



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

FACILITY INFORMATION:

Facility Name: Kelly Tractor Company
On-Site Inspection Start Date: 08/25/2022 **On-Site Inspection End Date:** 08/25/2022
ME ID#: 57627 **EPA ID#:** FLD981925811
Facility Street Address: 8255 NW 58th St , Doral, Florida 33166-3493
Contact Mailing Address: 8255 NW 58 Street, Doral, Florida 33166
County Name: Miami-Dade **Contact Phone:** (305) 592-5360

NOTIFIED AS:

SQG (100-1000 kg/month), Used Oil

WASTE ACTIVITIES:

Generator: SQG **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 SQG (100-1000 kg/month) Facility
Routine Inspection for Used Oil Generator Facility
Routine Inspection for Used Oil Transporter Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Michele C DeFreitas, Inspector
Tarin Tischler, Environmental Specialist II; Johanna Polycart, Environmental Specialist II;
Esther Thorne, Environmental Specialist I; Roy Subia, Safety and Environmental
Other Participants: Manager; Ana C. Franchi-Alfaro, Facilities Manager

LATITUDE / LONGITUDE: Lat 25° 49' 41.7103" / Long 80° 19' 54.8871"

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

NAIC: Repair and Maintenance

TYPE OF OWNERSHIP: Private

Introduction:

On August 25th, 2022 (08/25/2022) Michele De Freitas with the Florida Department of Environmental Protection (FDEP) conducted a Routine Compliance Evaluation Inspection for hazardous waste and used oil at Kelly Tractor Company (hereinafter Kelly Tractor or facility), located at 8255 NW 58th Street Doral, Florida, 33166. Kelly Tractor was inspected to determine the facility's compliance with State and Federal Hazardous Waste Regulations described in Title 40 Code of Federal Regulations (CFR) Parts 260-268, and 279 adopted and incorporated by reference in Rule 62-710, and 62-730 Florida Administrative Code (F.A.C.). The inspector was accompanied by Tarin Tischler, Environmental Specialist II, Johanna Polycart, Environmental Specialist II and Esther Thorne, Environmental Specialist I with FDEP.

The inspectors were escorted around the facility by Roy Subia, Safety and Environmental Manager, and Ana Franchi-Alfaro, Facilities Manager of Kelly Tractor. Upon arrival at the facility, the inspectors presented their credentials and explained the purpose of the inspection.

Kelly Tractor has been operating at this location since 1971. The facility occupies an approximately 40–42-acre lot and has two buildings on the property lot, one is the aforementioned, which has a total of 105,460 square feet and the other is 8205 NW 58th St, Doral, Florida, 33166. They are connected to the city of Doral water and sewer and employ approximately 200 employees. The facility operates Monday to Friday from 6:00 AM to 6:30

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PM.

Notification History:

Kelly Tractor originally notified with the Department as Small Quantity Generator (SQG) of hazardous waste and Used Oil Transporter on 11/13/2019. The facility was assigned an EPA Identification (EPAID) Number FLD981925811. The facility most recently re-notified with the Department via submittal of the 8700-12FL form on 05/19/2022 and an Annual Report and Certificate of Liability Insurance on 03/07/2022. The facility is registered as a Small Quantity Generator of Hazardous Waste, Used Oil Generator, Transporter, and Generator of Universal Waste, Used Oil Transporter, Used Oil Transfer Facility, Used Oil Filter Transporter, and Used Oil filter Transfer Facility.

Inspection History:

The facility was last inspected by the Department on 02/26/2013 and was found to be out of compliance with State and Federal Regulations for failure to conduct a proper waste determination, failure to provide copies of hazardous waste manifests, failure to have all employees trained in the handling of hazardous waste and failure to have Land Disposal Restriction forms attached to the disposal manifests. An area of concern was listed in the previous report dated 02/26/2016 which was failure to label satellite accumulation containers in the Oil Analysis Lab with the words "Hazardous Waste". The facility was out of compliance at the close of the inspection report dated 02/26/2013. A Compliance Assistance Offer Letter was sent to the facility on 08/09/2013 and the case was closed without formal enforcement.

Steel-toed boots and masks were the only Personal Protective Equipment (PPE) required to enter the facility.

