

extra

IN THE CIRCUIT COURT, FOURTH JUDICIAL
CIRCUIT, DUVAL COUNTY, FLORIDA.

CASE NO.:
DIVISION:

16-2009-CA-003958

-X-

CITY OF JACKSONVILLE, a political subdivision
of the State of Florida, and STATE OF FLORIDA,
et rel. CITY OF JACKSONVILLE

Plaintiffs,

vs.

BCX INC., a foreign corporation licensed to do
business in the State of Georgia; SEVEN OUT
L.L.C., a limited liability corporation licensed to
do business in Florida; PETROLEUM FUEL
AND TERMINAL CORPORATION, a foreign
corporation licensed to do business in the State of
Florida; S.O.S. EARTH INC., a corporation
licensed to do business in Florida; and INTERNATIONAL
PROCESSING SPECIALISTS, INC., an administratively
dissolved Florida Corporation,

DIVISION CV-G

Defendants.

COMPLAINT FOR INJUNCTIVE RELIEF AND CIVIL PENALTIES

Plaintiffs, City of Jacksonville ("City"), and State of Florida *ex rel.* City of Jacksonville
("State *ex rel.* City") sue Defendants, BCX Inc., ("BCX"), Seven Out, L.L.C. ("Seven Out"),
Petroleum Fuel and Terminal Company ("Petroleum Fuel"), S.O.S. Earth, Inc. ("S.O.S."),
and International Processing Specialists, Inc. ("International") (collectively the
"Defendants"), and allege:

1. This is an action for injunctive relief and civil penalties in excess of Fifteen
Thousand Dollars (\$15,000.00) as a result of the Defendants' failure to meet performance
standards for aboveground tanks installed after July 13, 1998, as required by Rule 62,



10452009

Florida Administrative Code.

2. The City is a political subdivision of the State of Florida.

3. Seven Out is a limited liability corporation registered with the Florida Division of Corporations and is located at 1859 East Adams Street, Jacksonville, Duval County, Florida. Based upon information and belief, Seven Out is the current owner of the real property located at 1903 East Adams Street, Jacksonville, Duval County, Florida (the "Site") and the petroleum storage systems located thereon.

4. BCX is a corporation licensed to do business in the State of Georgia and maintains an office at 1859 East Adams Street, Jacksonville, Duval County, Florida. Furthermore, BCX is the current co-operator of the petroleum storage systems located at the Site, having taken over the operation of the facility from International Processing Specialists, Inc..

5. S.O.S. is a Florida corporation having its principal address as 1859 East Adams Street, Jacksonville, Duval County Florida. S.O.S. is listed by the Florida Division of Corporations as the owner of the fictitious named entity BCX, who is the current co-operator of the petroleum storage systems located on the Site.

6. International is a Florida corporation that was administratively dissolved in 2002. Its principal place of business is 1903 East Adams Street, Jacksonville Duval County, Florida, the Site. International was the operator of the petroleum storage facility at the time of the inspection which revealed the existence of the violations. International shares the same principal place of business as BCX, Inc., Seven Out, and S.O.S.. Additionally, International shared the same director, Mr. Ferrell Carden, with Seven Out.

7. Petroleum Fuel is a foreign corporation registered with the Florida Division

of Corporations to do business in Florida. Petroleum Fuel is listed by the Duval County Property Appraiser's Office as being the current owner of the Site and the petroleum storage systems located thereon.

8. Pursuant to Section 403.182, Florida Statutes, the City's Environmental Resource Management Department ("ERMD"), formerly known as the Regulatory and Environmental Services Department, is an approved local pollution control program. FDEP has the authority to enter into a contract with an approved local pollution control program to carry out a petroleum storage systems compliance verification program.

9. Under the authority of Section 376.303, Florida Statutes, FDEP and ERMD entered into a contract, wherein ERMD assumed compliance enforcement authority previously held by FDEP over those petroleum storage tank systems existing in Duval County, Florida, and regulated under Chapter 62-761, Florida Administrative Code ("F.A.C.").

10. Pursuant to Section 360.108(b) of the Ordinance Code of the City of Jacksonville ("Ordinance Code"), the Jacksonville Environmental Protection Board ("JEPB") adopted Rule 3.701, adopting and incorporating by reference Chapter 62-761, F.A.C.. Chapter 62-761, F.A.C. provides standards for the registration, construction, installation, operation, maintenance, repair, closure, and disposal of storage tank systems that store regulated substances, and to minimize the occurrence and environmental risks of releases and discharges. Petroleum products are a regulated substance under Chapter 62-761, F.A.C.

11. Section 60.05(1), Florida Statutes authorizes suit in the name of the State of Florida to enjoin a nuisance, as defined in section 823.05, Florida Statutes. Section

823.05, Florida Statutes defines a nuisance in part as ". . .any place which tends to . . . injure the health of the community . . . or any place where any law of the state is violated" Section 823.05, Florida Statutes authorizes such places to be abated pursuant to section 60.05, Florida Statutes.

12. On March 27, 2001, ERMD personnel conducted a site investigation and file review with regard to the petroleum storage facility located at the Site, where BCX and S.O.S. now operate.

13. During ERMD's site investigation and file review, it was determined that the Site's petroleum storage tank systems failed to meet performance standards for exterior coatings in violation of Florida Statute 403.161(1)(b); Florida Administrative Code 62-761.500(1)(b) and JEPB Rule 3.701; failed to repair any component that has caused or could cause a discharge or release in violation of Florida Statute 403.161(1)(b), Florida Administrative Code 62-700(3)(e) and JEPB Rule 3.701; and failed to repair secondary containment in accordance with 62-761.500(1)(e) in violation of Florida Statutes 403.161(1)(b), Florida Administrative Code 62-700(3)(e) and JEPB Rule 3.701. As a result of the inspection, ERMD issued a Notice to Correct Source of Pollution/Violation ("Notice to Correct"), attached as Exhibit A and incorporated herein by reference. The Notice to Correct required that the violations be corrected by June 27, 2001.

14. A followup inspection revealed that the violations had not been corrected, and a Cease and Desist Citation HM-01-34, (the "Citation") attached as Exhibit B, was issued July 5, 2001, to International, as operator of the facility. The Citation required the correction of the violations noted above, a response to the citation in writing within 10 days of receipt of the Citation and contacting Ms. Dana Brown, from ERMD, to discuss civil

penalties for the violations. A copy of the Citation is attached hereto as Exhibit B and incorporated herein by reference.

15. In response to the Citation, Mr. J. Allen Bryson, CEO of BCX, contacted ERMD personnel to discuss bringing the facility into compliance. After multiple communications, the property remains out of compliance, and, in fact, the situation has been exacerbated with the release of an estimated 10,000+ gallons of waste oil into the containment structure and into the environment.

16. On or about June 26, 2001, September 21, 2001, August 9, 2002, October 1, 2002, March 19, 2003, and June 3, 2004 ERMD personnel conducted subsequent site investigations and file reviews with regard to the Site. As a result of that investigation, ERMD personnel determined that no corrective action had been taken with regard to the violations noted in the Citation and discovered new violations of the petroleum storage tank rules. All relevant inspection reports are attached as Composite Exhibit C and incorporated herein by reference.

17. Section 376.302, Florida Statutes, provides that the penalty provisions of Section 403.141, Florida Statutes, to apply to those persons found to be in violation of the FDEP's laws and regulations, including Chapter 62-761, F.A.C. Sections 403.121 and 403.182(7), Florida Statutes, provide for a continuing maximum potential penalty of ten thousand dollars (\$10,000) per violation, with each day upon which a violation occurs being a separate violation. Furthermore, Section 362.109, Ordinance Code provides that violations of JEPB Rules constitute a Class D offense, punishable by a five hundred dollar (\$500) fine, with each day the facility remains out of compliance constituting a separate violation.

Count I
Temporary and Permanent Injunctive Relief

The City adopts and incorporates herein by reference paragraphs 1 through 17 above.

18. Section 360.407, Ordinance Code, authorizes the City to seek injunctive relief in circuit court to restrain persons from violating or continuing to violate Chapter 362, Ordinance Code.

19. Despite repeated demands and efforts from the City, the Defendants have violated, and continue to violate the Florida Statutes, the Florida Administrative Code, JEPB Rules and the Ordinance Code, by continually failing to correct the violations at the petroleum storage facility located at the Site.

20. Defendants BCX, Seven Out, and SOS, as owner and operators of the Site, are directly responsible for compliance with all local and state requirements for operation of its business.

