



# 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 28, 2022

Kelly Brandenburg, Regulatory Affairs Manager  
Cliff Berry, Inc. – Canaveral Facility  
Post Office Box 13079  
Fort Lauderdale, Florida 33316  
[kbrandenburg@cliffberryinc.com](mailto:kbrandenburg@cliffberryinc.com)

Re: Cliff Berry, Inc. – Canaveral Facility  
HW Facility ID #FLR000119792  
Brevard County

Dear Ms. Brandenburg:

Department personnel conducted an inspection of the above-referenced facility on August 31, 2022. Based on the information provided during and after the inspection, the facility was determined to be in compliance with the Department's rules and regulations. A copy of the inspection report is attached for your records, and any non-compliance items which may have been identified at the time of the inspection have been corrected.

The Department appreciates your efforts to maintain this facility in compliance with state and federal rules. Should you have any questions or comments, please contact Michael Eckoff at 407-897-4308 or via e-mail at [michael.eckoff@FloridaDEP.gov](mailto:michael.eckoff@FloridaDEP.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Viviana Useche".

Viviana Useche, Environmental Manager  
Central District  
Florida Department of Environmental Protection

Enclosure: Inspection Report



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

---

**FACILITY INFORMATION:**

**Facility Name:** Cliff Berry Inc Canaveral  
**On-Site Inspection Start Date:** 08/31/2022      **On-Site Inspection End Date:** 08/31/2022  
**ME ID#:** 42543      **EPA ID#:** FLR000119792  
**Facility Street Address:** 5855 Industrial Dr , Cocoa, Florida 32927-4608  
**Contact Mailing Address:** PO Box 13079, Fort Lauderdale, Florida 33316-0100  
**County Name:** Brevard      **Contact Phone:** (954) 763-3390

**NOTIFIED AS:**

Transporter, Used Oil, VSQG

**WASTE ACTIVITIES:**

**Generator:** VSQG **Transporter:** Own Waste, Commercial Waste **Used Oil:** Oil Filters, Processor **Universal Waste:** Indicate types of UW generated and/or accumulated at the facility: **Generate/Accumulate:** Batteries, Mercury Containing Lamps, Mercury Containing Devices **Transport:** Mercury Containing Lamps, Mercury Containing Devices **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 Processor Facility

**INSPECTION PARTICIPANTS:**

**Principal Inspector:** Michael Eckoff, Inspector  
**Other Participants:** Natalie Deutsch, Office Manager

**LATITUDE / LONGITUDE:** Lat 28° 27' 22.892" / Long 80° 46' 17.306"

**NAIC:** 562219 - Other Nonhazardous Waste Treatment and Disposal

**TYPE OF OWNERSHIP:** Private

**Introduction:**

On August 31, 2022, Michael Eckoff, Florida Department of Environmental Protection (FDEP or Department), accompanied by Natalie Deutsch, Cliff Berry, Inc., inspected Cliff Berry Inc Canaveral (CBI or Facility) for compliance with used oil processing permit number 249477-003-HO. CBI is currently operating as a used oil transporter, a hazardous waste transporter, and as a permitted used oil processor under permit number 249477-003-HO, issued February 27, 2018.

CBI has been operating at 5855 Industrial Drive, Cocoa, Florida, since 2005. The facility has seven staff and the office operating hours are Monday through Friday 8:00 AM to 4:00 PM. The facility is connected to a potable well for drinking water and a septic system for domestic wastewater. The site consists of two separate parcels totaling 4 acres in size and is owned by C-2 Holdings, Inc., Fort Lauderdale, Florida.

CBI initially notified as a used oil handler in May 2005 and was issued EPA identification number FLR000119792. On March 21, 2022, the facility's registration as a used oil and used oil filter transporter was renewed and expires on June 30, 2023. The facility's hazardous waste transporter registration also expires June 30, 2023. The facility is also currently registered as a very small quantity generator of hazardous waste.

