



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

April 9, 2024

Kelly Brandenburg, Corporate Compliance
Cliff Berry Inc Canaveral
5855 Industrial Dr
Cocoa, Florida 32927
compliance@cliffberryinc.com

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

Dear Ms. Brandenburg:

Department personnel conducted an inspection of the above-referenced facility on March 11, 2024. Based on the information provided during 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.

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 Carly Cogburn at 407-897-4320 or via e-mail at Carly.Cogburn@FloridaDEP.gov.

Sincerely,

A handwritten signature in cursive script that reads "Jenny E. Farrell".

Jenny E. Farrell, Environmental Manager
Central District
Florida Department of Environmental Protection

Enclosure: Inspection Report

cc: Mark Groothouse, MGroothouse@cliffberryinc.com
Chris Blanton, cblanton@cliffberryinc.com
Samatha Rivers, srivers@cliffberryinc.com
Carly Cogburn, Carly.Cogburn@FloridaDEP.gov



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

FACILITY INFORMATION:

Facility Name: Cliff Berry Inc Canaveral

On-Site Inspection Start Date: 03/11/2024

On-Site Inspection End Date: 03/11/2024

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 **TSD:** Operating Non-Commercial TSD **Used Oil:** Oil Filters, Processor **Other:** Transport **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:** 5000 kg or more; Large Quantity Handler (LQH)

INSPECTION TYPE:

Routine Inspection for Used Oil Processor Facility

INSPECTION PARTICIPANTS:

Principal Inspector: Carly Cogburn, Inspector

Other Participants: Gina Laddick, Inspector, Mark Groothouse

LATITUDE / LONGITUDE: Lat 28° 27' 22.9824" / Long 80° 46' 17.2812"

NAIC: 562219 - Other Nonhazardous Waste Treatment and Disposal

TYPE OF OWNERSHIP: Private

Introduction:

On March 11, 2024, Carly Cogburn and Gina Laddick, Florida Department of Environmental Protection (FDEP or Department) inspected Cliff Berry Inc. Canaveral (CBI or Facility) for compliance with used oil processing permit number 249477-004-OH. The Facility was represented by Mark Groothouse, Facility Manager.

CBI has been operating at 5855 Industrial Drive, Cocoa, Florida, since 2005. The facility has nine employees, 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. The Facility most recently notified as a used oil transporter, used oil transfer facility, used oil processor used oil filter transporter, and used oil filter transfer facility on January 23, 2024 and maintains EPA Identification number FLR000119792.

Inspection History (Past five years)

The Facility was inspected in August 2023 for compliance with used oil processing permit number 249477-004-OH and no violations were observed at that time.

The Facility was inspected in August 2022 for compliance with used oil processing permit number 249477-003-OH and no violations were observed at that time.

Inspection Date: 03/11/2024

The Facility was inspected in August 2020 for compliance with used oil regulations and no violations were observed at that time.

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 9,300 -gallon aboveground storage tanks and two 4,300-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 9.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." Three 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. An 8-hour HAZWOPER training is also required every year thereafter. 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 Facility's spill response and cleanup operations.

Records

Mark Groothouse is identified as the primary emergency coordinator with John Sandora and Steve Collins were identified as alternates. The contingency plan and notifications of local authorities were reviewed. Local authorities were last notified on 12/27/2022.

The 2023 Used Oil Annual Report was received on January 23, 2024 . During the calendar year 2023, CBI collected and transferred 3,460,458 gallons of used oil. The Facility also collected and transferred 10,485 used oil filters.

The Facility maintains insurance in the amount of \$2,000,000 and the policy is effective from 12/31/2023 to 12 /31/2024.

Records for each delivery and shipment accepted for used oil processing/re-refining were reviewed from 08 /2023 to 03/2024.

Conclusion:

Cliff Berry Inc. Canaveral was inspected on March 11, 2024, for compliance with state and federal used oil processor regulations and was determined to be in compliance.

Inspection Date: 03/11/2024

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: 03/11/2024

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

Carly Cogburn**Principal Investigator Name**Inspector**Principal Investigator Title****Principal Investigator Signature**DEP**Organization**03/28/2024**Date**Gina Laddick**Inspector Name**Inspector**Inspector Title**DEP**Organization**Mark Groothouse**Representative Name**Cliff Berry, Inc.**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:**Jenny E. Farrell**Inspection Approval Date:**04/09/2024