



FLORIDA DEPARTMENT OF Environmental Protection

Northeast District
8800 Baymeadows Way West, Suite 100
Jacksonville, Florida 32256

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

October 31, 2019

Ms. Tina Kenny, General Manager
Universal Waste Management, LLC
4459 Industrial Park Road
Green Cove Springs, FL 32043
tina.kenny@mybiowaste.com

**Re: Return to Compliance Letter
Universal Waste Management, LLC
EPA/DEP ID: FLR 000 223 032
Clay County – Hazardous Waste**

Dear Ms. Kenny:

Department personnel conducted a compliance inspection of the above-referenced facility on April 10, 2019. Based on the information provided during the inspection and on July 10 and 15, 2019, the facility was determined to have returned to compliance with the Department's hazardous waste rules and regulations. A copy of the inspection report is attached for your records. No further action is required at this time.

The Department appreciates your efforts to maintain this facility in compliance with state and federal rules. Should you have any questions or comments, please contact Cheryl L. Mitchell of the Northeast District Office at 904-256-1620 or via e-mail at cheryl.l.mitchell@FloridaDEP.gov.

Sincerely,

A handwritten signature in cursive script that reads "Heather Webber".

Heather Webber
Environmental Administrator

Enclosure: Final Inspection Report

Ec: FDEP Jacksonville: Cheryl Mitchell, Pam Cosgrove, Heather Webber, DEP_NED



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

FACILITY INFORMATION:

Facility Name: Universal Waste Management LLC
On-Site Inspection Start Date: 04/10/2019 **On-Site Inspection End Date:** 04/10/2019
ME ID#: 125035 **EPA ID#:** FLR000223032
Facility Street Address: 4422 Industrial Park Rd #2, Green Cove Springs, FL 32043-8243
Contact Mailing Address: 4422 Industrial Park Rd #2, Green Cove Springs, FL 32043
County Name: Clay **Contact Phone:** (904) 415-6151

NOTIFIED AS:

Non-Handler
Transporter

INSPECTION TYPE:

Routine Inspection for Hazardous Waste Transporter facility
Routine Inspection for Non-Handler facility

INSPECTION PARTICIPANTS:

Principal Inspector: Cheryl L Mitchell, Inspector
Other Participants: Tina Kenny, General Manager

LATITUDE / LONGITUDE: Lat 29° 56' 51.1104" / Long 81° 41' 29.9446"

NAIC 562211 - Hazardous Waste Treatment and Disposal

TYPE OF OWNERSHIP: Private

Introduction:

Universal Waste Management, LLC (UWM) was inspected on April 10, 2019. In January 2011, UWM notified the Department as a Universal Pharmaceutical Waste Transporter, a Small Quantity Handler of Universal Waste Pharmaceuticals and a Non-Handler of Hazardous Waste at the address of 4428 Industrial Park Road and was issued EPA/DEP identification number FLR 000 173 252. UWM provided subsequent notification to the Department as a Hazardous Waste Transporter when it moved to 4422 Industrial Park Road on May 5, 2017, and was issued another EPA/DEP identification number, FLR 000 223 032. In January 2018, UWM purchased the nearby property at 4459 Industrial Park Road but did not submit a revised notification form when operations moved to that location. This inspection was conducted at the UWM facility located at 4459 Industrial Park Road. UWM has never been inspected by the Department's Hazardous Waste Program. Mr. Jason Kenny (President) and Ms. Tina Kenny (General Manager) participated in the inspection.

UWM provides biomedical waste and universal pharmaceutical waste (UPW) collection and transportation services for medical offices and has been at its current location for approximately 16 months. The facility is connected to city water and sewer. UWM has five employees and operates Monday through Friday from 9:00 AM to 5:00 PM. The facility consists of a Warehouse and Waste Staging Area.

Process Description:

UNIVERSAL PHARMACEUTICAL WASTE (UPW) TRANSPORTER

UWM has two lift gate box trucks (Photo 1) and leases one box trailer (Photo 2) that is used to accumulate and transport biomedical and UPW to the treatment facility. The facility's vehicles are maintained off-site by a third-party vendor. UWM transports biomedical and UPW in the box trucks that return to the facility where the containers are transferred directly from the trucks into the box trailer located in the Waste Staging Area described below.

