

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.

Kayla Acosta

Principal Inspector Name

Inspector

Principal Inspector Title**Principal Inspector Signature**

FDEP

Organization

07/13/2018

Date

Larry Rodriguez

Representative Name

President

Representative Title

Associated Waste 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.

Robert Berberena

Representative Name

ESIII Inspector

Representative Title

FDEP

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.

Report Approvers:**Approver:**

Norva Blandin

Inspection Approval Date:

07/13/2018