Process Description:

Kelly Tractor is the Caterpillar heavy equipment Dealer in the South Florida area. They provide rentals, leasing, sales, and servicing for all types of construction and industrial equipment to the following markets: highway and bridge building, water and sewer, land development, housing, aggregate quarries, agriculture, warehousing, seaports, marinas, and other markets. They are also the dealer for Caterpillar oil.

Kelly Tractor operates as a hazardous waste and used oil generator, used oil transporter, used oil filter transporter, universal waste transporter, and used oil and used oil filter transfer facility. They generate their own used oil from maintenance on their own equipment and transport it themselves to the designated disposal facility. They do not transport any used oil from third-party customers. They also generate Universal Waste from another smaller location in Clewiston, Florida, which is combined with their Universal Waste and is taken for disposal by Kelly Tractor.

The 8255 location provides heavy equipment maintenance. This location also sells and performs maintenance on generators and provides rental and leasing services of equipment. There is also a paint booth for small paint jobs on their equipment and an oil analysis lab for sampling and testing their oil from the machinery and equipment also at this location. Their second location on-site which is the 8205 building is responsible for the sales, leasing, and renting of Forklifts and Generators.

The inspection was conducted primarily for the 8255 NW 58th St. location. This location consists of a Front Office, product tank area, drum storage area, warehouse/work bays, oil analysis lab, used oil tank area, paint booth warehouse, forklift warehouse, and storage area, back-office area, and a lift station.

Front Office Area:

This area consisted of a reception area, lobby, and small cubicles for personalized customer service for rentals and lease facilitation. This area also housed conference rooms for meetings and a small retail area for customers to shop around while waiting to be serviced.

No hazardous waste was observed in this area during the inspection.

Product Tank Area:

This area houses three (3) product oil tanks which were observed in secondary containment. Each tank has a capacity of 3400 gallons.

No hazardous waste was observed in this area

Drum Storage Area:

This area was caged and locked at the time of the inspection. Facility representatives indicated that it is usually

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kept in this manner so as to limit foot traffic in and out of the area that may potentially cause slips, trips and falls for employees. This area acts as a Central Accumulation Area for the facility.

At the time of the inspection, inspectors observed the following in the Drum Storage Area on secondary containment pallets (CAA):

- One (1) 55-gallon drum of Used Antifreeze.
- Four (4) 55-gallon drums of Used Oil Filters were correctly labeled but uncovered and no accumulation start date. The CAA had a roof covering over the cage where the drums were located so the Used Oil filters were sealed or otherwise protected from weather and stored on an oil impermeable surface as per 62-710.850(5)(a) F.A.C.
- Five (5) 55-gallon drums labeled with the words "Absorbent Material Only", only two had waste at the time of the inspection.
- Four (4) 55-gallon drums of oil sample bottles. Three out of four were completely full and one was still accumulating waste. These drums were not labeled at the time of the inspection.
- One (1) bin labeled "Used Oil Filters Only". This bin contained regular trash and was left open at the time of the inspection.
- One (1) 55-gallon drum labeled "Oil Lab Waste" with a hazard indication of flammable; no accumulation start date. Inspectors provided compliance assistance on-site and in the exit interview dated 08/30/2022, to have this drum labeled with the words "Hazardous Waste – Oil Lab Waste" according to 40 CFR 262.16(b)(6).

Facility representatives notified inspectors that Heritage-Crystal Clean picks up all their Used Oil and Used Oil Filter Waste. They also have a parts washer on-site that is hardly used but when in use the solvent is aqueous-based, and the waste goes into the wash pit on-site.

There is also a sanitary sewer pump station located on-site.

The drum storage area also stores unused satellite containers and empty drums.

The inspectors also observed three (3) spent lead acid batteries in this area stored on pallets away from the elements.

Warehouse/Work Bay Area:

This building houses work bays for the maintenance of heavy equipment and other small machinery. There are also two satellite accumulation areas (SAA) in this building, the Oil Analysis Lab, and the back-office area is also located here.

The inspectors observed the following in the first SAA:

- One (1) 5-gallon bucket with absorbent rags and pads.
- One (1) 55-gallon drum of absorbent material only
- One (1) 55-gallon drum of uncrushed Used Oil Filters.
- One (1) 55-gallon drum labeled "Hazardous Waste – Waste Paint Related Material" with EPA Waste Codes F003, F005, D001, D007, D008, and D035. This drum had an accumulation start date of 03/15/2018.