21. If a temporary and permanent injunction is not entered forcing the Defendants to correct the violations found at the Site and bring the facility into compliance, the City is concerned about the health and welfare of the public due to the existing discharge of waste oil onto the unprotected soil surface and the existing estimated 10,000+ gallons of untreated waste oil which has been released into the containment structure. Given the Defendants' repeated and continued refusal to address or correct violations identified in the Cease and Desist citation and the subsequent inspections and the potential environmental disaster currently existing on the Site, the City is convinced the only way it can obtain compliance from Defendant is through an injunction, and absent an

injunction, the City will be irreparably harmed, for which it has no adequate remedy at law.

The City has a substantial likelihood of success at trial and public interest considerations favor the entry of a permanent injunction.

WHEREFORE, Plaintiff requests the Court grant the following relief to Plaintiff and against Defendant:

- (a) immediately require Defendants, their officers, agents, servants and employees, to properly remove and dispose of all waste oil currently existing on the Site, both in the containment structure and in the existing storage tanks, pursuant to Rule 62-761, Florida Administrative Code;
- (b) immediately require Defendants, their officers, agents, servants and employees, to
- ©) immediately require Defendants, their officers, agents, servants and employees, to file a Remedial Action Plan pursuant to Florida Administrative Code Rule 62 to address remediation of soil and/or groundwater contaminated by improper discharges of petroleum products at the Site;
- (d) require Defendant to complete any Remedial Action Plan approved by ERMD and JEPB in a timely manner;
- (e) require Defendant to provide proof of financial responsibility and proof of payment of registration fees pursuant to Florida Administrative Code 62-761;
- (f) afford Plaintiff such other relief as this Court deems reasonable.

Count II
Civil Penalties

The City adopts and incorporates herein by reference paragraphs 1 through 17;

above.

22. Section 362.111, Ordinance Code, provides that civil penalties may be assessed by judicial process in a civil action for violations of Chapter 362, Ordinance Code.

23. Section 403.161, Florida Statutes, provides that civil penalties may be assessed by judicial process in a civil action.

WHEREFORE, Plaintiff, City of Jacksonville requests this Court:

- (a) Pursuant to Section 403.161, Florida Statutes, Chapter 62-761, F.A.C., and JEPB Rule 3.701, enter judgment imposing civil penalties against Defendants BCX Inc., Seven Out, L.L.C. Petroleum Fuel and Terminal Company, S.O.S. Earth, Inc., and International Processing Specialists, Inc. of up to \$10,000 per violation, with each day upon which a violation occurs constituting a separate violation;
- (b) In the alternative, pursuant to Section 362.109, Ordinance Code, enter judgment imposing civil penalties upon Defendants BCX Inc., Seven Out, L.L.C. Petroleum Fuel and Terminal Company, S.O.S. Earth, Inc., and International Processing Specialists, Inc. of \$500 per violation, with each day upon which a violation occurs constituting a separate violation; and
- ©) Enter such other and further relief as this Court deems appropriate.

Count III
Nuisance/Injunctive Relief

The State *ex rel.* City adopts and incorporates herein by reference paragraphs 1 through 17, and paragraph 21, above.

24. Due to the existence of the numerous violations of the petroleum storage tank

rules and the existence of an estimated 10,000+ gallons of untreated waste oil that has currently been discharged into the environment and the facility's containment structure, this Site has already injured the environmental health of the community and threatens to severely impact the public health, safety and welfare. Furthermore, the Site is in violation of Chapter 403, Florida Statutes. For these reasons, the property meets the definition of a public nuisance, as described and defined in section 823.05, Florida Statutes.

25. Because this property is a public nuisance, the State *ex rel.* City is authorized to seek an injunction to enjoin those activities on the Site that make it a nuisance.


WHEREFORE, Plaintiff, State *ex rel.* City, requests the Court grant the following relief to Plaintiff and against Defendant:

- (a) declare the Site a public nuisance;
- (b) immediately require Defendants, their officers, agents, servants and employees, to properly remove and dispose of all waste oil currently existing on the Site, both in the containment structure and in the existing storage tanks, pursuant to Rule 62-761, Florida Administrative Code;
- (c) immediately require Defendants, their officers, agents, servants and employees, to
- (d) immediately require Defendants, their officers, agents, servants and employees, to file a Remedial Action Plan pursuant to Florida Administrative Code Rule 62 to address remediation of soil and/or groundwater contaminated by improper discharges of petroleum products at the Site;
- (e) require Defendant to complete any Remedial Action Plan approved by ERMD and JEPB in a timely manner;

- (f) require Defendant to provide proof of financial responsibility and proof of payment of registration fees pursuant to Florida Administrative Code 62-761;
- (g) afford Plaintiff such other relief as this Court deems reasonable.

DATED at Jacksonville, Duval County, Florida, this 7th day of June, 2004.

**RICHARD A. MULLANEY
GENERAL COUNSEL**

 154493
JASON R. TEAL

ASSISTANT GENERAL COUNSEL
Florida Bar I.D. #157198
117 West Duval Street, Suite 480
Jacksonville, FL 32202
(904) 630-1087

G:\Land Use\JTeal\BCX Corporation\COMPLAINT.wpd



CONSOLIDATED CITY OF JACKSONVILLE
STATE OF FLORIDA
REGULATORY & ENVIRONMENTAL SERVICES DEPARTMENT
AIR & WATER QUALITY DIVISION

City Hall at St. James
117 West Duval Street, Suite 225
Jacksonville, Florida 32202
Phone 630-3404 Fax 630-3637

NOTICE TO CORRECT SOURCE OF POLLUTION/VIOLATION

TO: Mr. Kurt Hollfelder
1859 East Adams Street
Jacksonville, FL 32202

This Notice Is To Inform You That On Or About The 27 of March, 2001 An Inspection Was Made By This Department And A Violation Of JEPB Rule 3.701, which adopts and incorporates by reference FAC 62-761 OF 360 and 362 CITY ORDINANCE CODE Was Found To Be In Existence At Square Four Inc, 1903 East Adams Street, Jacksonville, FL 32218 For The Following Reason(s):

Failure to meet performance standards for aboveground tanks or underground tanks installed after July 13, 1998, by failing to coat the tank or integral piping exterior: FAC [62-761.500(1)(b)] [13]

Failure to meet repair, operation, and maintenance standards, by failing to repair any component which has, or could cause a discharge or release: FAC [62-761.700(1)(a)] [144]

Failure to meet aboveground tank repair, operation, and maintenance standards, by failing to repair secondary containment in accordance with 62-761.500(1)(e): FAC [62-761.700(3)(e)] [169]

You Are Hereby Notified To Correct This Violation No Later Than The 27 day of June 2001. Legal Action May Be Instituted Against You For Failure To Comply.

Correction of this source of pollution/violation and compliance with the terms of this Notice does not relieve you of any liability to civil or criminal actions that may accrue or have accrued against you for the alleged acts sought to be corrected by this Notice.

Respond In Writing to the undersigned On Or Before 6/27/01 As To The Cause Of The Violation And Corrective Action Taken.

FOR THE CITY OF JACKSONVILLE, FLORIDA
REGULATORY AND ENVIRONMENTAL SERVICES

Grace Torsanko
Signature

Grace Torsanko
Name

April 13, 2001
Date

Environmental Technician Senior
Title



**CEASE AND DESIST
CITATION
HM-01-34**

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

International Processing Specialists, Inc.
Attn.: Kurt Hollfelder
1859 East Adams Street
Jacksonville, Florida 32202

**RE: Duval County – Hazardous Materials
International Processing Specialists, Inc.
1903 East Adams Street, Jacksonville, FL 32202
Alleged violation(s) of petroleum storage system rules.**

PLEASE TAKE NOTICE that pursuant to Florida Statutes (FS) Chapter 403 and Jacksonville Ordinance Code Title X, Chapters 360 and 362, International Processing Specialists, Inc. is hereby notified that it is in violation of FS Chapter 403, Florida Administrative Code (FAC) Chapter 62-761, and Jacksonville Environmental Protection Board (JEPB) Rule 3.

Failure to meet performance standards for exterior coatings is a violation of FS §403.161(1)(b), FAC 62-761. 500(1)(b), and JEPB Rule 3.701 (which adopts and incorporates by reference FAC 62-761).

Failure to repair any component that has or could cause a discharge or release is a violation of FS §403.161(1)(b), FAC 62-761. 700(1)(a)1, and JEPB Rule 3.701 (which adopts and incorporates by reference FAC 62-761).

Failure to repair secondary containment in accordance with to 62-761.500(1)(e) is a violation of FS §403.161(1)(b), FAC 62-700(3)(e), and JEPB Rule 3.701 (which adopts and incorporates by reference FAC 62-761).