**Inspection History (past five years):**

On August 26, 2020, CBI was inspected for compliance with state and federal used oil regulations and no potential violations were noted at that time.

On September 21, 2017, an attempt was made to inspect CBI for compliance with used oil processing permit

## Cliff Berry Inc Canaveral Inspection Report

Inspection Date: 08/31/2022

number 249477-HO-002. The inspector was denied access and the facility was cited for violations of 403.091 and 403.161(1)(b), Florida Statutes for failing to allow inspection of the facility. The inspection was closed without formal enforcement.

### Process Description:

CBI is a hazardous waste transporter, as well as a transporter and transfer facility for used oil and universal waste. Due to a used oil storage capacity in excess of 25,000 gallons, Cliff Berry, Inc. was required to obtain a used oil processing permit; however, the facility does not currently process used oil on-site. The facility's used oil operations consist of three 10,000-gallon aboveground storage tanks and two 5,000-gallon above ground storage tanks. The tank farm is located in secondary containment.

Used oil and oily water from generator locations is sampled utilizing a halogen detector (sniffer) or a Q1000 test kit. If a sample has over 1,000 parts per million (ppm) of halogens, it is not loaded onto the truck. Used oil and oily water received at the facility is screened to remove solids, and transferred to storage tanks 4 and 5. Oily water is stored in tanks 2 and 3 and petroleum contact water (PCW) is stored in tank 1.

The used oil stored at the Canaveral facility is transferred to Cliff Berry, Inc.'s Miami facility for processing. According to permit condition Part II Subpart B, specific condition 8.d., analytical testing is not required if the used oil is sent to another used oil processor for further processing. Generator knowledge is applied to any petroleum contact water collected.

The tank farm was properly contained in secondary containment with no evidence of spills or releases. The floors and walls were in good condition with no visible signs of cracking. All used oil tanks were properly labeled as "Used Oil." Fire extinguishers were located on the southeast and northeast corners of the tank farm as identified in the permit application.

The training for employees consists of an initial 40-hour HAZWOPER upon hire with monthly safety meetings covering additional topics. Safety meeting topics include spill prevention and understanding of the SPCC plan. Personnel also receive on-the-job training during response to real spills as part of the company's spill response and cleanup operations.

Mark Groothouse, Assistant Facility Manager, is identified as the primary emergency coordinator with John Sandora and Steve Collins identified as alternates. Review of the contingency plan and notifications of local authorities found no issues.

The 2021 Used Oil Annual Report was received on March 7, 2022. During calendar year 2021 CBI transported 2,038,283 gallons of used oil and 105,639 used oil filters. Used oil shipping and receiving documents were reviewed and found to be in compliance. Environmental Services & Logistics Inc transports used oil to Cliff Berry, Inc.'s Miami facility.

If transported, hazardous waste is not stored on-site for longer than the allowable 24-hour period during transit. CBI has not been the initial transporter on hazardous waste shipments during 2021 or 2022.

### Conclusion:

Cliff Berry, Inc. - Canaveral was inspected as a used oil and used oil filter transporter and as a permitted used oil processor. No potential violations were noted during this inspection.

Inspection Date: 08/31/2022

**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: 08/31/2022

**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

<u>Michael Eckoff</u>	<u>Inspector</u>	
<b>Principal Investigator Name</b>	<b>Principal Investigator Title</b>	
<u><i>Michael Eckoff</i></u>	<u>DEP</u>	<u>11/21/2022</u>
<b>Principal Investigator Signature</b>	<b>Organization</b>	<b>Date</b>
<hr/>		
<u>Natalie Deutsch</u>	<u>Office Manager</u>	
<b>Representative Name</b>	<b>Representative Title</b>	
	<u>Cliff Berry, Inc.</u>	
	<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>	<u>Viviana Useche</u>	<b>Inspection Approval Date:</b>	<u>11/22/2022</u>
------------------	-----------------------	----------------------------------	-------------------