



Florida Department of
Environmental Protection

Hazardous Waste Inspection Report

FACILITY INFORMATION:

Facility Name: Safety - Kleen Systems Inc
On-Site Inspection Start Date: 03/24/2022 **On-Site Inspection End Date:** 03/24/2022
ME ID#: 20821 **EPA ID#:** FLD982133159
Facility Street Address: 4426 Entrepot Blvd, Tallahassee, Florida 32310-8740
Contact Mailing Address: 5610 Alpha Drive, Boynton Beach, Florida 33426
County Name: Leon **Contact Phone:** (561) 523-4719

NOTIFIED AS:

LQG (>1000 kg/month), TSD Facility, Transfer Facility, Transporter, Used Oil

WASTE ACTIVITIES:

Generator: LQG **Other Status:** Offsite Waste Received **Transporter:** Own Waste, Commercial Waste, Transfer Facility **TSD:** Treater, Disposer **Used Oil:** Oil Filters **Universal Waste:** Indicate types of UW generated and/or accumulated at the facility: **Transport:** Mercury Containing Lamps, Mercury Containing Devices **Transfer Facility:** Mercury Containing Lamps, Mercury Containing Devices

INSPECTION TYPE:

File Review Inspection for TSD Facility Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Monica Hardin, Inspector
Other Participants: No one else participated

LATITUDE / LONGITUDE: Lat 30° 24' 6.3651" / Long 84° 19' 31.045"

NAIC: 562112 - Hazardous Waste Collection

TYPE OF OWNERSHIP: Private

Introduction:

Safety-Kleen Systems, Inc. (SK-Tallahassee), located at 4426 Entrepot Blvd. in Tallahassee, Florida is a generator, transporter, and permitted storage and transfer facility for hazardous waste. The facility is permitted for the operation of a hazardous waste container storage unit and area and hazardous waste tank storage unit under Permit No. 009207-011-HO; the current permit was renewed February 26, 2020 and expires March 14, 2025. Tom Youngman, Branch Environmental Compliance Manager and Jeff Curtis, Regional Environmental Compliance Manager are the primary contacts for this location.

This inspection report serves as a file review conducted by the Florida Department of Environmental Protection (DEP or Department) to address an unmanifested waste report.

Process Description:

On February 22, 2022, SK-Tallahassee submitted, to the Department, an unmanifested waste report. This report stated SK-Tallahassee accepted hazardous waste from a large quantity generator on eleven occasions from January 1, 2019 through February 15, 2022 without a manifest. The waste was described as spent parts washer solvent with the transactions completed on shipping documents that include the proper waste description and waste codes; copies of these documents were included. The shipments occurred on: February 15, 2022, September 15, 2021, June 25, 2021, January 6, 2021, October 2, 2020, July 13, 2020, April 16, 2020, February 25, 2020, November 12, 2019, July 16, 2019, and April 24, 2019 and indicated each time twelve gallons of waste combustible liquid (petroleum Naphtha) with federal waste code D039 was removed. The identified generator of the hazardous waste was Corteva Agriscience LLC (GAD000813691) located at 2509 Rocky Ford Rd. in Valdosta, Georgia (31601) and the identified hazardous waste transporter was Saftey-Kleen Systems, Inc. (SK-

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Denton) (TXR000081205) located at 1722 Copper Creek Plaza in Denton, Texas (76207).

In an email dated March 1, 2022, Mr. Curtis provided additional information clarifying how the incident occurred. Mr. Curtis explained the generator's account was set-up initially identifying them as a Very Small Quantity Generator. Recently the Safety-Kleen account manager visited the generator facility to discuss additional lines of business; during this visit the generator mentioned generating other hazardous waste streams and operating as a large quantity generator. The Safety-Kleen account manager reported the system discrepancy and lack of hazardous waste manifests immediately to Mr. Curtis.

On March 24, 2022, Mr. Curtis explained the transporter id is the Safety-Kleen National Transporter ID utilized by all Safety-Kleen facilities to transport waste. This waste was transported by a SK-Tallahassee route driver.

Per SK-Tallahassee's current operating permit (009207-011-HO) in Part II subpart A: (2.) the Permittee shall comply with the manifest requirements of 40 CFR 264.71 and 264.72. The Permittee must document the reconciliation of any manifest discrepancies; and (4.)(a)(1) the Permittee shall submit an Unmanifested Waste Report to the Department within 15 days of receipt of unmanifested waste. The unmanifested waste report was not submitted within 15 days of receipt of the waste except for the February 15, 2022 waste. Per Section 403.727(1)(c), FS it is unlawful for any hazardous waste generator, transporter, or facility owner or operator to: fail to comply with a permit.

Per 40 CFR 263.20(a)(1), 'a transporter may not accept hazardous waste from a generator unless the transporter is also provided with a manifest form...'

On March 28, 2022, via a Microsoft Teams Meeting, DEP personnel: Monica Hardin and Cliff Richardson discussed with Mr. Curtis and Mr. Youngman the unmanifested waste report and the process moving forward to resolve the identified issues. We discussed the expectation of the corrective action outlined in the Compliance Assistance Offer (CAO) and inspection reports to prevent future occurrences of incorrect generator statuses in their system and an audit to ensure current customers are identified in their system with the correct generator status.

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	403.727(1)(c)
Explanation:	Per permit conditions, the permittee is required to submit an unmanifested waste report within 15 days of receipt of unmanifested waste. The permittee provided documentation (shipping receipts) indicating waste was transported on eleven occasions: February 15, 2022, September 15, 2021, June 25, 2021, January 6, 2021, October 2, 2020, July 13, 2020, April 16, 2020, February 25, 2020, November 12, 2019, July 16, 2019, and April 24, 2019. An unmanifested waste report was received within 15 days of February 15, 2022 (February 22, 2022), but not within any of the other dates.
Corrective Action:	Provide a plan (and implement) to the Department detailing how this will be prevented in the future AND conduct an audit of current customers to confirm their appropriate generator statuses.

Conclusion:

At the close of this file review, SK-Tallahassee (and SK-Denton) appears to be out of compliance with applicable state and federal hazardous waste regulations. Specifically, for failure to comply with permit conditions, and for transporting hazardous waste without a manifest, respectively.

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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.

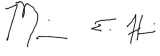
Note: Checklist items with shaded boxes are for informational purposes only.

Item No.	Pre-Inspection Review	Yes	No	N/A
1.1	Has the facility notified with correct status? 262.18(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

<u>Monica Hardin</u>	<u>Inspector</u>	
Principal Investigator Name	Principal Investigator Title	
<u></u>	<u>DEP</u>	<u>03/28/2022</u>
Principal Investigator Signature	Organization	Date

No one else participated
Representative Name

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:	<u>Cliff Richardson</u>	Inspection Approval Date:	<u>03/28/2022</u>
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