The violations were determined by staff of the Regulatory and Environmental Services Department from a file review and on site inspections which indicate that:

On or about March 27, 2001, International Processing Specialists, Inc., located at 1903 East Adams Street, Jacksonville, Florida 32202, failed to meet performance standards for exterior coatings.

On or about March 27, 2001, International Processing Specialists, Inc., located at 1903 East Adams Street, Jacksonville, Florida 32202, failed to repair any component that has or could cause a discharge or release.

On or about March 27, 2001, International Processing Specialists, Inc., located at 1903 East Adams Street, Jacksonville, Florida 32202, failed to repair secondary containment.

CORRECTIVE ACTION REQUIRED

1. Cease the violation(s) of the petroleum storage system rules.
2. Respond to this Citation (in writing) within ten (10) calendar days from the date of receipt of this Citation.
3. Remove or abate the cause of the violation(s).
4. Contact Ms. Dana L. Brown at (904) 630-4900 immediately upon receipt of this Citation to arrange a conference to discuss the aforesaid violation(s).

FS §§ 403.121 and 403.182(8) and Jacksonville Ordinance Code § 362.110 each provides for a continuing maximum potential penalty of \$10,000 per day of violation. If litigation or an administrative hearing is required to achieve compliance, full penalties and recovery of legal fees will be sought.

DATED this 5th day of July, 2001

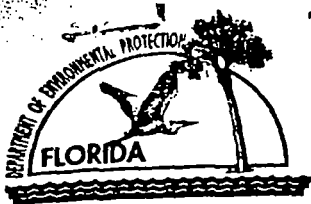
City of Jacksonville
REGULATORY AND ENVIRONMENTAL
SERVICES DEPARTMENT

by: _____

Mario L. Taylor, Director

MLT/KL/

c: Mr. Tracey I. Arpen, Jr., OGC
Mr. Marshall Mott-Smith, FDEP – Tallahassee
AWQD Enforcement File



Storage Tank Facility Compliance Inspection Report

Facility ID 9502639 County Duval Inspection Date 3/27/01
 Facility Name International Processing Specialist INC Facility Type Bulk Product
 Latitude 30° 19' 19" Longitude 81° 37' 56" # USTs 0 # ASTs 17

Check box for type of inspection performed and attach appropriate form(s). Provide or correct latitude/longitude when appropriate.

Compliance Inspection (Annual)	<input checked="" type="checkbox"/> TCI	<input checked="" type="checkbox"/> X	Discharge Inspection/Evaluation	<input type="checkbox"/> TDI
Compliance Inspection (DRF received)	<input type="checkbox"/> FCDI		Installation Inspection	<input type="checkbox"/> TIN
Compliance Inspection (Complaint received)	<input type="checkbox"/> TCPI		Closure Inspection	<input type="checkbox"/> TXI
Compliance Re-Inspection	<input type="checkbox"/> TCR			

Rule Cite Description / Inspector's Comments

	Registration -
	Written RDR - OK ^{re-write + send no copy}
	Visual Inspections + records - OK
	Over-fill protection - diked area
	API 653 test done 4/5/97
13	500 (1) (b) Rusty pipes
14	700 (1) (a) Rusty Tanks
169	700 (3) (e) Cracks in Floor + concrete wall
	Remark fillbox

Financial Responsibility - Verify owner's coverage. Select Insurance or Other, and provide Mechanism, if appropriate.

Insurance Carrier: Greenwich Effective Date: 10/6/00 Expiration Date: 10/6/01
 Other Coverage meeting federal financial responsibility requirements. Mechanism: _____
 None

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761. Yes No CWOE - Compliance without Enforcement
 A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

RESD
 Storage Tank Program Office
 Inspector Name - Please Print William D. Mark
 Inspector Signature & Date W.D. Mark 3/27/01
630-3404
 Storage Tank Program Office Phone Number
 Facility Representative Name - Please Print Marty Ernie Environmental/Safe manager
 Facility Representative Signature & Date [Signature]

This data is current as of: 21-DEC-2000

Bureau of Petroleum Storage Systems
Facility Inspection Cover Page

Facility Information

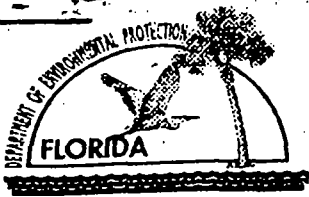
ID#: 9502639	District: NED
Name: SQUARE FOUR INC	County: Duval
1903 E Adams	Type: Bulk Product Facility/Coastal
Jacksonville, FL 32202	Status: Open
Contact: Hollfelder, Kurt	Latitude: 30:19:19.0000
Phone: 904-356-0019	Longitude: 81:37:56.0000
	LL Method: AGPS

Account Owner Information

Name: Hollfelder, Kurt
1859 E Adams St
Jacksonville, FL 32202
Phone: 904-356-0019

Tank Owner Information

Name: Hollfelder, Kurt
1859 E Adams St
Jacksonville, FL 32202
Phone: 904-356-0019



Florida Department of Environmental Protection
 Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400
 Division of Waste Management
 Bureau of Petroleum Storage Systems

July
 STEM
 W/O
 C/E
 7/5/01
 past 90 days no response

Storage Tank Facility Compliance Inspection Report

Facility ID 9502639 County Duval Inspection Date 6-26-01

Facility Name International Processing Specialist Inc Facility Type Bulk Product

Latitude 30° 19' 19" Longitude 81° 37' 56" L/L Method AGPS

Check box to identify type of inspection performed. Update latitude/longitude as necessary. Provide Lat/Long Determination Method. ("Map", "AGPS" (Magellan), "GGPS" (Trimble)). Provide the count of USTs and/or ASTs reviewed during this inspection	# USTs Inspected	# ATSS Inspected	<u>14</u>
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Compliance Inspection (Annual)	TCI	Installation Inspection	TIN
Compliance Inspection (DRF received)	TCDI	Closure Inspection	TCI
Compliance Inspection (Complaint received)	TCPI	Compliance Re-Inspection	TCR <input checked="" type="checkbox"/>
Discharge Evaluation ("short form")	TDI	** Record the results of the TDI in a Discharge Report	

• "Code" in block below corresponds to the Rule Cite; represents a Data Entry Code for ease of electronic data recording of inspection results.

Rule Cite	Description / Inspector's Comments	Code
	Repaired Secondary containment - NO	
	Repaired Tanks - NO	
	Rusty pipes replaced - NO	
	International Processing Specialist Inc has been evicted from property and Sevanut is the new owner. Sevanut is in the process of destory contents of tanks. New registration being filled out	

Financial Responsibility - Verify owner's coverage. Select Insurance or Other, and provide Mechanism, if appropriate.

Insurance Carrier: Greenwich Effective Date: 10-12-00 Expiration Date: 10-12-01
 Other Coverage meeting federal financial responsibility requirements. Mechanism: _____
 None

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761. Yes No CWOE - Compliance without Enforcement
 A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

<u>RESD</u> Storage Tank Program Office	<u>630-3404</u> Storage Tank Program Office Phone Number
<u>William D. Mack</u> Inspector Name - Please Print	<u>Owner Not Available</u> Facility Representative Name - Please Print
<u>W.D. Mack</u> Inspector Signature & Date	<u>Owner Not Available</u> Facility Representative Signature & Date



This data is current as of: 26-JUN-2001

Bureau of Petroleum Storage Systems
Facility Inspection Cover Page

Facility Information

ID#: 9502639	District: NED
Name: INTERNATIONAL PROCESSING SPECIALIST INC	County: Duval
1903 E Adams St	Type: Bulk Product Facility/Coastal
Jacksonville, FL 32202	Status: Open
Contact: Hollfelder, Kurt	Latitude: 30:19:19.0000
Phone: 904-356-0019	Longitude: 81:37:56.0000
	LL Method: AGPS

Account Owner Information

Name: Hollfelder, Kurt
1859 E Adams St
Jacksonville, FL 32202
Phone: 904-356-0019

Tank Owner Information

Name: Hollfelder, Kurt
1859 E Adams St
Jacksonville, FL 32202
Phone: 904-356-0019

