



FLORIDA DEPARTMENT OF Environmental Protection

CENTRAL DISTRICT OFFICE
3319 MAGUIRE BLVD., SUITE 232
ORLANDO, FLORIDA 32803

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

October 30, 2020

Mark Groothouse, Assistant Facility Manager
Cliff Berry Inc – Canaveral Facility
5855 Industrial Drive
Cocoa, Florida 32927
MGroothouse@cliffberryinc.com

Re: Cliff Berry Inc – Canaveral Facility
HW Facility ID # FLR000119792
Brevard County

Dear Mr. Groothouse:

Department personnel conducted an inspection of the above-referenced facility on August 26, 2020. Based on the information provided during the inspection, the facility was determined to be in compliance with the Department's rules and regulations. A copy of the inspection report is attached for your records.

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 John White at 407-897-4305 or via e-mail at John.White@FloridaDEP.gov.

Sincerely,

A handwritten signature in black ink that reads "Daniel K. Hall".

Daniel K. Hall, Manager
Central District
Florida Department of Environmental Protection

Enclosure: Cliff Berry Rpt 2020

cc: John White, John.White@FloridaDEP.gov



Florida Department of
Environmental Protection

Hazardous Waste Inspection Report

FACILITY INFORMATION:

Facility Name: Cliff Berry Inc - Canaveral Facility
On-Site Inspection Start Date: 08/26/2020 **On-Site Inspection End Date:** 08/26/2020
ME ID#: 42543 **EPA ID#:** FLR000119792
Facility Street Address: 5855 Industrial Dr, Cocoa, Florida 32927-4608
Contact Mailing Address: PO Box 13079, Fort Lauderdale, Florida 33316-0100
County Name: Brevard **Contact Phone:** (954) 763-3390

NOTIFIED AS:

Transporter, Used Oil, VSQG

WASTE ACTIVITIES:

Generator: VSQG **Transporter:** Own Waste, Commercial Waste **Used Oil:** Oil Filters, Processor **Universal Waste:** Indicate types of UW generated and/or accumulated at the facility: **Generate/Accumulate:** Batteries, Mercury Containing Lamps, Mercury Containing Devices **Transport:** Mercury Containing Lamps, Mercury Containing Devices **Maximum quantity of UW handled or transported at any time:** Less than 5,000 kg (11,000 lbs); Small Quantity Handler (SQH)

INSPECTION TYPE:

Routine Inspection for Used Oil Processor Facility

INSPECTION PARTICIPANTS:

Principal Inspector: John E. White, Inspector
Other Participants: Mark Groothouse, Assistant Facility Manager

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

NAIC: 562219 - Other Nonhazardous Waste Treatment and Disposal

TYPE OF OWNERSHIP: Private

Introduction:

On August 26, 2020, John White, Florida Department of Environmental Protection (FDEP or Department), inspected Cliff Berry, Inc. - Canaveral Facility (Cliff Berry - Canaveral) for compliance with state and federal used oil regulations and used oil processing permit number 249477-003-HO. The facility was represented by Mark Groothouse, Canaveral Assistant Facility Manager. Cliff Berry - Canaveral is currently operating as a used oil transporter, a hazardous waste transporter, and as a permitted used oil processor under permit number 249477-003-HO, issued February 27, 2018.

Cliff Berry - Canaveral has been operating at 5855 Industrial Drive, Cocoa, Florida, since 2005. The facility has seven staff and the office operating hours are Monday through Friday 8:00 AM to 4:00 PM. The facility is connected to a potable well for drinking water and a septic system for domestic wastewater. The site consists of two separate parcels totaling 4 acres in size and is owned by C-2 Holdings, Inc., Fort Lauderdale, Florida.

Cliff Berry - Canaveral initially notified as a used oil handler in May 2005 and was issued EPA identification number FLR000119792. On February 18, 2020, the facility's registration as a used oil and used oil filter transporter was renewed and expires on June 30, 2021. The facility's hazardous waste transporter registration also expires June 30, 2021. The facility is also currently registered as a very small quantity generator of hazardous waste.