There was also an aerosol crush machine near this SAA which is used to de-pressurize the used aerosol cans which later go to the scrap metal drum for disposal.

There were eyewash stations and fire extinguishers seen throughout the warehouse/work bay areas.

The inspectors observed the following in the second SAA:

- One (1) Graymills parts washer that is used to wash and clean smaller parts on machinery and equipment. The parts washer uses a solvent called Super Aquatane GM330 which on 09/07/2022, Mr. Subia submitted documentation of the SDS for this solvent and it was which was deemed to be a non-hazardous aqueous solution because it is completely soluble in water and does not contain any hazardous waste characteristics or hazardous waste constituents, according to the SDS submitted.

Facility representatives indicated that the second SAA is the same as the first one observed but at the time of the inspection there were no drums observed in the second SAA. They also indicated that they are getting rid of the normal red satellite containers and using 55-gallon drums instead.

Used oil caddies were observed throughout the Warehouse/Work Bay area which is used to collect used oil when maintenance technicians are conducting maintenance on equipment and machines. They are then

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emptied into the used oil tank at the back of the facility.

Universal Waste Lamps and Spent Lead Acid Batteries are generated from around the facility and machines as well as their Clewiston location, who ships their waste to this Miami location for consolidation and disposal. The Clewiston location is very small and does not generate much so whatever is generated is consolidated with Miami's location, Universal Waste, and Battery waste for recycling.

On 09/16/2022, Mr. Subia provided an explanation that detailed the Clewiston location takes approximately 2 years to fill one container of waste lamps. On average he indicated that will go through no more than 5 lamps per year at that facility. He also shared that they have been transitioning most of their facilities to more environmentally friendly lighting.

Oil Analysis Lab:

This area is located upstairs in the Warehouse/Work Bay area. Here they conduct testing for the quality of product oil, metal analysis, oxidation, viscosity, and coolant sampling. This is to ensure the quality of the Caterpillar products used in their machines and equipment is up to standard. The oil used is also from the Caterpillar brand.

Hazardous Waste generated in the Oil Analysis Lab includes Heptane, which is used to rinse between sampling, it acts as a cleaning agent. It is used in the IR machine, respirator, viscometer, and infrared machines. Kerosene is also generated; this is used for rinsing the ICP machine.

Inspectors observed the following near the machines that generate both Heptane and Kerosene waste:

- One (1) 3-gallon bottle labeled "Oil Waste"
- One (1) 4-liter bottle of Heptane
- One (1) 3-gallon bottle labeled "Heptane Waste"

Inspectors provided compliance assistance both on-site and in the exit interview dated 08/30/2022 to have the containers that held "Oil Waste" and "Heptane Waste" properly labeled with the words "Hazardous Waste" according to 40 CFR 262.15(a)(5).

There were also safety data sheets posted in this area, fire extinguishers, and an eye wash station. There was also an emergency phone located directly outside the lab.

Used Oil Tank Area:

This area is located to the north corner, directly behind the Warehouse/ Work Bay Area. There were two (2) used oil tanks located here in a concrete secondary containment area that were labeled with the words "Used Oil". Each tank has a capacity of 1,000 gallons.

There is a pipe connection where trucks come to pick up the used oil. This makes it easier to pump the used oil out of the tanks directly into the truck. The pipes are situated in secondary containment with absorbent pads where the pipes overhang to make clean-up easier in the event of drips or spills while the truck is pumping. At the time of the inspection, one of the pipes had an absorbent pad attached to the tip of the pipe which appeared to have been placed there to stop a leak that was occurring.

Paint Booth Warehouse:

This area is located in the northwest corner of the facility in a separate building. Here is where all the facility painting operations are conducted. There is one paint booth located here for big machine and equipment paint jobs and an open bay area for smaller paint jobs. In the open bay area inspectors observed the following in secondary containment:

- One (1) 55-gallon drum of "Hazardous Waste: UN1263 - Non-halogenated Paint Material" with an accumulation start date of 07/22/2022. It was also placarded with a Flammable Liquid sign as an indication of the hazard contents.
- One (1) 55-gallon drum of "Hazardous Waste: UN1263 - Non-halogenated Paint Material" with an accumulation start date of 07/22/2022. It was also placarded with a Flammable Solid sign as an indication of the hazard contents.

