

Thursby, Kim

From: loren januaryservices.com <loren@januaryservices.com>
Sent: Thursday, July 28, 2022 9:28 AM
To: Kothur, Bheem; Day Hoffman; cris januaryservices.com; Nilesh Lakhani
Cc: Thursby, Kim
Subject: RE: January Environmental Services, Inc. FLD 982 162 943; Second Request for Additional Information (RAI)

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Good Morning Bheem,

This is confirmation that the document has been received.

I am reviewing and will send you any questions pertaining to this letter.

Thank you!

From: Kothur, Bheem <Bheem.Kothur@FloridaDEP.gov>
Sent: Thursday, July 28, 2022 9:25 AM
To: Day Hoffman <day@januaryservices.com>; cris januaryservices.com <cris@januaryservices.com>; loren januaryservices.com <loren@januaryservices.com>; Nilesh Lakhani <Neil@geotech-usa.com>
Cc: Kothur, Bheem <Bheem.Kothur@FloridaDEP.gov>; Thursby, Kim <Kim.Thursby@FloridaDEP.gov>
Subject: FW: January Environmental Services, Inc. FLD 982 162 943; Second Request for Additional Information (RAI)

Hi Day and all,

Day, as we discussed on the phone this morning, please confirm that you have received this document, ASAP.

Thanks,

Bheem

From: Kothur, Bheem <Bheem.Kothur@FloridaDEP.gov>
Sent: Wednesday, July 27, 2022 10:47 AM
To: Loren@januaryservices.com; Nilesh Lakhani <Neil@geotech-usa.com>; cris@januaryservices.com
Cc: Thursby, Kim <Kim.Thursby@FloridaDEP.gov>; Kothur, Bheem <Bheem.Kothur@FloridaDEP.gov>
Subject: FW: January Environmental Services, Inc. FLD 982 162 943; Second Request for Additional Information (RAI)

Hi Loren and all,

Please response to our Epost by any one of you and cc to me, ASAP.

The document was sent on July 21, 2022.

We appreciate.

Thanks,

Bheem

From: Thursby, Kim <Kim.Thursby@FloridaDEP.gov>

Sent: Thursday, July 21, 2022 2:44 PM

To: 'loren@januaryservices.com' <loren@januaryservices.com>

Cc: Smith, Michell M. <Michell.M.Smith@FloridaDEP.gov>; Walker, Kim (Waste) <Kim.Walker@FloridaDEP.gov>; 'bastek.brian@epa.gov' <bastek.brian@epa.gov>; 'rodgers-smith.delores@epa.gov' <rodgers-smith.delores@epa.gov>; 'merizalde.carlos@epa.gov' <merizalde.carlos@epa.gov>; 'vogel.jennifer@epa.gov' <vogel.jennifer@epa.gov>; Financial Assurance Working Group <Financial.Assurance.Working.Group@dep.state.fl.us>; Buselli, Bradley <Bradley.Buselli@dep.state.fl.us>; Kromhout, Elizabeth <Elizabeth.Kromhout@FloridaDEP.gov>; Ciaravella, Philip <Philip.Ciaravella@FloridaDEP.gov>; Lenhart, Shannon <Shannon.Lenhart@FloridaDEP.gov>; Pedigo, Leslie <Leslie.Pedigo@FloridaDEP.gov>; 'cris@januaryservices.com' <cris@januaryservices.com>; 'neil@geotech-usa.com' <neil@geotech-usa.com>; Kothur, Bheem <Bheem.Kothur@FloridaDEP.gov>

Subject: January Environmental Services, Inc. FLD 982 162 943; Second Request for Additional Information (RAI)

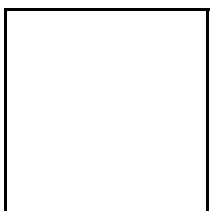
In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Program and Permitting section is forwarding the attached document to you by electronic correspondence "e-correspondence" in lieu of a hard copy through the normal postal service.