Tank #	Size	Content	Installed	Placement	Status	Const	Pipe	Monitor
10	15000	Waste Oil	07/01/1960	ABOVE	U	C	A B L	6 M D
11	30000	Waste Oil	07/01/1970	ABOVE	U	C K	A B L	6 M D
12	12000	Petroleum Additive	07/01/1990	ABOVE	U	C	A B	6 M D
13	12000	Petroleum Additive	07/01/1990	ABOVE	U	C W	A B	6 M D
17	18000	Petroleum Additive	07/01/1960	ABOVE	U	K	A B	D M
18	50000	Waste Oil---	06/01/1960	ABOVE	U	C	A B	6 M D
19	20000	Petroleum Additive	06/01/1960	ABOVE	U	C	A B	6 M D
2	630000	Waste Oil	07/01/1940	ABOVE	U	K	A B	M D 6
20	15000	Waste Oil	06/01/1960	ABOVE	U	C P	A B	6 M D
21	15000	Waste Oil	06/01/1960	ABOVE	U	C P	A B	6 M D
22	15000	Waste Oil	06/01/1960	ABOVE	U	C P	A B	6 M D
23	10000	Waste Oil	06/01/1960	ABOVE	U	C P	A B	6 M D
24	20000	Waste Oil	06/01/1960	ABOVE	U	C P	A B	6 M D
3	300000	Waste Oil	07/01/1940	ABOVE	U	C K	A B	M D 6
5	300000	Petroleum Additive	07/01/1940	ABOVE	U	C K	A B	D M 6

***Note: Construction, Piping, and Monitoring Info not shown for CLOSED tanks (Status of A, B, or D).

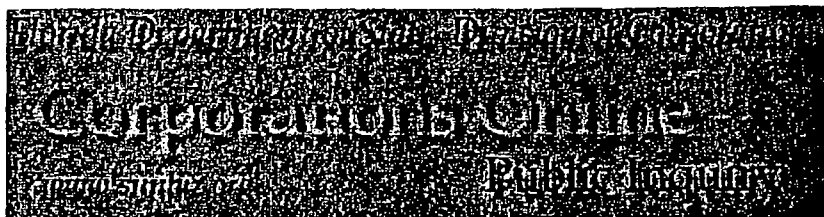
Open Violations

Insp Date	Viol Numb	Sig Level	Violation Text
03/27/2001	13	N	Exterior Coatings
03/27/2001	144	N	Repaired Component Which Has Or Could Cause A Discharge
03/27/2001	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)

Most Recent Insurance Document

FR Type	Effective Date	Expiration Date	Company Name
INSURANCE	10/06/2001	10/06/2001	GREENWICH

End of Data for Facility #: 9502639



Florida Profit

INTERNATIONAL PROCESSING SPECIALISTS, INC.

PRINCIPAL ADDRESS
 1903 E. ADAMS STREET
 JACKSONVILLE FL 32202 US
 Changed 04/24/2001

MAILING ADDRESS
 1903 E. ADAMS STREET
 JACKSONVILLE FL 32202 US
 Changed 04/24/2001

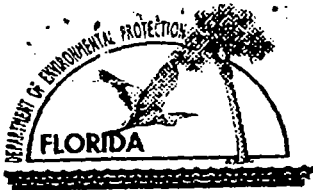
Document Number S74136	FEI Number 593080004	Date Filed 08/15/1991
State FL	Status ACTIVE	Effective Date NONE
Last Event REINSTATEMENT	Event Date Filed 11/03/1998	Event Effective Date NONE

Registered Agent

Name & Address
HOLLFELDER, KURT F 1903 E. ADAMS STREET JACKSONVILLE FL 32202
Name Changed: 02/29/2000
Address Changed: 04/24/2001

Officer/Director Detail

Name & Address	Title
HOLLFELDER, KURT F. 1859 E. ADAMS ST. JACKSONVILLE FL 32202	D



Florida Department of Environmental Protection
 Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400
Division of Waste Management
Bureau of Petroleum Storage Systems

*Sub
STEM
CKLE*

Storage Tank Facility Compliance Inspection Report

Facility ID 9502639 County Duval Inspection Date 9-21-01
 Facility Name BCX Corp. Facility Type Bulk Product
 Latitude 30°19'19" Longitude 81°37'51" L/L Method A

Check box to identify type of inspection performed. Update latitude/longitude as necessary. Provide Lat/Long Determination Method. ("Map", "AGPS" (Magellan), "GGPS" (Trimble)). Provide the count of USTs and/or ASTs reviewed during this inspection

<input type="checkbox"/>	# USTs Inspected	<input type="checkbox"/>	# ATSS Inspected
--------------------------	------------------	--------------------------	------------------

Compliance Inspection (Annual)	<input checked="" type="checkbox"/> TCI		Installation Inspection	<input type="checkbox"/> TIN
Compliance Inspection (DRF received)	<input checked="" type="checkbox"/> TCDI	<input checked="" type="checkbox"/>	Closure Inspection	<input type="checkbox"/> TXI
Compliance Inspection (Complaint received)	<input checked="" type="checkbox"/> TCFI		Compliance Re-Inspection	<input type="checkbox"/> TCR
Discharge Evaluation ("short form")	<input type="checkbox"/> TDI		** Record the results of the TDI in a Discharge Project	

• "Code" in block below corresponds to the Rule Cite; represents a Data Entry Code for ease of electronic data recording of inspection results.

Rule Cite	Description / Inspector's Comments	Code
	Received Incident Notification Form morning of 9-21-01 + received phone call on 9-20-01 from Charles Phelps (VP of Operations). Secondary containment (north east corner) leaked at 4" pipe & valve releasing water with oil (Non-Haz). Analytical attached fully describing contents. Rain water was not removed with seven (7) days of accumulation.	416 162

Financial Responsibility - Verify owner's coverage. Select Insurance or Other, and provide Mechanism, if appropriate.

Insurance Carrier: _____ Effective Date: _____ Expiration Date: _____
 Other Coverage meeting federal financial responsibility requirements. Mechanism: _____
 None

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761. Yes No CWOE - Compliance without Enforcement
 A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

RES D
 Storage Tank Program Office
William D. Mack
 Inspector Name - Please Print
W.D. Mack 9-21-01
 Inspector Signature & Date

630-3404
 Storage Tank Program Office Phone Number
Charles R. Phelps
 Facility Representative Name - Please Print
Charles R. Phelps
 Facility Representative Signature & Date

Florida Department of Environmental Protection • Bureau of Petroleum Storage Systems
Storage Tank Facility Compliance Inspection Report

Facility Name: BCX CORP Facility ID: 95021239 Date: 9-31-01

Rule Cite Description / Inspector's Comments

400(3)	NO insurance. Water with oil in secondary, containment is being removed by Environmental Remediation Services & free flowing product outside of containment.

Florida Department of Environmental Protection
Bureau of Petroleum Storage Systems
Facility Inspection Cover Page
Facility Information

Facility ID#: 9502639

Name: International Processing Specialist Inc
1903 E Adams St
Jacksonville, FL 32202

Contact: Hollfelder, Kurt
Phone: 904-356-0019

District: NED

County: Duval

Type: Bulk Product Facility/Coa

Status: Open

Latitude: 30:19:19.0000

Longitude: 81:37:56.0000

LL Method: AGPS

Account Owner Information

Name: Hollfelder, Kurt
1859 E Adams St
Jacksonville, FL 32202

Phone: 904-356-0019

Tank Owner Information

Name: Hollfelder, Kurt
1859 E Adams St
Jacksonville, FL 32202

Phone: 904-356-0019

Tank #	Size	Content	Installed	Placement	Status	Const	Pipe	Monitor
10	15000	Waste Oil	07-01-1960	ABOVE	U	C	A B L	6 M D
11	30000	Waste Oil	07-01-1970	ABOVE	U	C K	A B L	6 M D
12	12000	Petroleum Additive	07-01-1990	ABOVE	U	C	A B	6 M D
13	12000	Petroleum Additive	07-01-1990	ABOVE	U	C W	A B	6 M D
17	18000	Petroleum Additive	07-01-1960	ABOVE	U	K	A B	D M
18	50000	Waste Oil	06-01-1960	ABOVE	U	C	A B	6 M D
19	20000	Petroleum Additive	06-01-1960	ABOVE	U	C	A B	6 M D
2	630000	Waste Oil	07-01-1940	ABOVE	U	K	A B	M D 6
20	15000	Waste Oil	06-01-1960	ABOVE	U	C P	A B	6 M

ID	Capacity	Material	Effective Date	Status	U	C	P	A	B	D
21	15000	Waste Oil	06-01-1960	ABOVE	U	C	P	A	B	6 M D
22	15000	Waste Oil	06-01-1960	ABOVE	U	C	P	A	B	6 M D
23	10000	Waste Oil	06-01-1960	ABOVE	U	C	P	A	B	6 M D
24	20000	Waste Oil	06-01-1960	ABOVE	U	C	P	A	B	6 M D
3	300000	Waste Oil	07-01-1940	ABOVE	U	C	K	A	B	M D 6
5	300000	Petroleum Additive	07-01-1940	ABOVE	U	C	K	A	B	D M 6

