



# Department of Environmental Protection

Jeb Bush  
Governor

Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

David B. Struhs  
Secretary

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Mr. John Feagle  
Atlantic Industrial Services, Inc.  
359 Cypress Road  
Ocala, Florida 34472

OWL-HW-C-E-01-0022

Marion County – UO/HW  
FLR000060301  
Atlantic Industrial Services

Dear Mr. Feagle:

A hazardous waste and used oil inspection was conducted at your Ocala facility on July 13, 2001. On July 27, 2001, a similar inspection was attempted at the Atlantic Fuels Services facility in Reddick. The inspections were conducted under the authority of Section 403.091, Florida Statutes, and Chapter 403, Part IV, Florida Statutes, in order to determine the compliance status of your facilities with Title 40 Code of Federal Regulations (CFR) Parts 260 through 268, as adopted in Florida Administrative Code Chapter 62-730, and Part 279, adopted in Florida Administrative Code 62-710.

During the inspections, possible violations of rules regarding hazardous waste and used oil management were noted. These possible violations are set forth in the "Summary of Potential Noncompliance Items" section of the attached inspection reports.

You are advised that any activity at your facilities that may be contributing to violations of the above described statutes and rules should be ceased immediately. Operation of a facility in violation of state statutes or rules may result in liability for damages and restoration, and the judicial imposition of civil penalties pursuant to Sections 403.727, Florida Statutes.

PLEASE BE ADVISED that this Warning Letter is part of an agency investigation preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. The purpose of this letter is to advise you of potential violations and to set up a meeting to discuss possible resolutions to any potential violations and/or civil penalties for which you may be responsible. If, after further investigation, the Department determines that the violations occurred, you may resolve the violations by correcting the violations, or in some cases, by providing an acceptable time schedule within which the violations will be corrected.

This matter may be resolved through the entry of a Consent Order, which includes a compliance schedule and may include an appropriate penalty. Under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued within 180 days of the date of the inspection report. In order to avoid the issuance of a NOV a Consent Order must be entered well in advance of that date.

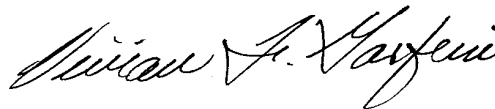
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Please be aware that in cases involving violations of RCRA hazardous waste rules, the Department is required to seek civil penalties in accordance with the EPA RCRA Civil Penalty Policy, dated October 26, 1990 and the Department's Guidelines for Characterizing RCRA Violations. A copy of the documents is available upon request.

Please contact Leah Proffitt (regarding AIS, Ocala) or John White (regarding AFS, Reddick) in the Hazardous Waste Section, at (407) 893-3323 within 10 days of your receipt of this letter to schedule an informal conference concerning resolution of this matter.

Sincerely,



Vivian F. Garfein  
Director of District Management

Date Sept. 10, 2001

VFG/wmb/mlb/lp 

Enclosures: RCRA Inspection Reports

cc: FDEP, Tallahassee  
EPA Region IV