We ask that you verify receipt of this document by sending a "reply" message to epost_hwrs@dep.state.fl.us (An automatic "reply message" is not sufficient to verify receipt). If your email address has changed or you anticipate that it will change in the future, please advise accordingly in your reply. You may also update this information by contacting Kim Thursby at (850) 245-8792.

The attached document is in "pdf" format and will require Adobe Reader 6 or higher to open properly. You may download a free copy of this software at www.adobe.com/products/acrobat/readstep2.html.

Your cooperation in helping us affect this process by replying as requested is greatly appreciated. If you should have any questions about the attached document(s), please direct your questions to the contact person listed in the correspondence.

Michell Mason Smith
Environmental Administrator
Hazardous Waste Program & Permitting





FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

REQUEST FOR ADDITIONAL INFORMATION

July 21, 2022

Loren Dorwart, Manager
January Environmental Services, Inc.
1920 State Road 60 West
Bartow, Florida, 33830
loren@januaryservices.com

Re: **Second Request for Additional Information (RAI)**
January Environmental Services, Inc.
EPA ID Number: FLD 982 162 943
Used Oil & Material Processing Permits: 307171-004-HO / 307171-005-SO
DEP Application Numbers: 307171-006-HO / 307171-007-SO
Polk County – Hazardous Waste

Dear Mrs. Dorwart:

Thank you for your revised application for a Used Oil & Material Processing Permit Renewal for the above referenced Facility. A Department staff review of the application and supplemental information submitted on June 24, 2022, indicates that the application is incomplete. Pursuant to the provisions of Rules 62-730.220 and 62-710.800, Florida Administrative Code (F.A.C.) and Chapter 403.722, Florida Statutes (F.S.), all processing of the application is suspended when a permit application is deemed incomplete.


In order for the Department to continue processing your application, please submit the information requested as soon as possible, and refer to this correspondence in your response. The response must be signed, sealed, and dated by a registered Florida Professional Engineer. The Department must receive a response within 60 days of the date of this letter, or September 18, 2022, unless a written request for additional time to provide the requested information is submitted and approved. Pursuant to subsection 62-730.220(6), F.A.C. and Section 120.60, F.S., failure of an applicant to provide the timely requested information by the applicable deadline may result in denial of the application.

Please submit the response in electronic format to HWPP@dep.state.fl.us, with a copy to bheem.kothur@floridadep.gov. If the file is very large, you may post it to a folder on this office's ftp site at: <ftp://ftp.dep.state.fl.us/pub/incoming/DWM>. After posting the document, send an e-mail to HWPP@dep.state.fl.us, with a copy to bheem.kothur@floridadep.gov, alerting us that it has been posted.

Loren Dorwart, Manager
July 21, 2022
Page 2 of 5

If you have any questions, please contact Bheem Kothur by telephone at (850) 245-8781 or by e-mail at bheem.kothur@floridadep.gov.

Sincerely,

Kimberly A. Walker  Digitally signed by Kimberly A. Walker
Date: 2022.07.21 14:25:25 -04'00'

Kimberly A. Walker, Program Administrator
Permitting & Compliance Assistance Program

Attached: List of Requested Information

cc (w/ Attachment):

Brian Bastek, EPA Region 4, bastek.brian@epa.gov
Delores Rogers-Smith, EPA Region 4, rodgers-smith.delores@epa.gov
Carlos Merizalde, EPA Region 4, merizalde.carlos@epa.gov
Jennifer Vogel, EPA Region 4, vogel.jennifer@epa.gov
Financial Assurance Working Group, DEP Headquarters,
financial.assurance.working.group@floridadep.gov
Bheem Kothur, DEP Headquarters, bheem.kothur@floridadep.gov
Michell Mason Smith, DEP Headquarters, michell.m.smith@floridadep.gov
Bradley Buselli, DEP Headquarters, bradley.buselli@floridadep.gov
Elizabeth Kromhout, DEP Headquarters, elizabeth.kromhout@floridadep.gov
Phil Ciaravella, DEP Headquarters, phil.ciaravella@floridadep.gov
Shannon Lenhart, DEP Southwest District, shannon.lenhart@floridadep.gov
Leslie Pedigo, DEP Southwest District, leslie.pedigo@floridadep.gov
Cris January, JESI, cris@januaryservices.com
Nilesh Lakhani, GeoTech, neil@geotech-usa.com

Attachment: List of Requested Information

January Environmental Services, Inc.