***Note: Construction, Piping, and Monitoring Info not shown for CLOSED tanks (Status of A or B).

Most Recent Insurance Document

FR Type	Effective Date	Expiration Date	Company Name
Insurance	10-06-2001	10-06-2001	Greenwich

Compliance Activity Information

Activity Code	Date Done	Results	Inspector	AST/UST Count	Project Description
TCI	03-27-2001	Minor Out-Of-Compliance	Mack_W	17/0	Compliance Assurance
Completion Notes: Rusty Pipes-Rusty Tanks- S.C. Cracks					
NCLI	04-13-2001				Compliance Assurance
CRLE	06-26-2001		Mack_W		Compliance Assurance
TCR	06-26-2001	In-Compliance	Mack_W	15/0	Compliance Assurance

Open Violations

Insp Date	Viol #	Sig Level	Violation Text
03-27-2001	13	N	Exterior Coatings
03-27-2001	144	N	Repaired Component Which Has Or Could Cause A Discharge
03-27-2001	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)

End of Data for Facility #: 9502639



Florida Department of Environmental Protection
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 Division of Waste Management
 Bureau of Petroleum Storage Systems

1097588
 11163755
 CRE - 8-22-02
 11163758

Storage Tank Facility Compliance Inspection Report

Facility ID 9502639 County Duval Inspection Date 8-9-02
 Facility Name ~~B&X Corp~~ Seven OUT LLC Facility Type Bulk Product
 Latitude 30°19'20" Longitude 81°37'53" L/L Method AGPS

Check box to identify type of inspection performed. Update latitude/longitude as necessary.
 Provide Lat/Long Determination Method. ("Map", "AGPS" (Magellan), "GGPS" (Trimble).
 Provide the count of USTs - ASTs - Mineral Acid tanks reviewed during this inspection

# USTs Inspected	# ATSS Inspected	15	# Mineral Acid Tks Inspected
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COMPLIANCE ASSURANCE INSPECTIONS

Compliance Inspection (Annual)	TCI	Discharge Project - Short Form Evaluation (TCI not req'd)	TDI
Compliance Inspection (DRF received)	TCDI		
Compliance Inspection (Complaint received)	TCPI	TERMINAL FACILITY	
Installation Inspection	TIN	Discharge Prevention & Response Inspection	DPRI
Closure Inspection	TCL	Discharge Prevention & Response Certificate Issued	YES NO
Compliance Re-Inspection	<u>TCR</u>	DPRC Certificate Number: #	

Rule Cite	Inspector's Comments / Violation Description	Violation Code
700(1)(a)	GPS is 30 19 20 / 81 37 53 at front wall (center)	169
500(3)(c)	Repaired secondary containment - NO	169
700(3)(e)	Removed rain water - Yes	
400(3)	Insurance	3
500(1)(b)	Remove rust from tanks & repaint - NO	13
700(1)(b)	Remove rust from pipes & repaint that could cause a discharge - NO	144

Financial Responsibility - Verify owner's coverage. Select coverage type; provide Carrier or Mechanism info, as appropriate.

None _____ Insurance _____ Other coverage meets federal financial responsibility requirements _____

Insurance Carrier: _____ Effective Date: _____ Expiration Date: _____ (if applicable)

Other Mechanism: _____ Effective Date: _____ Expiration Date: _____ (if applicable)

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761.

Yes No CWOE - Compliance without Enforcement

A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

<u>RESO</u> Storage Tank Program Office	<u>630-3404</u> Storage Tank Program Office Phone Number
<u>William D. Mack</u> Inspector Name - Please Print	<u>J. ALLEN BRUNSON</u> Facility Representative Name - Please Print
<u>W.D. Mack</u> <u>8-9-02</u> Inspector Signature & Date	<u>J. Allen Brunson</u> <u>8-9-02</u> Facility Representative Signature & Date

**Florida Department of Environmental Protection
Bureau of Petroleum Storage Systems
Facility Inspection Cover Page
Facility Information**

Facility ID#: 9502639**Name:** B C X Corp

1903 E Adams St

Jacksonville, FL 32202-1209

Contact: Phelps, Charles**Phone:** 904-356-3391**District:** NED**County:** Duval**Type:** Bulk Product/Coastal**Status:** Open**Latitude:** 30:19:19.0000**Longitude:** 81:37:56.0000**LL Method:** AGPS**Account Owner Information****Name:** B C X

P O Box 25

Waycross, GA 31502

Phone: 912-338-0402**Tank Owner Information****Name:** B C X

P O Box 25

Waycross, GA 31502

Phone: 912-338-0402

Tank #	Size	Content	Installed	Placement	Status	Const	Pipe	Monit
10	15000	Waste Oil	07/01/1960	ABOVE	T	C	A B L	6 M D
11	30000	Waste Oil	07/01/1970	ABOVE	T	C K	A B L	6 M D
12	12000	Petroleum Additive	07/01/1990	ABOVE	T	C	A B	6 M D
13	12000	Petroleum Additive	07/01/1990	ABOVE	T	C W	A B	6 M D
17	18000	Petroleum Additive	07/01/1960	ABOVE	T	K	A B	D M

18	50000	Waste Oil	06/01/1960	ABOVE	T	C	A B	6 M D
19	20000	Petroleum Additive	06/01/1960	ABOVE	T	C	A B	6 M D
2	630000	Waste Oil	07/01/1940	ABOVE	T	K	A B	M D 6
20	15000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
21	15000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
22	15000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
23	10000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
24	20000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
3	300000	Waste Oil	07/01/1940	ABOVE	T	C K	A B	M D 6
5	300000	Petroleum Additive	07/01/1940	ABOVE	T	C K	A B	D M 6

***Note: Construction, Piping, and Monitoring Info not shown for CLOSED tanks (Status of A or B).

Most Recent Insurance Document

FR Type	Effective Date	Expiration Date	Company Name
Insurance	10/06/2001	10/06/2001	Greenwich

Compliance Activity Information

Activity Code	Date Done	Results	Inspector	AST/UST Count	Project Description
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TCI	03/27/2001	Minor Out-Of-Compliance	Mack_W	17/0	Compliance Assuranc
Completion Notes: Rusty Pipes-Rusty Tanks- S.C. Cracks					
NCLI	04/13/2001				Compliance Assuranc
TCR	06/26/2001	In-Compliance	Mack_W	15/0	Compliance Assuranc
CRLE	06/26/2001		Mack_W		Compliance Assuranc
DRFR	09/20/2001				Discharge Project
IRFR	09/20/2001				Discharge Project
TDI	09/21/2001				Discharge Project
TCDI	09/21/2001	Significant Out-Of-Compliance	Mack_W	15/0	Compliance Assuranc
CRLE	09/25/2001				Compliance Assuranc

Open Violations

Insp Date	Viol #	Sig Level	Violation Text
03/27/2001	13	N	Exterior Coatings
03/27/2001	144	N	Repaired Component Which Has Or Could Cause A Discharge
03/27/2001	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)
09/21/2001	3	B	Financial Responsibility
09/21/2001	46	N	Penetrations Through Containment Properly Sealed
09/21/2001	162	N	Stormwater Drawn Off Within One Week

Discharge Information

Discharge Date	Cleanup Status	Score	Eligibility Info	Site Manager
09/14/1987	Inactive		-	
12/27/1992	Inactive		-	
08/26/1995	Inactive		-	

End of Data for Facility #: 9502639



Florida Department of Environmental Protection
 Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400
 Division of Waste Management
 Bureau of Petroleum Storage Systems

11233871
 CRB

Storage Tank Facility Compliance Inspection Report

Facility ID 95021039 County DUVAL Inspection Date 3-19-03
 Facility Name BCX Corp Facility Type Bulk Product
 Latitude 30°19'19" Longitude 81°37'56" L/L Method AGPS

Check box to identify type of inspection performed. Update latitude/longitude as necessary. Provide Lat/Long Determination Method. ("Map", "AGPS" (Magellan), "GGPS" (Trimble). Provide the count of USTs - ASTs - Mineral Acid tanks reviewed during this inspection	# USTs Inspected	# ATSS Inspected	15	# Mineral Acid Tks Inspected
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COMPLIANCE ASSURANCE INSPECTIONS				
Compliance Inspection (Annual)	TCI	<input checked="" type="checkbox"/>	Discharge Project - Short Form Evaluation (TCI not req'd)	TDI
Compliance Inspection (DRF received)	TCDI			
Compliance Inspection (Complaint received)	TCPI		TERMINAL FACILITY	
Installation Inspection	TIN		Discharge Prevention & Response Inspection	DPRJ
Closure Inspection	TXI		Discharge Prevention & Response Certificate Issued	YES NO
Compliance Re-Inspection	TCR		DPRC Certificate Number: #	

Rule Cite	Inspector's Comments / Violation Description	Violation Code
	All tanks are out-of-service stature corrected codes on cover-sheet made appt 5 days in advance met with Allen Bryson	

Financial Responsibility - Verify owner's coverage. Select coverage type; provide Carrier or Mechanism info, as appropriate.

