



FLORIDA DEPARTMENT OF Environmental Protection

Central District Office
3319 Maguire Blvd., Suite 232
Orlando, Florida 32803

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

November 2, 2021

Rick Vaughn, Environmental Manager
Ring Power Corporation
500 World Commerce Pkwy
St. Augustine, Florida 32092
rick.vaughn@ringpower.com

Re: Compliance Assistance Offer
Ring Power Corp
HW Facility ID # FLR000024158
401 N Tomoka Farms Rd
Daytona Beach, Florida 32124
Volusia County

Dear Mr. Vaughn :

An inspection was conducted at your facility on August 23, 2021. During this inspection, potential non-compliance was noted. The purpose of this letter is to offer compliance assistance as a means of resolving these matters.

Specifically, potential non-compliance with the requirements of chapter 403, Florida Statutes, and Chapters 62-710, Florida Administrative Code were observed. Please see the attached inspection report for a full account of Department observations and recommendations.

We request you review the items of concern noted and respond in writing within **15 days** of receipt of this Compliance Assistance Offer. Your written response should include one of the following:

1. Describe what has been done to resolve the non-compliance issue or provide a schedule describing how/when the issue will be addressed
2. Provide the requested information, or information that mitigates the concerns or demonstrates them to be invalid, or
3. Arrange for the case manager to visit your facility to discuss the items of concern.

It is the Department's desire that you are able to adequately address the aforementioned issues so that this matter can be closed. Your failure to respond promptly may result in the initiation of formal enforcement proceedings.

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Please address your response and any questions to Miranda Rothenberger of the Central District Office at 407-897-4301 or via e-mail at Miranda.Rothenberger@floridadep.gov. We look forward to your cooperation with this matter.

Sincerely,

A handwritten signature in black ink that reads "Daniel K. Hall". The signature is written in a cursive, slightly slanted style.

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

Enclosures: August 23, 2021 Inspection Report

cc: Miranda Rothenberger, FDEP



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

FACILITY INFORMATION:

Facility Name: Ring Power Corp
On-Site Inspection Start Date: 08/23/2021 **On-Site Inspection End Date:** 08/23/2021
ME ID#: 40512 **EPA ID#:** FLR000024158
Facility Street Address: 401 N Tomoka Farms Rd, Daytona Beach, Florida 32124-1067
Contact Mailing Address: 500 World Commerce Pkwy, St Augustine, Florida 32092-3788
County Name: Volusia **Contact Phone:** (904) 494-1417

NOTIFIED AS:

Used Oil, VSQG

WASTE ACTIVITIES:

Generator: VSQG **Used Oil:** Used Oil, Oil Filters **Universal Waste: Indicate types of UW generated and/or accumulated at the facility: Generate/Accumulate:** Batteries, Mercury Containing Lamps **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 Transporter Facility
Routine Inspection for VSQG (<100 kg/month) Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Miranda Rothenberger, Inspector
Other Participants: Kristen Johannessen, Inspector; David Allen, Service Manager

LATITUDE / LONGITUDE: Lat 29° 10' 47.4562" / Long 81° 5' 27.1968"

811310 - Commercial and Industrial Machinery and Equipment (except Automotive and Electronic)

NAIC: Repair and Maintenance

TYPE OF OWNERSHIP: Private

Introduction:

On August 23, 2021, Miranda Rothenberger and Kristen Johannessen, Florida Department of Environmental Protection (FDEP or Department) inspected Ring Power Corp (facility) located at 401 N Tomoka Farms Rd, Daytona Beach, for compliance with state and federal used oil and hazardous waste regulations. David Allen, Service Manager, represented the facility. Ring power currently employs 55 people on site working 7:30 am – 5:00 pm Monday – Friday.

Ring Power most recently registered as a used oil transporter for hire, transfer facility, filter transporter, and filter transfer facility on April 7, 2021. The registration is valid through June 30, 2022. The facility operates as a very small quantity generator (VSQG) of hazardous waste and maintains EPA identification number FLR000024158.

During the inspection Mr. Allen stated that the facility does not conduct used oil transportation activities so the facility was inspected as a used oil generator and a very small quantity generator of hazardous waste. During a telephone conversations with Rick Vaughn, Environmental Manager, on September 22, 2021 he stated that the facility does operate as a used oil transporter.

Process Description:

The facility is a maintenance shop for Ring Power equipment. They service vehicles on the shop floor and collect oil in tanks both inside the shop and outside in a containment area. On the shop floor, area H1, there was one 55-gallon drum labelled hazardous waste ignitable aerosols and dated 07/29/21. There was also a 55-gallon

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drum of empty cans near by being managed as scrap metal. Inside the shop there was a 500-gallon tank and a 200-gallon tank labelled used antifreeze. There was one closed cart accumulating used oil filters and properly labelled. Four parts washers were distributed throughout the floor and they are maintained by Safety-Kleen approximately every six weeks.