EPA ID Number: FLD 982 162 943

DEP Application Numbers: 307171-006-HO / 307171-007-SO

Specific Comments: Please submit any necessary revisions electronically, unless a physical copy is otherwise noted or requested. Once all revisions are accepted by the Department, a complete electronic copy of the revised application should be provided for Department records.

1. 8700-12FL: The current DEP Form 8700-12FL¹ on file dated June 1, 2022, does not have a selection checked for 16(3), Used Oil and Used Oil Filter Activities, to indicate the status for the facility as a Used Oil Processor. The application states the facility performs these activities. A revised form should be submitted to the Department with the correct selection following the form instructions.
2. Cover Letter: The cover letter states that "... internal inspections of the tanks may be required ... to assess the condition of the above ground tanks and determine its suitability for continued service..." Please provide copies of the most recent internal tank inspections for all tanks listed in the application and clarify which tanks require internal inspections based on the requirements specified in subsection 62-762.702(6), F.A.C. and API 653, as appropriate.
3. Table of Contents, List of Tables: Please review all tables and text references to tables within the permit application to ensure that all labeling is identified as appropriate.
4. Part I., Application Form [application Section A2]: Please provide clarifications and an updated form for the following items:
 - a. I.A.3: The application text indicates the facility is both a "marketer" and "disposer of used oil", these items are not reflected in the application form (also see Comment 1 above). Please ensure the correct items are selected which reflect current operations at the facility.
 - b. I.C.1: Please ensure the correct generator status is listed; the application states that the facility is designated as a Conditionally Exempt Small Quantity Generator (CESQG).
5. Facility's Detailed Process Description [application Section D]:
 - a. D2: The text indicates that one 200-gallon used oil tank exists. Please note that while this tank (#1) is listed in Table 1 as a 200-gallon tank, Figure 3 shows the tank as having a capacity of 220 gallons. Please clarify and revise either the text, table, or figure to reflect the correct tank capacity.
 - b. D3: The text states that **used oil is processed** "... via oil-water solid separation..." involving the use of storage tanks, and further details a process description for when products "... that require processing are received at the site..."
 - (1) The text states that "eight holding tanks" are utilized, listing TK-102, TK-103, TK-104, TK-105, TK-106, and TK-107. Please clarify why TK-101 (listed in Table 1) is

¹ A blank 8700-12FL can be located at the following link: <https://floridadep.gov/waste/permitting-compliance-assistance/forms/8700-12fl-florida-notification-regulated-waste-activity>.

not listed and ensure the correct number of storage tanks is referenced.