Inside the paint booth, there were paint booth filters installed and facility representatives indicated that the filters are changed every three to six months and are picked up by Heritage-Crystal Clean.

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Forklift Warehouse and Storage Area:

This area is located in the northeast corner of the facility which is the 8205 location. Here the forklifts are stored as well as their batteries. There is also a CAA located within this building.

At the entrance, inspectors observed one (1) lead acid battery exposed to elements. Inspectors provided compliance assistance onsite as well as during the exit interview dated 08/30/2022, to have all spent lead acid batteries be stored in a safe area away from the elements that would cause it to leak. Inspectors also observed a large oil stain on the concrete ramp leading into the entrance of the Forklift Warehouse and Storage Area. It appears facility representatives attempted to clean it up, but it was not successful at completely removing the oil stain and residues properly.

Inside the forklift warehouse, inspectors observed one forklift battery on a wooden pallet, near the CAA.

Inspectors observed the following at the 8205 location CAA:

- One (1) 55-gallon drum of Aerosol cans, with no accumulation start date.
- Two (2) 55-gallon drum labeled "Absorbent Material Only". This drum contained waste at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum that was empty at the time of the inspection.
- One (1) 55-gallon drum labeled "Used Antifreeze Only". This drum contained waste at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum labeled "Oil Filters". This drum contained waste at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum labeled "Uncrushed Used Oil Filters Only". This drum contained waste at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum labeled "Hazzard Diesel Fuel". This drum contained waste at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum labeled "Used Oil Only". This drum contained waste at the time of the inspection with no accumulation start date and missing the correct labeling.
- One (1) 55-gallon drum with no correct labeling. This drum contained used oil at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum labeled "Hazardous Waste ONLY – DISPOSAL OF FUEL/ SOLVENT FLUIDS". This drum contained waste at the time of the inspection with no accumulation start date.
- One (1) 55-gallon drum labeled "Hazardous Waste – UN1950". This drum contained waste at the time of the inspection. The label on this drum was not legible enough but it did have an accumulation start date. The drum was also placarded with a Flammable Solid sticker to indicate the hazard content of the constituents.
- One (1) 5-gallon drum of oily water that was missing a label and an accumulation start date.

Back Office Area:

This area was located in the 8255 building on the ground floor of the warehouse/work bay area. Here records review took place.

Following the inspection, the inspector requested photo documentation in a follow-up email dated 09/13/2022, of the emergency information posted near a telephone in the areas directly involved with hazardous waste generation or accumulation.

No hazardous waste was observed in this area.

Records Review:

Mr. Subia informed inspectors that he can pull some records at the time of the inspections such as disposal receipts and manifest documentation as well as certificates of insurance and registration. Inspectors reviewed what he had available and requested additional documentation in the exit interview dated 08/30/2022.

Certificates:

The facility had its Used Oil Transporter, Transfer Facility, Filter Transporter, and Filter Transfer Facility Certificate up to date. Mr. Subia had a copy electronically available for review and was advised to have it displayed on the wall in the office area. The expiration on this certificate is 06/30/2023.

Liability Insurance:

The facility provided the inspectors during the inspection a copy of their Certificate of Liability Insurance. It is issued and certified by USI Insurance Services, LLC. Their coverage covers all their facilities in Florida. The coverage includes Commercial General Liability under policy number MWZY31225922. They also have

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coverage for Automobile Liability under policy number MWTB31225822 at a combined single limit of \$3,000,000. The facility also has Umbrella Liability under policy number ZUP21P2319500NF at \$10,000,000 for each occurrence and aggregate. They also have Workers' Compensation and Employer's Liability under policy number MWC31226022. They also have Excess Liability (Policy Number: TUE302405503) at \$15,000,000 and Garage and D (Policy Number: MWD31293122) at \$1,000,000.

Kelly's policy was issued on 03/01/2022 and expires on 03/01/2023. This supports the use of provision 62-730.170(2)(a) F.A.C.