Outside there was one 2,000-gallon tank of used oil as well as a tank for new oil and a tank for new diesel, capacities not noted. There was a small building south of the main shop that has a single car port and a 3,000-gallon tank of non-potable water for vehicle washing.

Records

A certificate of liability insurance was received by the Department on July 13, 2021. The policy is valid through July 1, 2022.

An Annual Report by Used Oil and Used Oil Filter Handlers was received by the Department on April 7, 2021. In 2020, 13,150 gallons of used oil and 26,261 used oil filters was managed by Ring Power Corp.

Used oil shipment records were maintained on site. The tanks are emptied by Safety-Kleen every two weeks, or as needed.

Used oil and used oil filter acceptance records were not available for review during the inspection [62-710.510(4), F.A.C.]. Records were provided via email from Mr. Vaughn on October 8, 2021 and do not meet the requirements of 62-710.510(1). Specifically, the records do not contain (a) The name, business address, telephone number and EPA identification number of the transporter; (b) the street address of each source of used oil; and (f) the street address of each destination or end user, the EPA identification number if applicable.

Training records were not available at the time of the inspection [62-710.600(2)(c), F.A.C.]. In an email dated September 22, 2021, the Department requested the last three years of used oil management training records. They were provided by Mr. Vaugh via email on October 15, 2021. Upon review they were found to be in compliance.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	62-710.510(1)(a)
Explanation:	Each registered person shall maintain records on DEP Form 62-710.901(2), or on substantially equivalent forms which contain at least the same information as the Department form. These records shall include the following information: (a) The name, business address, telephone number and EPA identification number of the transporter
Corrective Action:	The facility failed to maintain a record that included the name, business address, telephone number and EPA identification number of the transporter. The facility is required to maintain records on DEP Form 62-710.901(2), or on substantially equivalent forms which contain at least the same information as the Department form.
Type:	Violation
Rule:	62-710.510(1)(b)
Explanation:	Each registered person shall maintain records on DEP Form 62-710.901(2), or on substantially equivalent forms which contain at least the same information as the Department form. These records shall include the following information: The source of the used oil, including the name and street address of each source, and the EPA identification number of the source if the generator has one;
	The facility failed to maintain a records of the street address of each source.

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Corrective Action: The facility is required to maintain records on DEP Form 62-710.901(2), or on substantially equivalent forms which contain at least the same information as the Department form.

Type: Violation

Rule: **62-710.510(1)(f)**

Explanation: Each registered person shall maintain records on DEP Form 62-710.901(2), or on substantially equivalent forms which contain at least the same information as the Department form. These records shall include the following information: (f) The destination or end use of used oil and oily wastes, including the name and street address of each destination or end user, the EPA identification number if applicable, and the end use code designation found in the form instructions.

Corrective Action: The facility failed to maintain records than included the street address of each destination or end user, the EPA identification number if applicable.
The facility is required to maintain records on DEP Form 62-710.901(2), or on substantially equivalent forms which contain at least the same information as the Department form.

Type: Violation

Rule: **62-710.510(4)**

Explanation: The records required by this section shall be retained for a period of three years. The records shall be kept at the street address of the registered person and shall be available for inspection by the Department during normal business hours, unless another location and inspection schedule is specified in the registration package submitted to the Department.

Corrective Action: The facility failed to maintain records required by this section at the street address of the registered person and were not available for inspection.
The facility is required to maintain records on site and provide the records upon reasonable request during an inspection.

On October 8, 2021, Mr. Vaughn submitted records for review via email.

Type: Violation

Rule: **62-710.600(2)(c)**

Explanation: 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. These records shall be retained for a minimum of three years and available for review by Department personnel during inspections.

Corrective Action: The records were not made available during the inspection.
The facility is required to maintain training records on site for inspection.

In an email dated September 22, 2021, the Department requested the last three years of used oil management training records. They were provided by Mr. Vaugh via email on October 15, 2021.

Conclusion:

Ring Power Corp, located at 401 N Tomoka Farms Rd, Daytona Beach, Florida, was inspected for compliance with state and federal used oil and hazardous waste regulations on August 23, 2021 and was found to be out of compliance at the time of the inspection.

Inspection Date: 08/23/2021

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	✓		

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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

Miranda Rothenberger

Inspector

Principal Investigator Name

Principal Investigator Title



DEP

10/28/2021

Principal Investigator Signature

Organization

Date

Kristen Johannessen

Inspector

Inspector Name

Inspector Title

DEP

Organization

David Allen

Service Manager

Representative Name

Representative Title

Ring Power Corp

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: Daniel K. Hall

Inspection Approval Date: 10/29/2021