



# 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 17, 2021

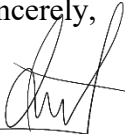
Regina Montgomery, Director  
Volusia County Solid Waste Division  
3151 E. New York Avenue  
DeLand, Florida 32724  
[rmontgomery@volusia.org](mailto:rmontgomery@volusia.org)

Re: Tomoka Farms Road Landfill  
SW Facility ID #27540  
Volusia County

Dear Ms. Montgomery:

Department personnel conducted an inspection of the above-referenced facility on September 22, 2021. 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,  


Viviana Useche, Manager  
Central District  
Florida Department of Environmental Protection

Enclosure: Inspection Report



**Florida Department of  
Environmental Protection  
Inspection Checklist**

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**FACILITY INFORMATION:**

**Facility Name:** TOMOKA FARMS ROAD LANDFILL  
**On-site Inspection Start Date:** 09/22/2021  
**On-site Inspection End Date:** 09/22/2021  
**WACS No.:** 27540  
**Facility Street Address:** 1990 TOMOKA FARMS ROAD  
**City:** PORT ORANGE  
**County Name:** VOLUSIA  
**Zip:** 32128

**INSPECTION PARTICIPANTS:**

(Include ALL Landfill and Department Personnel with Corresponding Titles)

**Principal Inspector:** Michael Eckoff, Inspector

**Other Participants:** Sarah Fayed, Environmental Specialist; Jennifer Stirk, Environmental Specialist III;

**INSPECTION TYPE:**

Routine Operation Inspection for Landfill - Class I

Routine Operation Inspection for Landfill - Class III

**ATTACHMENTS TO THE INSPECTION CHECKLIST:**

This Cover Page to the Inspection Checklist may include any or all of the following attachments as appropriate.

**Note: Checklist items with shaded boxes are for informational purposes only.**

1.0 - SECTION 1.0 - FILE REVIEW

2.0 - SECTION 2.0 - LANDFILL OPERATION AND MAINTENANCE

## TOMOKA FARMS ROAD LANDFILL

Inspection Date: 09/22/2021

**1.0 - SECTION 1.0 - FILE REVIEW**

## 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.

Item No.	FILE REVIEW (Pre- or Post-Inspection, as appropriate.)	Ok	Not Ok	Unk	N/A
1.1	For landfills and C&D disposal facilities, does the facility have a current plan for the method and sequence of filling wastes? 62-701.500(2)(f) for landfills; 62-701.730(7)(a) for C&D debris sites	✓			
1.2	For landfills, are the following records being reported to the Department?(Check any that are Not OK) <input type="checkbox"/> Waste reports (annually) 62-701.500(4) <input type="checkbox"/> Annual estimate of remaining life 62-701.500(13)(c)	✓			
1.3	Is gas monitoring being performed as required by the permit? 62-701.500(9), 62-701.530(2)	✓			
1.4	Are the results of the gas sampling reported to the Department quarterly? 62-701.530(2)(c)	✓			
1.5	Is water quality sampling and testing performed according to standard procedures and at the required frequencies? 62-701.510(2) for landfills; 62-701.730(8) and 62-701.730(10) for C&D debris sites; 62-713.400(3) for stationary soil treatment facilities.	✓			
1.6	Do the results of the water quality testing suggest there may be adverse impacts to water quality from the operation of the solid waste facility? 62-701.510(3) and (4); 62-701.730(4)(c) and (10) for C&D debris sites; 62-713.400(3) for stationary soil treatment facilities.			✓	
1.7	For closed landfills and C&D disposal facilities with final elevations higher than 20 feet above grade, has a final survey report verifying the final elevations and contours of the facility been submitted to the Department? 62-701.600(6)(b), 62-701.730(9)(e)				✓
1.8	Is financial assurance adequate? 62-701.630 for landfills; 62-701.710(7)(a) and 62-701.710(1)(d)1. for waste processing facilities; 62-701.730(11)(a) for C&D debris facilities; 62-713.600(6)(a) for stationary soil treatment facilities; 62-711.500(3) for waste tire facilities. NOTE: The Solid Waste Financial Coordinator in Tallahassee can assist with this information.	✓			
1.9	Are cost estimates current and adjusted every year? 62-701.630(4) for landfills; 62-701.710(7)(a) and 62-701.710(1)(d)1. for waste processing facilities; 62-701.730(11)(a) for C&D debris facilities; 62-713.600(6)(b) and 62-713.600(6)(c) for stationary soil treatment facilities; 62-711.500(3) for waste tire facilities.	✓			
1.10	For C&D debris disposal and disposal with recycling facilities, is an Annual Report submitted to the Department for the disposal operation by February 1st of each year? 62-701.730(12)				✓
1.11	For C&D recycling facilities with no disposal, is an Annual Report for the recycling facility submitted to the Department by February 1st of each year? 62-701.710(8)(b)				✓
1.12	For compost facilities, has the compost product been sampled and analyzed every 20,000 tons or every 3 months (whichever is sooner)? 62-709.530(1)				✓
1.13	For compost facilities, has the annual report been submitted by June 1st? 62-709.530(3)				✓