Manifests & Rebuttable Presumption:

Manifest records are maintained onsite and were readily available for review. Kelly Tractor generates their own used oil and hazardous waste on-site from its maintenance activities and painting processes. They also generate universal waste from this facility as well as from their Clewiston location. They transport their own used oil to be disposed of and do not pick up from any other facility. Their universal waste was indicated by Mr. Subia in their follow-up email to the exit interview dated 09/07/2022, that a third-party company, Caterpillar Batteries serviced by East Penn Manufacturing Co. Inc. is responsible for picking up their batteries. The most recent pickup for batteries occurred in June 2022. East Penn also picks up their scrap metal and the most recent pick-up for scrap metal was on 06/15/2022.

The most recent Uniform Hazardous Waste Manifest reviewed on site was dated 05/04/2022. Heritage-Crystal Clean LLC (EPAID: ILR000130062) is the transporter that picks up their Hazardous Waste and takes it to a designated facility (EPAID: SCD036275625) located in South Carolina. The waste picked up was one (1) 50-gallon drum of Heptane and Kerosene (D001) waste.

The facility also had records of bills of lading to show the disposal of Used Oil/ Oily Water. This waste is picked up by Heritage-Crystal Clean (EPAID: ILR000130062). The most recent bill of lading was dated 06/02/2022. The waste is taken to Heritage-Crystal Clean LLC designated facility located at 1300 NE 48th Street Pompano Beach, FL, 33064.

Each bill of lading noted that a halogen sniffer test was conducted on each pick-up, and it was passed prior to pick-up and disposal.

Contingency Plan/Spill Prevention, Control, and Countermeasure (SPCC) Plan:

During the inspection, inspectors reviewed the Oil Spill Contingency Plan onsite which included all emergency contacts for Kelly Tractor, local emergency responders, cleanup contractors, and neighboring property owners. On 09/07/2022, Mr. Subia submitted documentation of the certification page of Kelly's Tractor Spill Prevention, Control, and Countermeasure Plan (SPCC Plan) to the department which was certified by Mr. Timothy Nicholas Tresieras who is a certified professional engineer. This plan details all emergency contacts, emergency coordinator, emergency response strategy and reporting, spill control actions, spill control equipment, and discharge notification procedures. All contact information was up to date for this new location. He also submitted maps of the facility to show where all emergency equipment and emergency exit routes are located and a modified contingency plan for the facility that lists the name of the emergency coordinator as well as an alternate emergency coordinator.

On 09/16/2022, Mr. Subia also submitted photo documentation to show the map and emergency response and coordinator information posted in areas directly associated with hazardous waste generation.

Notification with local authority was also submitted in the response email dated 09/07/2022.

Training:

The facility conducts annual training for its employees directly involved in coming in contact with hazardous materials and hazardous wastes. On 09/07/2022, Mr. Subia submitted training logs for employees trained in RCRA – Emergencies, Inspections and Training, RCRA – Generator, Container and Tank Requirements, and RCRA – Introduction. The most recent training took place on 08/22/2022.

Inspection Logs:

The facility was not able to show weekly container inspections on their hazardous waste and used oil containers. Mr. Subia indicated in his response email dated 09/07/2022, that inspections were conducted visually only, and they are now in the process to implement a weekly inspection log with the ability to generate a report when needed.

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On 09/07/2022, Mr. Subia also submitted photo documentation to show the corrected label on the drum located in the Drum Storage Area that was previously labeled "Oil Lab Waste". The corrected label shows "Hazardous Waste" with an accumulation start date of 06/05/2022.

He also submitted photo documentation to show any used oil filter drums and used oil drums in both the Drum Storage Area as well as Satellite Accumulation Areas were correctly labeled.

Mr. Subia also submitted photo documentation on 09/07/2022, to show the containers previously labeled "Heptane Waste" and "Kerosene Waste" correctly labeled with the words "Hazardous Waste: Heptane" and "Hazardous Waste: Kerosene" respectively.

He also submitted a photo of their Sanitary Sewer Pump Station (99-0731) under permit number 0731. He also explained that this pump station consists of two (2) Goulds Pumps that were originally installed and operational in 1997; the equipment is serviced monthly by Lift Stations R Us and a county-required telemetry unit was added recently.

Annual Report for Used Oil and Used Oil Filter Activities:

On 04/23/2022, the facility submitted an explanation on their 8700-12FL Registration form when they re-notified with the Department on 04/23/2021, for why they no longer submit a Used Oil and Used Oil Filter Handler Annual Report.