None Insurance Other coverage meets federal financial responsibility requirements

Insurance Carrier: Great American Ins Co Effective Date: 7-31-02 Expiration Date: 7-31-03 (if applicable)

Other Mechanism: _____ Effective Date: _____ Expiration Date: _____ (if applicable)

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761. Yes No CWOE - Compliance without Enforcement

A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

<u>RESD</u> Storage Tank Program Office	<u>630-3404</u> Storage Tank Program Office Phone Number
<u>William D. Mack</u> Inspector Name - Please Print	<u>No Signature Available</u> Facility Representative Name - Please Print
<u>WDM Mack 3-19-03</u> Inspector Signature & Date	 Facility Representative Signature & Date

Florida Department of Environmental Protection
 Bureau of Petroleum Storage Systems
 Storage Tank Compliance Inspection Report

Date:	3-19-03	Page:	1 of 1
Facility Name:	BCX Corp	Facility ID:	16 9502639
Tank ID		Size	
Tank Contents	Waste Oil	Tank Use	
Placement	AST		
Tank Longitude:		Tank Latitude:	

No	Rule Cite	Description/Inspector's Comments
		Field-erected/bulk & shop fabricated tanks used to store Waste Oil. Tank status is out-of-service
1	FAC 62-761.400(1)-(2)	Failure to meet registration / financial responsibility requirements, by failing to properly register systems and/or pay fees: no proof of fees paid
174	FAC 62-761.800(2)(a)1,3	Failure to meet out of service requirements for systems taken out of service: rusty tank & pipes
		Secondary Containment (16, 162 & 169)
16	FAC 62-761.500(1)(e)1,2	Failure to meet performance standards for aboveground tanks, or underground tanks installed after July 13, 1998, by failing to provide proper secondary containment / liners: FAC [62-761.500(1)(e)1,2], in that the inside of the secondary containment needs to be coated with a petroleum resistant, epoxy based, waterproof sealer, approved by the Florida Department of Environmental Protection
162	FAC 62-761.700(3)(a)2a	Failure to meet aboveground tank repair, operation, and maintenance standards, by failing to draw storm water off within one week: water with sheen in secondary containment
169	FAC 62-761.700(3)(e)	Failure to meet aboveground tank repair, operation, and maintenance standards, by failing to repair secondary containment in accordance with 62-761.500(1)(e): cracks in secondary containment
		Release Detection (118)
118	FAC 62-761.640(1)(c)	Failure to meet release detection performance standards, by failing to have a written release detection response level (RDRL): does not properly describe release detection method
		Records (170)
170	FAC 62-761.710(1)	Failure to meet recordkeeping requirements, by failing to have permanent records available within five working days notice, and provide reasonable facility access for compliance inspections conducted at reasonable times:

FAS - Great American Gas 7-31-02 to 7-31-03

**Florida Department of Environmental Protection
Bureau of Petroleum Storage Systems
Facility Inspection Cover Page
Facility Information**

Facility ID#: 9502639

Name: B C X Corp

1903 E Adams St

Jacksonville, FL 32202-1209

Contact: Phelps, Charles

Phone: 904-356-3391

District: NED

County: Duval

Type: Bulk Product/Coastal

Status: Open

Latitude: 30:19:19.0000

Longitude: 81:37:56.0000

LL Method: AGPS

Account Owner Information

Name: B C X

P O Box 25

Waycross, GA 31502

Phone: 912-338-0402

*Made Appt 5 day in advance
0900 3-19-03 with Allan Brycen*

Con Steel Pipe Steel

*Concrete second
tight fill
Gauge*

Tank Owner Information

Name: B C X

P O Box 25

Waycross, GA 31502

Phone: 912-338-0402

Tank #	Size	Content	Installed	Placement	Status	Const	Pipe	Monit
10	15000	Waste Oil	07/01/1960	ABOVE	T	C	A B L	6 M D
11	30000	Waste Oil <i>buil</i>	07/01/1970	ABOVE	T	C K	A B L	6 M D
12	12000	Petroleum Additive Waste Oil	07/01/1990	ABOVE	T	C	A B	6 M D
13	12000	Petroleum Additive Waste Oil	07/01/1990	ABOVE	T	C W	A B	6 M D
17	18000	Petroleum Additive Waste Oil	07/01/1960	ABOVE	T	K	A B	D M

18	50000	Waste Oil <i>Bulk</i>	06/01/1960	ABOVE	T	C	A B	6 M D
19	20000	Petroleum Additive <i>Waste Oil</i>	06/01/1960	ABOVE	T	C	A B	6 M D
2	630000	Waste Oil <i>Bulk</i>	07/01/1940	ABOVE	T	K	A B	6 M D
20	15000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
21	15000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
22	15000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
23	10000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
24	20000	Waste Oil	06/01/1960	ABOVE	T	C P	A B	6 M D
3	300000	Waste Oil <i>Bulk</i>	07/01/1940	ABOVE	T	C K	A B	6 M D
5	300000	Petroleum Additive <i>Waste Oil Bulk</i>	07/01/1940	ABOVE	T	C K	A B	6 M D

***Note: Construction, Piping, and Monitoring Info not shown for CLOSED tanks (Status of A or B).

Most Recent Insurance Document

FR Type	Effective Date	Expiration Date	Company Name
Insurance	10/06/2001	10/06/2001	Greenwich

Compliance Activity Information

Activity Code	Date Done	Results	Inspector	AST/UST Count	Project Description
---------------	-----------	---------	-----------	---------------	---------------------

IRFR	09/20/2001		Torsanko_G		Discharge Project
Completion Notes: Failure Of S.C./Installation Failure/Leak In Wall					
DRFR	09/20/2001				Discharge Project
IRFR	09/20/2001				Discharge Project
TDI	09/21/2001				Discharge Project
TCDI	09/21/2001	Significant Out-Of-Compliance	Mack_W	15/0	Compliance Assuran
CRLE	09/25/2001				Compliance Assuran
TCR	08/09/2002	Significant Out-Of-Compliance	Mack_W	15/0	Compliance Assuran
CRLE	08/22/2002				Compliance Assuran
TCR	10/01/2002	In-Compliance			Compliance Assuran
CRLE	10/01/2002				Compliance Assuran

Open Violations

Insp Date	Viol #	Sig Level	Violation Text
03/27/2001	13	N	Exterior Coatings
03/27/2001	144	N	Repaired Component Which Has Or Could Cause A Discharge
03/27/2001	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)
09/21/2001	3	B	Financial Responsibility
09/21/2001	46	N	Penetrations Through Containment Properly Sealed
09/21/2001	162	N	Stormwater Drawn Off Within One Week
08/09/2002	3	B	Financial Responsibility
08/09/2002	13	N	Exterior Coatings
08/09/2002	144	N	Repaired Component Which Has Or Could Cause A Discharge
08/09/2002	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)

Discharge Information

Discharge Date	Cleanup Status	Score	Eligibility Info	Site Manager
12/27/1992	Inactive	29	-	
08/26/1995	Inactive	29	-	



Florida Department of Environmental Protection
 Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400
Division of Waste Management
Bureau of Petroleum Storage Systems

Storage Tank Facility Compliance Inspection Report

Facility ID 9502639 County Duval Inspection Date 6-3-04
 Facility Name BCX Corp. Facility Type Bulk Product/waterfront
Finance
 Latitude 30°19'20" Longitude 81°37'50" L/L Method DPHO

Check box to identify type of inspection performed. Update latitude/longitude as necessary. Provide Lat/Long Determination Method. ("Map", "AGPS" (Magellan), "GGPS" (Trimble). Provide the count of USTs - ASTs - Mineral Acid tanks reviewed during this inspection	# USTs Inspected	# ATSS Inspected	# Mineral Acid Tks Inspected
---	------------------	------------------	------------------------------

COMPLIANCE ASSURANCE INSPECTIONS				
Compliance Inspection (Annual)	TCI	Discharge Project - Short Form Evaluation (TCI not req'd)	TDI	
Compliance Inspection (DRF received)	TCDI			
Compliance Inspection (Complaint received)	TCPI	TERMINAL FACILITY		
Installation Inspection	TIN	Discharge Prevention & Response Inspection	DPRI	
Closure Inspection	TXI	Discharge Prevention & Response Certificate Issued	YES	NO
Compliance Re-Inspection	<u>TCR</u>	<u>X</u>	DPRC Certificate Number: #	

Rule Cite	Inspector's Comments / Violation Description	Violation Code
	Registration Placard is good for 15 tanks from 6/3/03 - 6/30/04. Violation 1 cleared.	<u>1</u>
	Violation 13 is a duplicate of violation 174 for not maintaining corrosion protection. Violation 174 remains open, violation 13 cleared.	<u>13</u>
	Violation 162 - PDNE - storm water not drawn out of containment cannot be corrected.	<u>162</u>
	Release Detection Response Level has been produced. Violation 118 cleared.	<u>118</u>

Financial Responsibility - Verify owner's coverage. Select coverage type; provide Carrier or Mechanism info, as appropriate.