## TOMOKA FARMS ROAD LANDFILL

Inspection Date: 09/22/2021

**2.0 - SECTION 2.0 - LANDFILL OPERATION AND MAINTENANCE**

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.

Item No.	SOLID WASTE PROHIBITIONS (unless "grandfathered" in, see 62-701.300(18))	Ok	Not Ok	Unk	N/A
2.1.1	Unauthorized storage, processing, or disposal of solid waste except as authorized at a permitted solid waste management facility or other exempt facility. 62-701.300(1)(a)	✓			
2.1.2	Unauthorized disposal or storage prohibited, except yard trash, within 500 feet of a potable water well? 62-701.300(2)(b)	✓			
2.2	Unauthorized storage or disposal of yard trash prohibited within the minimum setbacks of (Check any that are Not OK) 62-701.300(12) <input type="checkbox"/> 100 feet from potable water wells (except on-site)? <input type="checkbox"/> 50 feet from water bodies?	✓			
2.3	Unauthorized disposal or storage prohibited in any natural or artificial body of water including ground water and wetlands? (Does not apply to standing water after a storm event.) 62-701.300(2)(d)	✓			
2.4	Unauthorized disposal or storage prohibited, except yard trash, within 200 feet of any natural or artificial body of water, including wetlands without permanent leachate controls, except impoundments or conveyances which are part of an on-site, permitted stormwater management system or on-site water bodies with no off-site discharge? 62-701.300(2)(e)	✓			
2.5	Unauthorized open burning of solid waste prohibited except in accordance with Department requirements? 62-701.300(3)	✓			
2.6	Are the following unauthorized wastes or special wastes properly controlled, managed and disposed? (Check any that are Not OK) <input type="checkbox"/> Hazardous waste 62-701.300(4) <input type="checkbox"/> Biomedical waste 62-701.300(6) <input type="checkbox"/> Yard trash 62-701.300(8)(c) <input type="checkbox"/> Whole waste tires 62-701.300(8)(e) <input type="checkbox"/> Regulated asbestos waste 62-701.520(3), 62-701.730(19) <input type="checkbox"/> Used oil and oily wastes, except as exempted 62-701.300(11) <input type="checkbox"/> PCB wastes 62-701.300(5) <input type="checkbox"/> Lead-acid batteries 62-701.300(8)(a) <input type="checkbox"/> White goods 62-701.300(8)(d) <input type="checkbox"/> Liquids 62-701.300(10) <input type="checkbox"/> CCA treated wood 62-701.300(14) <input type="checkbox"/> Biological waste - Disposal of dead animals due to disease 62-701.520(5)(a) <input type="checkbox"/> Biological waste - Disposal of dead poultry and hatchery residue 62-701.520(5)(b) <input type="checkbox"/> Biological waste - Disposal of captive wildlife, fish or marine mammals, and domestic animals that have not died due to disease 62-701.520(5)(c)	✓			
2.7	Are only permitted waste types disposed at facility? 62-701.340(2), 62-701.500(6)(a), 62-701.500(2)(c)	✓			
2.6.5	Recommended guidance for Item 2.6 above. Facility was provided a copy of the Department's Disposal of Deceased Domestic Animals Guidance Document dated November 9, 2018. (Note: The Guidance Document is to provide direction regarding the disposal of deceased domestic animals pursuant to Chapter 62-701.520(5), F.A.C. and Chapter 823.041, F.S.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A				