Their response was:

"Used Oil and Used Oil Filter Handlers Annual Report will not be submitted because we are a generator and a self-transporter. When we change the oils and filters we are a generator, and we are a self-transporter because we are transporting our own oil."

New Potential Violations and Areas of Concern:

Violations

Type:	Violation
Rule:	262.15(a)(5)(i)
Explanation:	At the time of the inspection, inspectors observed some of the Satellite Accumulation Containers missing a label with the words "Hazardous Waste" around the facility.
Corrective Action:	On 09/07/2022, the facility submitted photo documentation to show corrected labeling on the containers located in all the Satellite Accumulation Areas around the facility including the Oil Analysis Lab.
Type:	Violation
Rule:	262.16(b)(2)(iv) , 62-730.160(3)
Explanation:	At the time of the inspection, there were no records of weekly inspections available on site, the facility was asked to submit documentation to show that the drums in your drum storage area are inspected weekly and a log is kept showing the date, the name of the person who inspected the area, how many containers and the condition of the containers as well as their signature.
Corrective Action:	On 09/07/2022, the facility representative provided an explanation that inspections were conducted but were done only visually and no log was kept. He indicated that they are currently putting a log in place to have the inspections logged weekly going forward and will submit documentation once this begins.
Type:	Violation
Rule:	262.16(b)(6)(i)(A) , 262.16(b)(6)(i)(C)
Explanation:	At the time of the inspection, there was one drum observed in the drum storage area labeled with the words "Oil Lab Waste" which should be labeled with the words "Hazardous Waste – Oil Lab Waste" instead, and the correct accumulation start date. It

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was correctly placarded with the Flammable DOT label, indicating it is a hazardous waste.

Corrective Action: On 09/07/2022, the facility submitted photo documentation of the correct label attached to the drum with the correct wording to read "Hazardous Waste - Oil Lab Waste" and the correct accumulation start date.

Type: Violation

Rule: 62-710.401(6)

Explanation: At the time of the inspection, in the Forklift Warehouse at the 8205 NW 58th Street address, there were six (6) drums that contained Used Oil that was missing the correct labeling with the words "Used Oil".

Corrective Action: On 09/16/2022, the facility representative submitted photo documentation to show correct labeling on the six (6) drums in the SAA of the Forklift Warehouse and Storage Area to read "Used Oil"

PHOTO ATTACHMENTS:



Product Tank Area

Drum Storage Area (CAA) with Used Oil Filters



Drum Storage Area (CAA) with Absorbent Drums



Drum Storage Area (CAA) with Used Oil Sample



Bottles

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Spent Lead Acid Battery 1 in Drum Storage Area



(CAA)

Spent Lead Acid Battery 2 in Drum Storage Area



(CAA)

Incorrectly Labeled HW Drum in Drum Storage Area



(CAA)

Drum Storage Area 1 (CAA)



Fire Extinguisher in the Drum Storage Area (CAA)



Drum Storage Area 2 (CAA)



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Aerosol De-Pressurizer Drum in SAA 1



SAA 1

Aerosol De-Pressurizer in SAA 1



Emergency Shower near SAA 1



Parts Washer in SAA 2

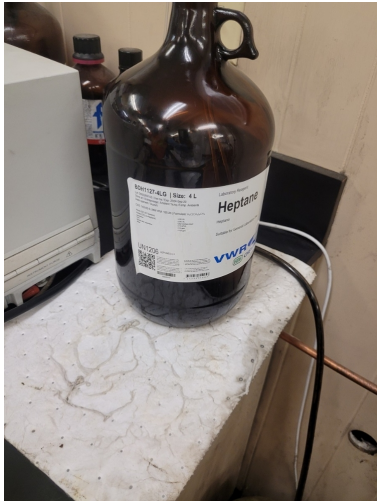


Lab Waste in Oil Analysis Lab



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Product: Heptane

Incorrectly Labeled container for "Oil Waste" in the Lab

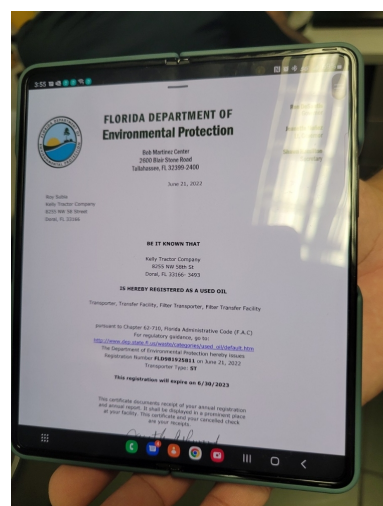
Incorrectly Labeled container for "Heptane Waste"



