

# BEYEL BROTHERS, INC.

4505 Pine Cone Place, Cocoa, FL 32926  
Phone: (321) 632-2000 \* Fax: (321) 634-1963  
Email:  info@beyel.com

March 27, 2009

In reference to:  
Email received on Friday, 3-20-09

From: Vivian F. Garfein, Director of Central District  
Florida Department of Environmental Protection  
Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

Result of:  
Multimedia inspection of 12 Dover Avenue  
Superior Marine & Boat Yard, Inc. – Mr. Doug Moore  
Beyel Brothers, Inc. – Mr. Danny Beyel Sr.

Inspections of Sept. 4, 2008 & March 12, 2009.

This letter of confirmation and plan of compliance is for:

Beyel Brothers, Inc.  
12 Dover Ave.  
Merritt Island, Fl. 32952  
Danny Beyel Sr.

Via email to: Lisa Kelley, Multimedia Coordinator  
John Harris, FDEP Environmental Specialist  
Leo Anglero, Central District Stormwater Specialist  
Diane Denig, Canaveral Port Authority

Letter of proposed compliance: as a result of a meeting on Monday, March 23, 2009

In attendance: Danny Beyel Sr., Owner.  
George Workman, Marine Div. Mgr.  
Otto Marchica, Merritt Island Yard Foreman  
John Eller, Corp. Safety Director

Note: Phone call to John Harris on Monday, 3-23-09, just to acknowledge and confirm receipt of email and that we have started our compliance work on Friday, 3-20-09, in the afternoon hours and the same continued through the weekend. Placed by John Eller, Corp. Safety Director.

# REVEL BROTHERS, INC.

1998 First Street, Suite 100, St. Louis, MO 63102  
Phone: (314) 833-0000 Fax: (314) 833-0000  
www.revelbrothers.com

March 23, 2009

In reference to  
your letter dated Friday, 3-19-09

and in reference to the letter from the  
Director of the Department of Environmental Protection  
dated 3/19/09, regarding the proposed  
remediation of the site located at 1998 & March St.,  
St. Louis, Missouri 63102-1000.

As stated in the letter dated 3/19/09,  
the remediation of the site is being  
performed by the Environmental Protection  
Agency (EPA) and the Missouri Department  
of Natural Resources (MNR).

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of Natural Resources (MNR).

Very truly yours,  
John E. Kelly, Director  
Missouri Department of Natural Resources  
1000 North 1st Street, Jefferson City, MO 64501

In addition, the following individuals  
are also involved in the remediation of the site:  
John E. Kelly, Director, Missouri Department of Natural Resources  
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The remediation of the site is being  
performed by the Environmental Protection  
Agency (EPA) and the Missouri Department  
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are also involved in the remediation of the site:  
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The remediation of the site is being  
performed by the Environmental Protection  
Agency (EPA) and the Missouri Department  
of Natural Resources (MNR).

**PROCEDURE FOR COMPLIANCE:**

1. We have collected all containers of liquid paints, spray paints, oils, acids, sealants, solvents, epoxy resins, degreasers, and unknown liquids (which we did identify as hydraulic fluid). The containers varied in size from one quart to 55 gallon drums.

- ALL of these containers have been removed from the property as of today 03-26-09.
- Some were relocated to other branches that could either use and/or properly re-package the same.
- Most of the larger vessels were pumped out and any residuals were removed by the hired hazmat contractor.

(Invoice on file and available)

a. **We will no longer store or have on site any containers of any size that contain hazardous class materials or materials as listed above in point no. 1.**

b. The small blue metal portable structure at issue that housed most of the paint containers was removed from the site and will never be used again due to its deterioration as previously noted.

c. We have entered and inspected all sheds, trailer boxes and covered storage areas and removed any and all products as mentioned in point no. 1. The storage units have all been closed and organized to prevent any stormwater runoff issues.

d. All vessels and/or tanks have been visually inspected and all fluids, if any, were pumped out, cleaned and sealed by the hazmat contractor on file. The tanks were sealed to prevent any stormwater runoff issues. These tanks were dated and labeled empty along with the name of the person who did the same.

e. The issue noted as two 5-gallon buckets containing hydraulic oil, were sealed and transported to our Cocoa facility the day after the initial inspection on September 4, 2008. The contents were then taken by our hired hazmat contractor who removes our waste oil products.

