



# FLORIDA DEPARTMENT OF Environmental Protection

Southeast District Office  
3301 Gun Club Road, MSC 7210-1  
West Palm Beach, FL 33406  
561-681-6600

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Shawn Hamilton**  
Secretary

June 21, 2022

Jeff Smith  
Environmental Services & Logistics Inc  
709 NW Bristol St  
Port St Lucie, FL 34983  
[esl\\_environmental@aol.com](mailto:esl_environmental@aol.com)

Re: Warning Letter - # WL22-0082HW56SED  
Environmental Services & Logistics Inc  
EPAID: FLR000193854  
St. Lucie County

Mr. Smith:

Department personnel conducted a Compliance Evaluation Inspection (CEI) of the above-referenced facility on April 7, 2022. During this inspection, possible violations of Chapter 403, Florida Statutes ("F.S."), Rule 62-710, Florida Administrative Code ("F.A.C."), and Title 40 Code of Federal Regulations ("CFR"), Parts 279, were observed.

During the inspection, Department personnel noted the following:

- Failure to comply with the 24-hour storage limit as a used oil transporter, in violation of 40 CFR 279.45(a) and Rule 62-710.500(1)(a), F.A.C.

Violations of Florida Statutes or administrative rules may result in liability for damages and restoration, and the judicial imposition of civil penalties, pursuant to sections 403.141, 403.161 and 403.727, Florida Statutes.

Please contact Justin Stark at (561) 681-6648 within **15 days** of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in receiving any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency

action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolving this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jason Andreotta", is positioned above the printed name.

Jason Andreotta

Director, Southeast District

Florida Department of Environmental Protection

Enclosure: Hazardous Waste Final Inspection Report, dated 04/07/2022



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

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**FACILITY INFORMATION:**

**Facility Name:** Environmental Services & Logistics Inc  
**On-Site Inspection Start Date:** 04/07/2022 **On-Site Inspection End Date:** 04/07/2022  
**ME ID#:** 105753 **EPA ID#:** FLR000193854  
**Facility Street Address:** 709 NW Bristol St , Port St Lucie, Florida 34983-8306  
**Contact Mailing Address:** 709 NW Bristol Street, Port St Lucie, Florida 34983  
**County Name:** St. Lucie **Contact Phone:** (772) 871-2444

**NOTIFIED AS:**

Non-Handler, Used Oil

**WASTE ACTIVITIES:**

**Generator:** Non-Handler **Used Oil:** Transporter

**INSPECTION TYPE:**

Routine Inspection for Used Oil Transporter Facility

**INSPECTION PARTICIPANTS:**

**Principal Inspector:** Justin Stark, Inspector  
Jacob Davis, Environmental Specialist II; Michele DeFreitas, Environmental Specialist II;  
**Other Participants:** Jeff Smith, President

**LATITUDE / LONGITUDE:** Lat 27° 20' 8.358" / Long 80° 22' 21.0324"

**NAIC:** 484220 - Specialized Freight (except Used Goods) Trucking, Local

**TYPE OF OWNERSHIP:** Private

**Introduction:**

On April 7, 2021, Justin Stark with the Florida Department of Environmental Protection ("FDEP") conducted a Compliance Evaluation Inspection ("CEI") at Environmental Services & Logistics Inc (hereinafter "ESLI" or "facility"), located at 10960 Orange Ave, Fort Pierce, FL 34945. ESLI was inspected to determine the facility's compliance with the state and Federal hazardous waste regulations described in Title 40, Code of Federal Regulations ("C.F.R.") Parts 260-268, 273, and 279, adopted and incorporated by reference in Rule 62- 710, 62-730, and Rule 62-737, Florida Administrative Code ("F.A.C.").

The inspector was escorted around the facility by Jeff Smith. Upon arrival at the facility, the inspector presented their credentials and explained the purpose of the inspection.

ESLI is situated on a 2.6 acre property and is connected to municipal water and sewer. ESLI currently employees 9 staff.

**Notification History**

ESLI initially notified with the FDEP as a Used Oil Transporter on 08/27/2012. The facility was assigned the EPA Identification ("EPA ID") Number FLR000193854.

**Inspection History:**

The facility was inspected by the FDEP on 12/9/2015 and found to be in compliance.

Personal Protective Equipment (PPE) was not required to enter the facility. Department personnel were equipped with steel-toed boots.

**Process Description:**

## Environmental Services & Logistics Inc Inspection Report

Inspection Date: 04/07/2022

ESLI operates as a an intermediary for used oil transport for CBI. All used oil is halogen-tested by CBI and only non-off-spec oil is transported by ESLI.