Telephone near Oil Analysis Lab



Kelly's Tractor Registration Certificate



Used Oil Tank Area



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Connection Pipes at the Used Oil Tank Area



SAA in Paint Booth Area with Paint Waste



Spent Lead Acid Battery 3



Paint Booth



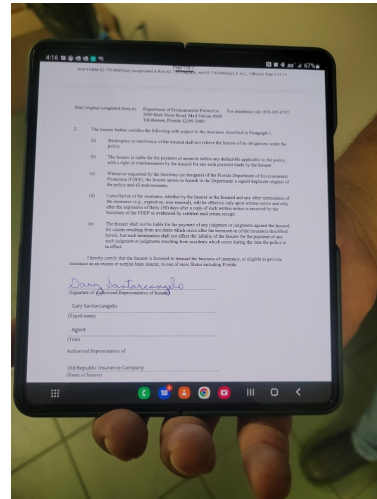
Oil Stain outside Forklift Warehouse and Storage



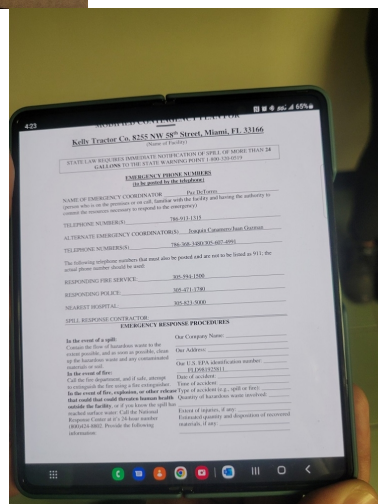
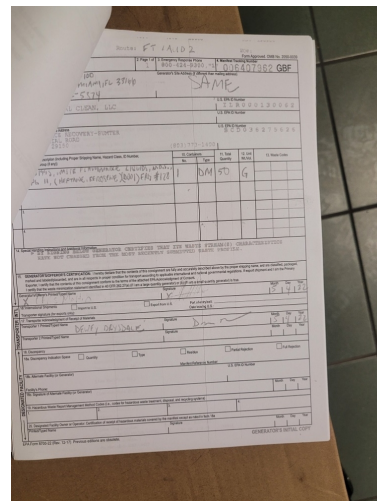
CAA in Forklift Warehouse



Certificate of Liability Insurance 2



Most Recent Uniform HW Manifest



Conclusion:

Kelly Tractor Co. was inspected as a hazardous waste generator, used oil generator and transporter, used oil filter generator and transporter, universal waste generator, and used oil and used oil filter transfer facility and was found to be out of compliance for failure to label containers that held used oil, failure to label hazardous waste containers in both the Central Accumulation Areas and Satellite Accumulation Areas and failure to document weekly hazardous waste container inspections.

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On 09/07/2022 facility representative, Mr. Subia, submitted documentation to show corrective actions for the violations as well as requested documents that were not readily available on-site for review. The facility has since returned to compliance.

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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

Michele C DeFreitas

Principal Investigator Name

Principal Investigator Signature

Environmental Specialist II

Principal Investigator Title

FDEP

Organization

09/21/2022

Date

Tarin Tischler

Inspector Name

Environmental Specialist II

Inspector Title

FDEP

Organization

Johanna Polycart

Inspector Name

Environmental Specialist II

Inspector Title

FDEP

Organization

Esther Thorne

Inspector Name

Environmental Specialist I

Inspector Title

FDEP

Organization

Roy Subia

Representative Name

Safety and Environmental Manager

Representative Title

Kelly Tractor Co.

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.

Inspection Date: 08/25/2022

Ana C. Franchi-Alfaro

Representative Name

Facilities Manager

Representative Title

Kelly Tractor Co.

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:

Alannah B Irwin

Inspection Approval Date:

09/21/2022