- (a) TK-107: The Department's Storage Tank Facility Routine Compliance Site Inspection Report (for Facility ID 9101026) dated April 30, 2020 indicates that "... no piping is connected to this AST and it does not appear to be ready to be placed into service..." Furthermore, this tank does not appear to be registered and the overall result of the inspection was a Major Out of Compliance. Based on Department records, this violation has not been resolved. If documentation exists that addresses this issue, please provide clarification. Likewise, the Department requests documentation of current financial responsibility, clarification for the operational status of TK-107, and revisions to any text, tables, or figures accordingly.
- (2) The equipment stated as being utilized for used oil processing involves blending tanks BT-301 and BT-302, a heat exchanger, chemicals and additives to assist in gravimetric separation and de-emulsification, two 55-gallon drums of hydrochloric acid and sodium hydroxide solution for pH adjustment, a 10 cubic yard roll off container, and a centrifuge.
 - (a) Please note that application Section B5 states that "the used oil processing has not changed since the last permit submittal." However, Section B5 of the prior application dated June 30, 2017, indicated that **several components related to used oil processing were removed**.
 - (b) Part A.16. of the current DEP Form 62-701.900(4) [application Section A3] also describes operations at the facility as **only** "... **used oil storage** for disposal..." However, Part A.16. of the form provided with the prior application dated June 30, 2017, previously described operations as being **both** "... **used oil processing and storage** for disposal..."
 - (c) Furthermore, the Department's Hazardous Waste Inspection Report dated April 12, 2022, states that "... the facility is not currently processing used oil received from customers and has not been since 2017..."
 - (d) Please clarify the scope of used oil processing occurring at the facility, versus storage beyond 35 days, as well as the extent of remaining equipment needed to process, or store, used oil as described above and within the application.
 - i. Please refer to Rule 62-710.201, F.A.C., which provides a definition within subsections (2) Processing and (3) Processor, respectively.
6. Contingency Plan and Emergency Procedures [application Sections G & H]:
 - a. G6 & H3: Please provide copies of the receipts showing delivery of these plans to local authorities listed in Table 7.
 - b. Also, the 'Office' number listed for the Primary Emergency Coordinator in Table 7 appears to be disconnected or no longer in service. Please verify the accuracy of the information in this table and provide a revised version as appropriate.
7. Spill Prevention, Control, Countermeasures Plan (SPCCP) [application Section HA]:
 - a. HA2: See Comment 6b above, the facility phone number listed in this section appears to be disconnected or no longer in service. Please verify the accuracy of the information and provide revisions as appropriate. Likewise, please refer to Comment 5(2)(d) above and revise the 'description of activities' in this section as necessary.
 - b. HA4: The regulatory citations listed within the first paragraph are inconsistent with those

- listed in other parts of the application (see application Section C3). Also, the Permit Numbers in the second paragraph should reflect those listed in the subject of this correspondence.
- c. HA5 & HA6, Table of Potential Spill Concerns and Table Secondary Containment Structures: Please clarify or revise the information in these tables (including Table 1, as needed) based on the following inconsistencies:
- (1) The tables estimate a 6,800-gallon capacity for the Transport Trucks, which operate within Containment #1 (Section B4 also states that "... product transfer occurs within the concrete ramp and secondary containment #1...").
 - (2) Table 1 lists a different tank capacity for the transport trailer/truck tanks (5,500 and 3,200 gallons) than the tank capacity noted within this section. Likewise, Table 1 lists "N/A" for the containment dimensions of the Transport Tank area, while this section indicates Containment #1's capacity is 49,500 gallons.
 - (3) There are two Containment #1's listed in the Table of Secondary Containment Structures and the "Structures Containment Volume in Gallons" column for Containment #5 (e.g. TK-107) appears to be in error and may not accurately reflect the containment capacity listed in Table 1 for TK 107.
8. Closure Plan & Cost Estimates [application Section I & I-1]:
- a. I1: This section references Table 10 as the cost estimate summary sheet (should be Table 9 and not Table 10).
 - b. Table 9: The items in the 'Unit Cost' *column* have increased from the amounts listed within the prior application dated June 30, 2017. However, the spreadsheet does not appear to have a recalculated 'Total Cost' for **every item** listed within Tasks 1-3. Tasks 4 & 5 do not appear to be affected. Please revise / recalculate the cost estimates accordingly and ensure that the Financial Assurance is updated to reflect any changes.
9. Financial Assurance [application Section L]: Please note that the form provided in this section of the application is not the correct form required by the instructions. Please ensure that the appropriate Financial Assurance documentation is provided pursuant to Rule 62-710.800, F.A.C., with a copy inserted in this section and sent to the address provided in the application instructions.
- a. Please refer to paragraph 62-710.800(6)(a), F.A.C., which states: "Financial documents shall be submitted on Form 62-701.900(5)(a), (b), (c), (d), (e), (f), (g), or (h), as appropriate.
 - b. The closure cost estimate needs to be updated. If the approved recalculated estimate is less than the amount of the current financial assurance then the current letter of credit can be amended to the new amount or new financial assurance can be established using one or more of the financial instruments which comply with the requirements of Rule 62-701.630, F.A.C. Please remember that authorization to decrease the financial assurance must begin with the Financial Assurance Section. You may reach the Financial Assurance Working Group at this address financial.assurance.working.group@floridadep.gov