



FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

BOB MARTINEZ CENTER
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TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT
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HERSCHEL T. VINYARD JR.
SECRETARY

October 30, 2014

Via Electronic Mail
todd@ovtenvironmental.com

Bradley T. Nowland
OVT Environmental Products
720 NE 25th Avenue #38
Cape Coral, Florida 33909

Re: OVT Container

Dear Mr. Nowland:

The Petroleum Restoration Program (PRP) hereby reaffirms and updates its original acceptance of the OVT Container, by Diane Pickett, P.G. on February 23, 2012, as a headspace testing device for the field screening and delineation of petroleum hydrocarbons and other volatile organic aromatic contaminants. The OVT Container is utilized for the accumulation, extraction, and testing of headspace vapor for the field screening of petroleum contaminated sites in accordance with the site assessment requirements of subparagraph 62-780.600(5)(f), Florida Administrative Code (F.A.C.), and the procedures described in subparagraph 62-780.200(15), F.A.C. This letter of reaffirmation supersedes the original February 23, 2012 acceptance, and it updates the citing of rule numbers to reflect the June 12, 2013 renaming and renumbering of Chapter 62-770, F.A.C., as Chapter 62-780, F.A.C.

The OVT Container is not a quantitative device which satisfies the requirements for laboratory analyses described in subparagraph 62-780.600(5)(f), F.A.C., but rather a headspace testing device that satisfies the requirements for a "jar" to be used in conjunction with an organic vapor analysis instrument for headspace vapor screening for the detection of petroleum in soil, as defined in Chapter 62-780.200(15), F.A.C. The OVT Container is designed for easy and safe use in the field as an alternative to the commonly utilized mason jars with aluminum foil caps. The PRP has no reason to believe the screening results from the OVT Container would be any better or worse than the conventional method and our acceptance should not be considered an endorsement or recommendation for it to be used.

This acceptance applies to the jurisdiction of this program, which is the cleanup of petroleum pursuant to Chapter 62-780, F.A.C. Other programs within the Florida Department of Environmental Protection, or other state agencies and local governments may choose to recognize the OVT Container if their needs and requirements are similar, but this program is not responsible for applications beyond its jurisdiction.

While this program does not endorse specific or brand name assessment products, it does recognize the need to determine their acceptability from an environmental standpoint with respect to applicable rules and regulations. Vendors must market their products on their own

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merits regarding performance and cost in comparison to competing alternatives in the marketplace.

The Department emphasizes that its regulatory acceptance of a product shall not be construed as an approval, certification of performance, or as a preference over other products in any particular case. Additionally, the Program reserves the right to revoke its acceptance of any product that has been falsely represented. If there are any questions, please contact Rick Ruscito at (850) 877-1133, extension 3722.

Sincerely,



Rick Ruscito, P.E.
Ecology & Environment, Inc.
Petroleum Restoration Program - Section 6



Robert C. Cowdery, P.E.
Assistant Administrator
Petroleum Restoration Program

cc: Diane D. Pickett, P.G. – Petroleum Restoration Program/Tallahassee

History:

2/23/12
INN_187
BurLab #1321

10/30/14
INN_187a
BurLab #1321