## TOMOKA FARMS ROAD LANDFILL

Inspection Date: 09/22/2021

Item No.	LANDFILL OPERATION AND MAINTENANCE	Ok	Not Ok	Unk	N/A
2.8	Is there a trained operator on-site at Class I and III landfills when receiving wastes? 62-701.500(1)	✓			
2.9	Is there at least one trained spotter at each working face when receiving wastes at Class I and III landfills? 62-701.500(1)	✓			
2.10	Are the following records or plans current and available on-site? (Check any that are Not OK) <input type="checkbox"/> Training Plan 62-701.320(15)(a) <input type="checkbox"/> Operating Plan 62-701.500(2) <input type="checkbox"/> Waste weight records 62-701.500(4) <input type="checkbox"/> Precipitation records 62-701.500(8)(g) <input type="checkbox"/> Load-checking program records 62-701.500(6)(a) <input type="checkbox"/> Training records 62-701.320(15)(a) <input type="checkbox"/> Operation record 62-701.500(3) <input type="checkbox"/> Quantity of leachate 62-701.500(8)(f)	✓			
2.11	Is the operation plan substantially followed? 62-701.500(2)	✓			
2.12	Is incoming waste weighed? 62-701.500(4)(a) and 62-701.500(2)(d)	✓			
2.13	Is the method and sequence of filling waste according to plans? 62-701.500(2)(f)	✓			
2.14	Is access properly controlled to prevent unauthorized waste disposal? 62-701.500(5)	✓			
2.15	Is waste compacted as required? 62-701.500(7)(a)	✓			
2.16	Are the working face and side slopes above ground graded to a slope no greater than 3 feet horizontal to 1 foot vertical rise? 62-701.500(7)(c)	✓			
2.17	Is a narrow working face practiced? 62-701.500(7)(d)	✓			
2.18	Is the frequency, amount and quality of initial cover, as required? 62-701.500(7)(e)	✓			
2.19	Is the frequency, amount and quality of intermediate cover, as required? 62-701.500(7)(f)	✓			
2.20	Is litter controlled and are litter control devices maintained? 62-701.500(7)(i) and 62-701.500(11)(f)	✓			
2.21	Is erosion control adequate? 62-701.500(7)(j)	✓			
2.22	Is the leachate collection and removal system maintained and operated as required? 62-701.500(2)(j), 62-701.500(8)(b) and 62-701.500(8)(h)	✓			
2.23	Is leachate disposed of or treated as required? 62-701.500(8)(b), 62-701.500(8)(c) and 62-701.500(8)(d)	✓			
2.24	If leachate recirculation is practiced at the facility, is it done in accordance with Department requirements and the Operation Plan? 62-701.400(5)				✓
2.25	Is gas controlled to not cause objectionable odors beyond the property boundary? 62-701.530(3)(b)	✓			
2.26	Is gas controlled to not allow combustible gas concentrations to exceed specified limits? 62-701.530(3)(a)	✓			
2.27	Are gas vents intact and functioning properly? 62-701.500(9), 62-701.530(1)(a)3	✓			
2.28	Is mixing of leachate and stormwater prevented or minimized? 62-701.500(10), 62-701.400(9)(b)	✓			
2.29	Is stormwater management system maintained and operated as required? 62-701.500(10)	✓			
2.30	Is there sufficient operating equipment? 62-701.500(11)(a)	✓			
2.31	Is there sufficient reserve equipment (or other arrangements)? 62-701.500(11)(b)	✓			
2.32	Are communication facilities adequate? 62-701.500(11)(c)	✓			
2.33	Are approved dust control methods adequate? 62-701.500(11)(d)	✓			
2.34	Are fire protection and fire fighting capabilities adequate and operational? 62-	✓			

Inspection Date: 09/22/2021

Item No.	LANDFILL OPERATION AND MAINTENANCE	Ok	Not Ok	Unk	N/A
	701.500(11)(e)				
2.35	Are there required signs for operational directions and public information? 62-701.500(11)(g)	✓			
2.36	Are all-weather access roads and inside perimeter roads properly maintained? 62-701.500(12)	✓			
2.37	Are groundwater wells intact and properly maintained? 62-701.510(2)(b), 62-701.620(8)	✓			
2.38	Are all additional specific conditions (not otherwise addressed above) in the permit, Department order, or certification, if any, being followed? 62-701.320(1), 403.161, F.S.	✓			

**TOMOKA FARMS ROAD LANDFILL**

Inspection Date: 09/22/2021

**COMMENTS:**

Solid waste operation permit - landfill 0078767-043-SO-MM was modified 6/9/2020 and expires 5/13/2033.