None Insurance Other coverage meets federal financial responsibility requirements

Insurance Carrier: INDIAN HARBOR Effective Date: 7/31/03 Expiration Date: 7/31/04 (if applicable)

Other Mechanism: _____ Effective Date: _____ Expiration Date: _____ (if applicable)

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761. Yes No CWOE - Compliance without Enforcement

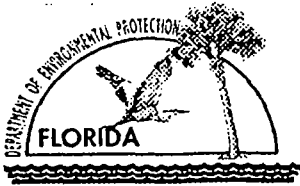
A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

<u>ERMD/EQD</u> Storage Tank Program Office	<u>904-630-3404</u> Storage Tank Program Office Phone Number
<u>Rebecca Yates</u> Inspector Name - Please Print	<u>FERRILL J. CAEDEN</u> Facility Representative Name - Please Print
<u>Rebecca Yates</u> <u>6-3-04</u> Inspector Signature & Date	<u>[Signature]</u> <u>6-3-04</u> Facility Representative Signature & Date

Florida Department of Environmental Protection • Bureau of Petroleum Storage Systems
 Storage Tank Facility Compliance Inspection Report

Facility Name: BCX Corp. Facility ID: 9502039 Date: 6-3-04

Rule Cite	Description / Inspector's Comments
	Violations ^{RA} 3, 16, 46, ^{RA} 144, 169, 174 remain open.
	Proof of Financial Responsibility was given - <u>3</u> Indian Harbor 7/31/03 - 7/31/04. Violation 3 cleared * SEE NOTE 1
	Violation 144 - PDNE - unsure why violation <u>144</u> was cited - No mention of violation in file on past inspection reports
	Note 1 A review of insurance documents indicates the facility has - for at least the previous 3 years - met the requirements for Financial Responsibility



Florida Department of Environmental Protection
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Division of Waste Management
Bureau of Petroleum Storage Systems

Storage Tank Facility Compliance Inspection Report

Facility ID 9502639 County Duval Inspection Date 6-3-04

Facility Name BCX Corp. Facility Type Boik Product ^{Rf} ~~Interferen~~ _{Inland}

Latitude 30° 19 ' 20 " Longitude 81° 37 ' 50 " L/L Method DPHO

Check box to identify type of inspection performed. Update latitude/longitude as necessary. Provide Lat/Long Determination Method. ("Map", "AGPS" (Magellan), "GGPS" (Trimble). Provide the count of USTs - ASTs - Mineral Acid tanks reviewed during this inspection	# USTs Inspected	<input checked="" type="checkbox"/>	# ATSS Inspected	<u>15</u>	# Mineral Acid Tks Inspected	<input checked="" type="checkbox"/>
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COMPLIANCE ASSURANCE INSPECTIONS

Compliance Inspection (Annual)	<input checked="" type="checkbox"/> TCI	<input checked="" type="checkbox"/> X	Discharge Project - Short Form Evaluation (TCI not req'd)	TDI	
Compliance Inspection (DRF received)	TCDI				
Compliance Inspection (Complaint received)	TCPI		TERMINAL FACILITY		
Installation Inspection	TIN		Discharge Prevention & Response Inspection	DPRI	
Closure Inspection	TXI		Discharge Prevention & Response Certificate Issued	YES	NO
Compliance Re-Inspection	TCR		DPRC Certificate Number: #		

Rule Cite	Inspector's Comments / Violation Description	Violation Code
	Proper notification given prior to inspection.	
	Placard good 6/3/03 - 6/30/04 for 15 tanks.	
	Storage Tank Information Package given to Facility Rep. (Ferrell Carden)	
	All 15 Tanks temporarily out-of service since 6-24-02. Tanks all have product in them → tanks need to be emptied to be properly out-of-service. Violation 174 open.	(174 open)
	Proof of Financial Responsibility ⁽¹⁵⁾ not present at facility. _{Rf}	<input checked="" type="checkbox"/> Rf

Financial Responsibility - Verify owner's coverage. Select coverage type; provide Carrier or Mechanism info, as appropriate.

None X Insurance Other coverage meets federal financial responsibility requirements

Insurance Carrier: Indian Harbor Effective Date: 7/31/03 Expiration Date: 7/31/04 (if applicable)

Other Mechanism: _____ Effective Date: _____ Expiration Date: _____ (if applicable)

Based upon the inspection results and information provided by the owner/operator, this facility appears to meet the requirements of Florida Administrative Code 62-761. Yes No CWOE - Compliance without Enforcement

A re-inspection will be scheduled on or after _____ days to verify correction of the non-compliance items noted.

<u>ERM/D/EQD</u> Storage Tank Program Office	<u>904-630-3404</u> Storage Tank Program Office Phone Number
<u>Rebecca Yates</u> Inspector Name - Please Print	<u>Ferrell J Carden member</u> Facility Representative Name - Please Print
<u>Rebecca Yates</u> Inspector Signature & Date	<u>[Signature] member</u> Facility Representative Signature & Date

Florida Department of Environmental Protection • Bureau of Petroleum Storage Systems
Storage Tank Facility Compliance Inspection Report

Facility Name: BCI Corp Facility ID: 9502639 Date: 6-3-04

Rule Cite	Description / Inspector's Comments
	Violations 8 ^{RI} , 16, 46, 144 ^{RI} , 169, and 174 have <u>not</u> been resolved.
	Violation 174 open for not maintaining corrosion protection as well as for product remaining in tanks. Tanks have NOT been properly tanked ^{RI} taken out-of-service and maintained.
	Secondary Containments need to be repaired, sealed, and properly maintained. (Violations 16, 46, and 169)
761.700(1)(a)1 <u>(144)</u>	All 15 tanks inside a single poured concrete containment area. Waste Oil covers most of the containment floor. Cracks in the secondary containment wall have led to a release outside the containment area. Pictures were taken. Discharge Report form filed.
	Verified Map. Updated Coverpage. Submitted Registration Form to correct facility type (Bulk product/Inland) + tank sizes.

Bring File

**Florida Department of Environmental Protection
Bureau of Petroleum Storage Systems
Facility Inspection Cover Page
Facility Information**

District: NED
County: Duval
Facility ID#: 9502639

Name: B C X Corp
1903 E Adams St
Jacksonville, FL 32202-1209

Contact: ~~Phelps, Charles~~ *Ferrell Carden*

Phone: 904-356-3391
page 433-0120 Fax: 356-0885

Inland
Type: Bulk Product/~~Coastal~~

Status: Open

Latitude: 30:19:20.2108

Longitude: 81:37:50.6901

LL Method: DPHO

LL Status: REVIEWED

Status Date: 10/06/2003

Account Owner Information

Name: Seven Out Llc
1859 E Adams Street
Jacksonville, FL 32202

Phone: 904-356-3391

Effective Date: 05/29/2003

Placard#/Date: 193771 - 06/03/2003

for 15 tank

Tank Owner Information

Name: Seven Out Llc
1859 E Adams Street
Jacksonville, FL 32202

Phone: 904-356-3391

Effective Date: 05/29/2003

All tanks have product in them.

