

PENALTY COMPUTATION WORKSHEET
SUBJECT TO FINAL APPROVAL

Violator's Name:	Ring Power Corp. (EPA ID #FLR 000119347)
Address:	500 World Commerce Parkway, St. Augustine, FL 32092, St. Johns County
Name of Department Staff Responsible for the Penalty Computations:	Bonnie Bradshaw
Date:	7/29/2022 12/21/22

PART I - PENALTY DETERMINATIONS


Violation Type	RCRA Guideline	ELRA Schedule	ENVIRON- MENTAL Harm	Extent of Dev.	Matrix Amount	Adjust- ments	Total
1 40 CFR 262.11: Incomplete waste determination on seven (7) wastestreams (2 non-hazardous).	HW279		4+2 1 +6+1+0= 13 12 Minor for Moderate Minor	<25%	\$5,670 \$430		\$5,670
2 40 CFR 262.15(a)(4): One (1) satellite container not properly closed.	HW29		4+1+0+1+0=6 Minor	Always Moderate	\$1,420		\$1,420
3 40 CFR 262.15(a)(5): Three (3) satellite containers not properly labeled.	Combined with #4				Combined with #4		\$0
4 40 CFR 262.16(b)(6)(i)(B): One (1) accumulation container was not properly labeled.	HW16		4+2+0+1+0=7 Minor	Always Minor	\$430		\$430
5 40 CFR 262.20(a)(1): Disposed of five (5) aerosol cans, hazardous waste wipes & Ozzy Mats as non-hazardous waste.	HW154		4+1+6+1+0=12 Minor	Moderate for SQG with no docs	\$1,420		\$1,420
6 40 CFR 273.13(d)(1): One (1) box of universal waste lamps not closed.	UW37		Minor for no release	Minor for <10 lamps	\$430		\$430
7 40 CFR 273.14(e): One (1) box of universal waste lamps not properly labeled.	UW38		Always Minor	Minor for <10 lamps	\$430		\$430
8 62-710.401(6): Used oil container not equipped with secondary containment.	UO144		3+5+0+1+0=9 Minor	Always Major	\$850		\$850
9 62-710.850(5)(a): Two (2) drums of used oil filters not properly labeled.	UO132		3+2+0+1+0=6 Minor	Always Minor	\$500		\$500
Subtotals:					\$11,150 \$5910	\$0.00	\$11,150.00 \$5910

Total Penalties for all violations: ~~\$11,150~~ \$5910

Department Costs: \$500

September 1, 2022

Date

Gregory, J. Strong, District Director 

Peer Reviewed by Division: Yes () No (X) N/A (X) **Not required.**

PART II - ADJUSTMENTS AND MULTI-DAY PENALTIES

ADJUSTMENTS

Amount

Good faith prior to discovery:		\$0
Justification:		
Good faith after discovery:		
Justification:		
History of non-compliance:		\$0
Justification:		
Economic benefit of non compliance:	Economic benefit was considered, but was not pursued because it was calculated to be less than 10% of the proposed penalty and below \$3,000.	
Justification:		
Ability to pay:		\$0
Justification:		
Total Adjustments:		\$0.00

EB = AC(1-T) + DC(I)

AC = Avoided Costs – expenditures nullified by violator's failure to comply (Operating and Maintenance costs)

DC = Delayed Costs – expenditures deferred by violator's failure to comply (Capital Costs)

T = Corporate Tax Rate = 21% (in 2020)

I = Interest rate charged by IRS for delinquent accounts = 4% (in 2020)

There are no Avoided Costs (AC).

Delayed Costs (DC) for Violation Number 1:

Violation 1: The facility did not make HW determinations on seven (7) wastestreams:

1. Spent Ozzy Mats: Cost estimate for TCLP metals analysis = \$140 + \$150 sampling fee = \$290. DC = \$290(0.04) = \$11.60
2. MCRC Tank 1 Sludge: Cost estimate for TCLP metals analysis = \$140 + \$150 sampling fee = \$290. DC = \$290(0.04) = \$11.60
3. MCRC Torrent 500 parts washer spent solvent: Cost estimate for TCLP volatiles analysis = \$242 + \$150 sampling fee = \$392. DC = \$392(0.04) = \$20.48
4. MCRC Torrent 500 parts washer spent filters: Cost estimate for TCLP metals analysis = \$140 + \$150 sampling fee = \$290. DC = \$290(0.04) = \$11.60

5. Blasting/Painting Shop tape: Not calculated because wastestream determined to be non-hazardous.

6. Blasting/Painting Shop paint booth filters: Not calculated because wastestream determined to be non-hazardous.

7. Blasting/Painting Shop distillation bottoms: 2; Cost for senior staff to update and document hazardous waste determination at a labor rate of \$40 per hour = \$40(0.5 hours)(.04) = \$0.80

Total DC = \$11.60 + \$11.60 + \$20.48 + \$11.60 + \$0.80 = \$56.08

Economic benefit was considered, but was not pursued because it was calculated to be less than 10% of the proposed penalty and below \$3,000.

MULTI-DAY PENALTIES

Number of days adjustment factor(s) to be applied:

Justification:		\$ -
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Or

Number of days matrix amount is to be multiplied:

Justification:		\$ -
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Comments:

PART III - OTHER ADJUSTMENTS MADE AFTER MEETING WITH THE RESPONSIBLE PARTY

ADJUSTMENT

Dollar Amount

Relative merits of the case:

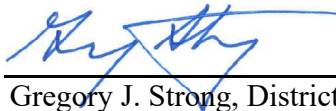
Resource Considerations:

Other Justification:

Violation 1: Penalty reduced based on additional lab reports submitted by the facility that indicated that a total of five out of seven of the wastestreams were non-hazardous. This resulted in revision to the Potential Harm calculation that resulted in a Minor determination.

January 6, 2023

Date



Gregory J. Strong, District Director