INTERNAL SECURITY - RACIAL MATTERS

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2. We addressed the note on the petroleum impacted soil that was observed beneath the boat, in reference to the Seamark III. During the inspection of the surface area we did not find any petroleum contamination. However, any surface areas that appeared suspect was collected and given to the hazmat disposal contractor. We also inspected the entire site and collected any other suspicious soil and deposited the same in a container which was removed by the hazmat contractor as well.

3. Otto completed an inventory of the chemicals, mostly paints, and determined what was useable and what was not. This inventory is available and will be submitted as requested.

4. Pressure water blasting at the site has been re-evaluated because of the potential for stormwater runoff issues. With our close proximity to the river we decided that it would be in our best interest to discontinue the same.

- **We have decided to discontinue our water pressure cleaning projects at this time and remove the power washing equipment from the site.**

5. The sand (Black Magic) blasting operation for the Seamark III has been inspected and evaluated. We have cleaned and removed the blasting sand and debris from the area.

- **We have suspended our sand blasting operation until we can construct the proper containment facility and have the same inspected before resuming any projects.**
- **We have captured a significant sample and will have it analyzed according to the requirement of the warning letter within the time allotted.**
- **We are re-engineering the work site for the sand blasting operation.**
  - a. We will place 6-mil. Polyethylene on the ground under the Seamark III or any other vessel that will be under our service.**
  - b. On top of the poly we will place a heavy tarp that covers the ground 100% and the perimeter will be at least 4' outside the blast area in order to capture all blasting material.**
  - c. On top of the tarp we will place plywood to help contain the blasting material as well.**
  - d. The material will be picked up at the end of each day's work and disposed of properly.**
  - e. We will finish off the protection by covering the Seamark III work area with a mesh fiber material, such as a tent structure, to prevent any dust or airborne particles.**
  - f. We will invite Tom Powers, FDEP, for an inspection as suggested in the warning letter before we re-start any blasting operations.**

6. We are preparing to apply for the NPDES storm water permit. It is our intention to become and stay compliant in this respect.



7. We are also working on completing and submitting the Stormwater Pollution Prevention Plan (SWPPP).

8. We have made contact with Leo Anglero concerning the study on thresholds for our site. We should have that completed and a response to Leo in a short period of time.

**Note: We have decided to bring in a private environmental consultant to assist us in the process of becoming compliant and maintaining our compliance status. Operating next to the "Barge Canal" we do recognize that the area is very sensitive.**

IN CONCLUSION:

We are open to your inspectors at any time and will be looking for support and assistance with these issues. Please feel free to contact us by email or phone at your convenience. **We are confident that we will be in compliance within the allotted time period.**

**Respectfully submitted**

**John Eller, Corp. Safety Director  
Beyel Brothers, Inc.**

**Cc: Danny Beyel Sr. Owner/Marine Div. Officer  
Joe Beyel, President/owner  
Tony Hillman, COO  
George Workman, Marine Div. Mgr.  
Todd McDowel, General Counsel for Beyel Brothers, Inc.  
Doug Moore, Superior Marine & Boat Yd. Inc.**

We are looking for a person who is willing to work on a contract basis. The person should have a minimum of 5 years experience in the field of...

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We have decided to bring in a person who is willing to work on a contract basis. The person should have a minimum of 5 years experience in the field of...

DECISION

We are looking for a person who is willing to work on a contract basis. The person should have a minimum of 5 years experience in the field of...

Respectfully submitted,

John Doe, Salary Director  
ABC Company Inc.

George Washington University  
1900 M Street, N.W.  
Washington, D.C. 20052  
Tel: (202) 554-4300  
Fax: (202) 554-4301