- Const
- C - steel
 - K - concrete, symmetrical, below AST in tank.
 - U - field erected
 - W - built on supports
 - P - Level Gauges, High Low Alarm
- Piping
- A - above ground, no control
 - B - steel
 - L - bulk product system
 - I - suction piping
 - D - external corrosion protection

- Monitoring
- G - external monitoring
 - M - manual tank gauging
 - D - SPC piping
 - Q - visual of AST systems

Tank #	Size	Content	Installed	Placement	Status	Const	Pipe	Monit
10	15000	Waste Oil	07/01/1960	ABOVE	T	C	A B L	6 M D
11	<u>30000</u>	Waste Oil	07/01/1970	ABOVE	T	C K U	A B L I D	6 M D Q
12	12000	Waste Oil	07/01/1990	ABOVE	T	C K	A L B I D	6 M D Q
13	12000 15,000	Waste Oil	07/01/1990	ABOVE	T	C	A	6

						W	L	M
							B	D
							I	Q
							D	
17	18000 15	Waste Oil	07/01/1960	ABOVE	T	K	A	D
						C	L	M
							B	Q
							I	6
							D	
18	50000 5,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						K	L	M
						U	B	D
							I	Q
							D	
19	20000 28,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						K	L	M
							B	D
							I	Q
							D	
(2) (6)	630000 600,000	Waste Oil	07/01/1940	ABOVE	T	C	A	M
						U	B	D
						K	L	6
							I	Q
							D	
20	15000 20,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						K	L	M
						P	B	D
							I	Q
							D	
21	15000 20,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						P	B	M
						K	I	D
							L	Q
							D	
22	15000 20,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						P	B	M
						K	I	D
							L	Q
							D	
23	10000 20,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						P	B	M
						K	I	D
							L	Q
							D	
24	20000 28,000	Waste Oil	06/01/1960	ABOVE	T	C	A	6
						P	B	M
						K	I	D

							L D	Q
3	<u>300000</u>	Waste Oil	07/01/1940	ABOVE	T	C U K	A B L D I	M D 6 Q
5	300000 250,000	Waste Oil	07/01/1940	ABOVE	T	C U K	A B L D I	D M 6 Q

***Note: Construction, Piping, and Monitoring Info not shown for CLOSED tanks (Status of A or B).

Most Recent Insurance Document

FR Type	Effective Date	Expiration Date	Company Name
Insurance	07/31/2002	07/31/2003	Great American

Compliance Activity Information

Activity Code	Date Done	Results	Inspector	AST/UST Count	Project Description
TCR	08/09/2002	Significant Out-Of-Compliance	Mack_W	15/0	Compliance Assurance
CRLE	08/22/2002				Compliance Assurance
TCR	10/01/2002	In-Compliance			Compliance Assurance
CRLE	10/01/2002				Compliance Assurance
TCI	03/19/2003	Significant Out-Of-Compliance	Mack_W	15/0	Compliance Assurance
CRLE	03/25/2003				Compliance Assurance
RRBD	01/28/2004	Significant Out-Of-Compliance	Loeffler_K		Compliance Assurance

Open Violations

Insp Date Viol # Sig Violation Text

		Level	
03/27/2001	13	N	Exterior Coatings
03/27/2001	144	N	Repaired Component Which Has Or Could Cause A Discharge
03/27/2001	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)
09/21/2001	3	B	Financial Responsibility
09/21/2001	46	N	Penetrations Through Containment Properly Sealed
09/21/2001	162	N	Stormwater Drawn Off Within One Week
08/09/2002	3	B	Financial Responsibility
08/09/2002	13	N	Exterior Coatings
08/09/2002	144	N	Repaired Component Which Has Or Could Cause A Discharge
08/09/2002	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)
03/19/2003	1	N	Systems Registered; Fees Paid
03/19/2003	16	B	Secondary Containment/Liners
03/19/2003	118	N	Release Detection Response Level Described In Writing
03/19/2003	162	N	Stormwater Drawn Off Within One Week
03/19/2003	169	N	Secondary Containment Repaired Per 62-761.500(1)(E)
03/19/2003	174	N	Requirements Met For Out Of Service Systems
✓ 01/28/2004	1	N	Systems Registered; Fees Paid - Good 6/3/03-04
✓ 01/28/2004	(3)	B	Financial Responsibility - to be fixed
✓ 01/28/2004	13	N	Exterior Coatings
✓ 01/28/2004	(16)	B	Secondary Containment/Liners
✓ 01/28/2004	(46)	N	Penetrations Through Containment Properly Sealed
✓ 01/28/2004	118	N	Release Detection Response Level Described In Writing
✓ 01/28/2004	(144)	N	Repaired Component Which Has Or Could Cause A Discharge
✓ 01/28/2004	162	N	Stormwater Drawn Off Within One Week - Cannot Fix
✓ 01/28/2004	(169)	N	Secondary Containment Repaired Per 62-761.500(1)(E)
✓ 01/28/2004	(174)	N	Requirements Met For Out Of Service Systems

170

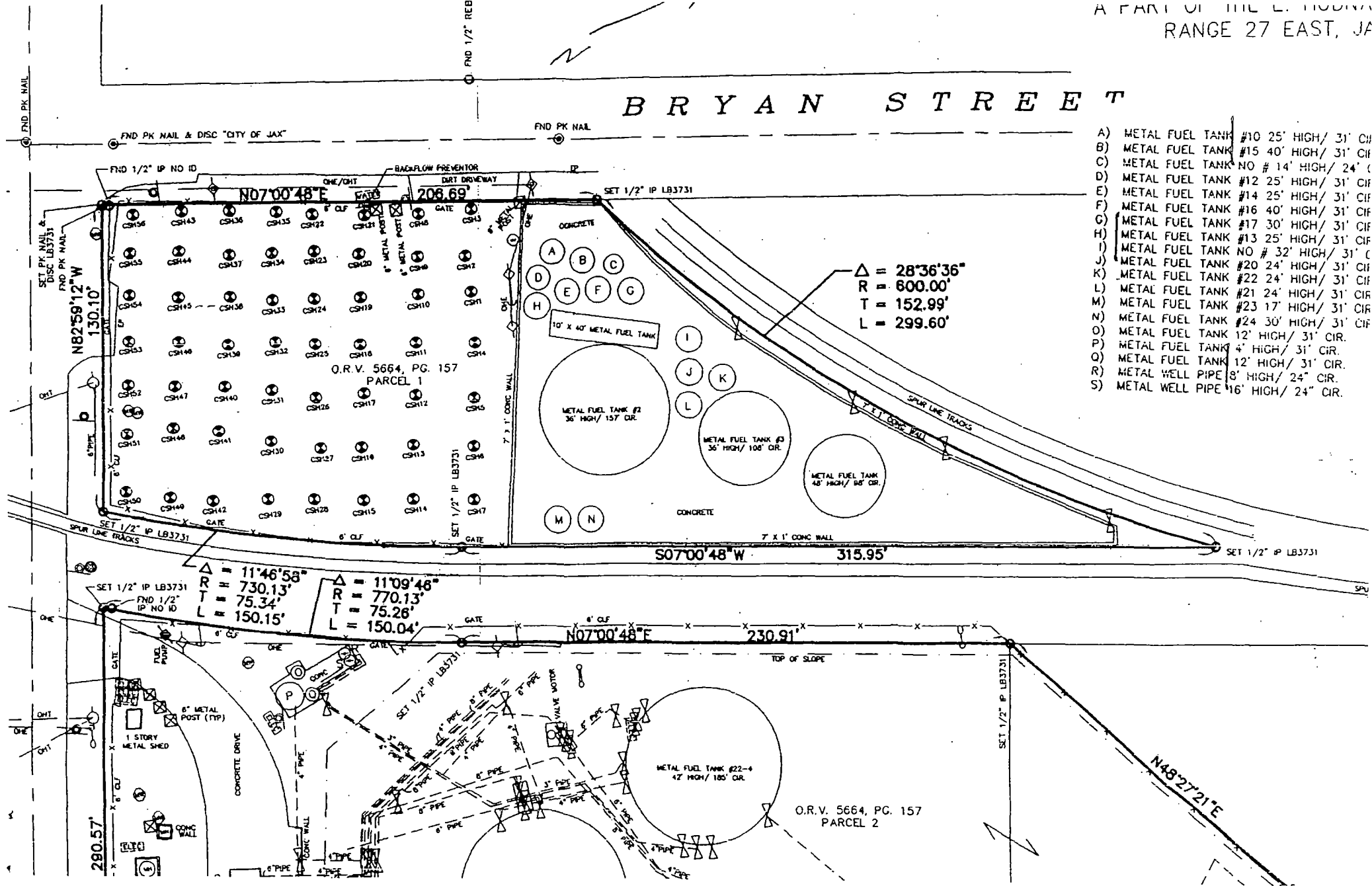
Records

Discharge Information

Discharge Date	Cleanup Status	Score	Eligibility Info	Site Manager
12/27/1992	Inactive	29	-	Cummings_C
08/26/1995	Inactive	29	-	Cummings_C

End of Data for Facility #: 9502639

BRYAN STREET



15026.39.
 O.K.
 R. Yates
 6-3-04