Inspection Date: 04/10/2019

Warehouse:

The Warehouse includes administrative offices and a single large bay with three roll-up doors. This building is used to store equipment, empty containers and supplies (Photo 3). No biomedical waste or UPW is stored in the Warehouse. UWM provides 8-gallon, rigid black plastic 'glue-top' UPW containers (Photo 4) to its customers for accumulation of UPW. Mr. Kenny stated that the containers are pre-labeled "RCRA Hazardous Waste" by the vendor and are colored black so that the customers do not confuse the containers with the biomedical waste containers. Because the waste pharmaceuticals in the containers are being managed as UPW, labels should include the words "universal waste pharmaceuticals" or "universal pharmaceutical waste" [62-730.186(7)(b), FAC]. UWM now re-labels the containers as Universal Pharmaceutical Waste prior to delivery to its customers. Customers maintain an inventory log of all UPW placed into the container that includes the customer name, address, quantity and type of UPW, date the UPW was placed in the container and signature of the person responsible. Prior to pick-up, the customer places the completed inventory log inside the container, seals the container, adds applicable waste codes and the date the container was sealed to the label, and attaches a copy of the inventory log to the outside of the container. UWM does not open or inspect the contents of the container prior to transportation.

Waste Staging Area:

This area is located to the south of the Warehouse. Biomedical waste and UPW is transferred from the box trucks to an unhitched box trailer located in this area. Ms. Kenny stated that approximately every two weeks, the biomedical waste and UPW is transported to Clean Fuels (FLD 984 171 256) in Pompano Beach, Florida for consolidation and transport under a hazardous waste manifest to the Clean Earth of Alabama (ALD 981 020 894) TSDf in Glencoe, Alabama. At the time of the inspection, no UPW was accumulating in the trailer.

HAZARDOUS WASTE TRANSPORTER

Mr. Kenny stated that UWM only transports UPW and does not transport hazardous waste. UWM notified as a Hazardous Waste Transporter in May 2017 to be able to provide this service to its customers in the future, if needed. The facility is reminded that because UWM is not a registered Hazardous Waste Transfer Facility, hazardous waste should not be accumulated at the facility for more than 24-hours.

Hazardous Waste Transporter Records:

UWM has been using the EPA/DEP ID# FLR 000 173 252 on UPW shipping documents since the ID# was initially issued to the facility when it notified the Department as a Universal Pharmaceutical Waste Transporter in 2011. At the time of the inspection, UWM had not submitted its annual Hazardous Waste Transporter registration form [62-730.170(2)(e), FAC]. The facility's casualty/liability insurance coverage was active through June 28, 2019, but it had not submitted its annual Certificate of Insurance [62-730.170(2)(b), FAC].

SECURITY

The facility is surrounded by a chain link fence topped with barbed wire. It appeared to be in good condition. The facility has two access gates. Primary access is through a main entrance gate on the north side of the property. That gate is kept open during business hours when UWM employees are on-site. The second gate on the east side of the property is used for trailer access and is kept locked except during use. Both gates are manually locked at night.

RECORDS REVIEW

UWM is currently operating as a Universal Pharmaceutical Waste Transporter, a Small Quantity Handler of Universal Waste Pharmaceuticals and a Non-Handler of Hazardous Waste. Records reviewed included UPW inventory logs, shipping papers, certificates of destruction and personnel training records. The facility had three years of records for review. Records reviewed appeared to be in order unless otherwise described above.

Inspection Date: 04/10/2019

New Potential Violations and Areas of Concern:

Violations

Type: Violation
Rule: **62-730.170(2)(b)**
Explanation: The facility failed to submit its annual Certificate of Insurance form.
Corrective Action: In order to return to compliance, the facility should submit a hard copy with 'wet signature' of its annual Certificate of Insurance within seven business days of receipt of this Final Inspection Report.

Type: Violation
Rule: **62-730.170(2)(e)**
Explanation: The facility failed to submit its annual Transporter Status form.
Corrective Action: In order to return to compliance, the facility should submit a hard copy with 'wet signature' of its annual transporter notification using DEP form 8700-12FL within seven business days of receipt of this Final Inspection Report.

Type: Violation
Rule: **62-730.186(7)(b)**
Explanation: The facility did not properly label containers of universal pharmaceutical waste.
Corrective Action: The facility should ensure that its containers are labeled as "universal waste pharmaceuticals" or "universal pharmaceutical waste" prior to issuing to customers.

PHOTO ATTACHMENTS:

Photo 1



Photo 2



Inspection Date: 04/10/2019

Photo 3



Photo 4



Inspection Date: 04/10/2019

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? 262.18(a)			✓
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			✓

Inspection Date: 04/10/2019

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.

Cheryl L Mitchell
Principal Inspector Name

Inspector
Principal Inspector Title



Principal Inspector Signature

DEP
Organization 06/24/2019
Date

Tina Kenny
Representative Name

General Manager
Representative Title

Universal Waste Management
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: Cheryl L Mitchell

Inspection Approval Date: 06/24/2019