Inspection History (Past 5 Years):

On September 21, 2017, an attempt was made to inspect Cliff Berry - Canaveral for compliance with used oil processing permit number 249477-HO-002. The inspector was denied access and the facility was cited for

Cliff Berry Inc - Canaveral Facility Inspection Report

Inspection Date: 08/26/2020

violations of 403.091 and 403.161(1)(b), Florida Statutes for failing to allow inspection of the facility. The inspection was closed without formal enforcement.

On August 19, 2015, Cliff Berry - Canaveral was inspected for compliance with state and federal used oil regulations and was not in compliance at that time. Violations cited included failure to identify the contents of two 55-gallon drums at the time of the inspection, containers storing used oil were not labeled "Used Oil", failure to maintain copies of the contingency plan and waste analysis plans on site, and a minor discharge of used oil and oily water to the ground. The violations were corrected and the inspection was closed without formal enforcement.

Process Description:

Cliff Berry – Canaveral is a hazardous waste transporter, as well as a transporter and transfer facility for used oil and universal waste. Due to a used oil storage capacity in excess of 25,000 gallons, Cliff Berry, Inc. was required to obtain a used oil processing permit; however, the facility does not currently process used oil on-site. The facility's used oil operations consist of three 10,000-gallon aboveground storage tanks and two 5,000-gallon above ground storage tanks. The tank farm is located in secondary containment.

The facility operates one truck for picking up used oil from generator locations. Used oil and oily water is sampled utilizing a halogen detector (sniffer) or a Q1000 test kit. If a sample has over 1,000 ppm of halogens, it is not loaded onto the truck. Used oil and oily water received at the facility is screened to remove solids, and transferred to storage tanks 4 and 5. Oily water is stored in tanks 2 and 3 and petroleum contact water (PCW) is stored in tank 1.

The used oil stored at the Canaveral facility is transferred to Cliff Berry, Inc.'s Miami facility for processing. According to permit condition Part II Subpart B, specific condition 8.d., analytical testing is not required if the used oil is sent to another used oil processor for further processing. Generator knowledge is applied to any petroleum contact water collected. Testing of the pH is completed on petroleum contact water shipments before being accepted at the facility.

The tank farm was properly contained in secondary containment with no evidence of spills or releases. The floors and walls were in good condition with no visible signs of cracking. All used oil tanks were properly labeled as "Used Oil." Fire extinguishers were located on the southeast and northeast corners of the tank farm as identified in the permit application.

The training for employees consists of an initial 40-hour HAZWOPER upon hire with monthly safety meetings covering additional topics. Safety meeting topics include spill prevention and understanding of the SPCC plan. Personnel also receive on-the-job training during response to real spills as part of the company's spill response and cleanup operations.

Mark Groothouse, Assistant Facility Manager, is identified as the emergency coordinator. Steve Collins, ESOH Director, is identified as the hurricane contact. Review of the contingency plan and notifications of local authorities found no issues.

The 2019 Used Oil Annual Report was received on February 20, 2020. During calendar year 2019 Cliff Berry - Canaveral transported 2,596,280 gallons of used oil and 176,210 used oil filters. Used oil shipping and receiving documents were not reviewed during this inspection.

If transported, hazardous waste is not stored on-site for longer than the allowable 24-hour period during transit. Cliff Berry - Canaveral has not been the initial transporter on hazardous waste shipments during 2018, 2019, or 2020.

Conclusion:

Cliff Berry, Inc. - Canaveral Facility was inspected as a used oil and used oil filter transporter and as a permitted used oil processor. No violations were cited during this inspection.

Inspection Date: 08/26/2020

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: 08/26/2020

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

| | | |
|---|-------------------------------------|-------------------|
| <u>John E. White</u> | <u>Inspector</u> | |
| Principal Investigator Name | Principal Investigator Title | |
| <u>JW</u> | <u>DEP</u> | <u>09/28/2020</u> |
| Principal Investigator Signature | Organization | Date |
| <hr/> | | |
| <u>Mark Groothouse</u> | <u>Assistant Facility Manager</u> | |
| Representative Name | Representative Title | |
| | <u>Cliff Berry Inc</u> | |
| | 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:

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|------------------|-----------------------|----------------------------------|-------------------|
| Approver: | <u>Daniel K. Hall</u> | Inspection Approval Date: | <u>09/30/2020</u> |
|------------------|-----------------------|----------------------------------|-------------------|