ESLI stores its trucks at Yavorsky's Truck Service Lot. Yavorsky's Truck Service Lot stores other vehicles from different clients, and operates a maintenance shop. The address used to register ESLI is Jeff Smiths home which is different from where Yavorsky's Truck Service Lot is located. ESLI was asked via email to re-notify using the 8700-12FL to update the address and to update the address on the insurance.

ESLI has a fleet of 6 trucks which hold 6,000 gallons each. The trucks are stored on a open lot with other vehicles from different clients. The lot is secured with fencing. During the inspection, only one truck was observed. The other five were out collecting used oil. The one truck was observed with appropriate fire extinguishers and spill kits.

### Records Review:

Training records, and manifests for months of July 2020, December 2021, and February 2022 were requested via email. After review, it appears the facility went over the storage limit of more than 24 hours for 9 shipments. Therefore acting as a used oil transfer facility without notifying the FDEP [40 CFR 279.45(a), 62-710.500(1)(a) F.A.C.]

The following 9 shipments were:

Manifest Doc#: 275595 - Stored used oil for 4 days.  
 Manifest Doc#: 276204 - Stored used oil for 3 days.  
 Manifest Doc#: 329132 - Stored used oil for 5 days.  
 Manifest Doc#: 329476 - Stored used oil for 4 days.  
 Manifest Doc#: 333788 - Stored used oil for 2 days.  
 Manifest Doc#: 334977 - Stored used oil for 3 days.  
 Manifest Doc#: 335224 - Stored used oil for 4 days.  
 Manifest Doc#: 335658 - Stored used oil for 2 days.  
 Manifest Doc#: 336046 - Stored used oil for 3 days.

Due to this discovery, a larger sample size of manifests was requested via email for January 2022, March 2022, July 2021, February 2021, December 2020, and March 2020.

Training Records: ESLI submitted three years worth of training records which all appeared to be in order.

### New Potential Violations and Areas of Concern:

#### Violations

Type:	Violation
Rule:	279.45(a) , 62-710.500(1)(a)
Explanation:	During the records review, it appears the facility went over the storage limit of more than 24 hours for 9 shipments. Therefore acting as a used oil transfer facility without notifying the FDEP.

The following 9 shipments were:

Manifest Doc#: 275595  
 Manifest Doc#: 276204  
 Manifest Doc#: 329132  
 Manifest Doc#: 329476  
 Manifest Doc#: 333788  
 Manifest Doc#: 334977  
 Manifest Doc#: 335224  
 Manifest Doc#: 335658  
 Manifest Doc#: 336046

Corrective Action: Please submit used oil and used oil filter manifests for January 2022, March 2022, July

Inspection Date: 04/07/2022

2021, February 2021, December 2020, and March 2020.

If the facility wishes to act as a used oil transfer facility, it shall renotify using the 8700-12FL.

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**PHOTO ATTACHMENTS:**

Picture#1 (ESLI Tanker)



Picture#2 (Lot)



Picture#3 (Lot)



**Conclusion:**

ESLI was inspected as a used oil transporter and found to be out of compliance for acting as a used oil transfer facility and not notifying the FDEP of such event. If the facility wishes to act as a used oil transfer facility, it shall renotify using the 8700-12FL. Additionally, compliance assistance was offered in regards to the address, the facility shall ensure it updates its address using the 8700-12FL and updates its address on its insurance. A compliance assistance offer letter or warning letter will be sent based off the results from the additional records requested.

Inspection Date: 04/07/2022

**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: 04/07/2022

**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

Justin Stark	Environmental Specialist III	
<b>Principal Investigator Name</b>	<b>Principal Investigator Title</b>	
_____	FDEP	05/20/2022
<b>Principal Investigator Signature</b>	<b>Organization</b>	<b>Date</b>
Jacob Davis	Environmental Specialist II	
<b>Inspector Name</b>	<b>Inspector Title</b>	
	FDEP	
	<b>Organization</b>	
Michele DeFreitas	Environmental Specialist II	
<b>Inspector Name</b>	<b>Inspector Title</b>	
	FDEP	
	<b>Organization</b>	
Jeff Smith	President	
<b>Representative Name</b>	<b>Representative Title</b>	
	Environmental Services & Logistics Inc	
	<b>Organization</b>	

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:**

<b>Approver:</b>	Alannah B Irwin	<b>Inspection Approval Date:</b>	05/20/2022
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