Solid waste operation permit - landfill 0078767-042-SO-T3 was issued 1/2/2020 and expires 1/2/2030.

**Section 1.0-File Review**

Item 1.2-2020 annual waste report was received 1/13/2021. 2020 annual estimate of remaining life was received 10/8/2020.

Item 1.4-3rd quarter 2020 gas report was received 10/13/2020. 4th quarter 2020 gas report was received 1/7/2021. 1st quarter 2021 gas report was received 4/19/2021. 2nd quarter 2021 gas report was received 6/29/2021.

Item 1.5-2nd semi-annual 2020 water report was received 1/5/2021. 1st semi-annual 2021 water report was received 5/10/2021.

Item 1.6-Ground water reports are reviewed as a separate function and not part of this inspection.

Item 1.8-In an email dated 11/15/2021 from the Department's Financial Coordinator, financials were determined to be adequate.

Item 1.9-Current cost estimates were determined to be adequate on 8/27/2021.

**Section 2.0-Landfill Operation and Maintenance**

Items 2.8 and 2.9-Brad Driggers-Spotter/Waste Screener (current until 3/6/2024). Steve Kaminski-Class I, III Landfill Operator (current until 2/16/2024), Construction and Demolition Debris Landfill Operator (current until 2/16/2024), Transfer Station Operator (current until 2/16/2024), Material Recovery Facility Operator (current until 2/16/2024), and Spotter/Waste Screener (current until 2/4/2025). William McWilliams-Spotter/Waste Screener (current until 8/24/2024). Curtis "Randy" Hubbard-Class I, III Landfill Operator (current until 12/7/2024), Construction and Demolition Debris Landfill Operator (current until 12/7/2024), Transfer Station Operator (current until 3/3/2024), Material Recovery Facility Operator (current until 3/3/2024), and Spotter/Waste Screener (current until 11/17/2026).

Item 2.10-Operation Plan-hard copy reviewed during the inspection was dated 2020. Load-checking program records-at least three random load inspections are conducted weekly. Training records-training was verified using the University of Florida's TREEO website.

Item 2.13-Waste was being placed in the second lift of North Cell Phase III, Area 4 in the Class I Landfill.

Item 2.16-The slope angles were not measured in order to verify they are no greater than three horizontal to one vertical (3:1), only a visual assessment was conducted.

Item 2.38-Permit number 0078767-043-SO-MM: Section 2.C.12.g. 2020 Leachate Quantity Analysis Report was received 1/22/2021.

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Inspection Date: 09/22/2021

**Signed:**

Michael Eckoff \_\_\_\_\_

Inspector \_\_\_\_\_

**PRINCIPAL INSPECTOR NAME**

**PRINCIPAL INSPECTOR TITLE**

*Michael Eckoff*

DEP \_\_\_\_\_

09/22/2021 \_\_\_\_\_

**PRINCIPAL INSPECTOR SIGNATURE**

**ORGANIZATION**

**DATE**

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Sarah Fayed \_\_\_\_\_

Environmental Specialist \_\_\_\_\_

**INSPECTOR NAME**

**INSPECTOR TITLE**

NO SIGNATURE REQUIRED \_\_\_\_\_

FDEP - Central District \_\_\_\_\_

**INSPECTOR SIGNATURE**

**ORGANIZATION**

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Jennifer Stirk \_\_\_\_\_

Environmental Specialist III \_\_\_\_\_

**REPRESENTATIVE NAME**

**REPRESENTATIVE TITLE**

NO SIGNATURE REQUIRED \_\_\_\_\_

Volusia County Solid Waste

Department \_\_\_\_\_

**REPRESENTATIVE SIGNATURE**

**ORGANIZATION**

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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 "Not Ok" or areas of concern.

**Report Approvers:**

**Approver:** Viviana Useche \_\_\_\_\_

**Inspection Approval Date:** 11/17/2021 \_\_\_\_\_