

**Thursby, Kim**

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**From:** Curtis, Jeff [Jeff.Curtis@safety-kleen.com]  
**Sent:** Tuesday, March 20, 2007 2:36 PM  
**To:** Epost HWRS  
**Subject:** RE: Safety-Kleen Systems, Inc. Tampa; FLD 980 847 271; Operating Permit 34744-HO-005;

received

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**From:** Epost HWRS [mailto:EpostHWRS@dep.state.fl.us]  
**Sent:** Mon 3/19/2007 11:17 AM  
**To:** Curtis, Jeff  
**Cc:** pallas.jeff@epamail.epa.gov; Dregne, James; pam.iorio@tampagov.net; normanj@hillsboughcounty.org; heath\_rauschenberger@fws.gov; maryannpoole@myfwc.com; Bahr, Tim; Griffin, John; Outlaw, Douglas; Kothur, Bheem  
**Subject:** Safety-Kleen Systems, Inc. Tampa; FLD 980 847 271; Operating Permit 34744-HO-005;

In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Regulation Section is forwarding the attached document to you by electronic correspondence "e-correspondence" in lieu of a hard copy through the normal postal service.

We ask that you verify receipt of this document by sending a "reply" message to [epost\\_hwrs@dep.state.fl.us](mailto:epost_hwrs@dep.state.fl.us). If your email address has changed or you anticipate that it will change in the future, please advise accordingly in your reply. You may also update this information by contacting Kim Thursby at (850) 245-8792.

The attached document is in "pdf" format and will require Adobe Reader 6 or higher to open properly. Contact [www.adobe.com/products/acrobat/readstep2.html](http://www.adobe.com/products/acrobat/readstep2.html) to download a free copy.

Please note that our documents are sent virus free. However, if you use Norton Anti-virus software, a warning may appear when attempting to open the document. Please disregard this warning.

Your cooperation in helping us affect this process by replying as requested is greatly appreciated.

Tim Bahr  
Environmental Administrator  
Hazardous Waste Regulation  
Department of Environmental Protection  
E-Mail Address: [epost\\_hwrs@dep.state.fl.us](mailto:epost_hwrs@dep.state.fl.us)

3/29/2007



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

March 19, 2007

**Sent Via Email**

[Jeff.Curtis@Safety-Kleen.com](mailto:Jeff.Curtis@Safety-Kleen.com)

Mr. Jeff Curtis  
Environmental Health & Safety Manager  
Safety-Kleen Systems, Inc.  
5309 24<sup>th</sup> Avenue South  
Tampa, Florida 33619

SUBJECT: Safety-Kleen Systems, Inc. Tampa; FLD 980 847 271;  
Operating Permit 34744-HO-005; Hillsborough County - Hazardous Waste

Dear Mr. Curtis:

The purpose of this letter is provide Notice of Intent to Issue a Permit renewal for your facility located at 5309 24<sup>th</sup> Avenue South, Tampa, Hillsborough County, Florida, specifically for Operating of a Hazardous Waste Container and Tank Storage Facility and Implementation of HSWA Corrective Action Requirements. Please review the attached documents and ensure publication and broadcast within the time allotted.

If you have any questions or would like to discuss this matter, please contact John E. Griffin at (850) 245-8785.

Sincerely,

Tim J. Bahr, Administrator  
Hazardous Waste Regulation

TJB/jeg

cc (with enclosures):

Jeff Pallas, EPA/Region 4, [pallas.jeff@epamail.epa.gov](mailto:pallas.jeff@epamail.epa.gov)  
Jim Dregne, DEP/Tampa, [James.Dregne@dep.state.fl.us](mailto:James.Dregne@dep.state.fl.us)  
Mayor, City of Tampa, [pam.iorio@tampagov.net](mailto:pam.iorio@tampagov.net)  
Chairman, Hillsborough County Board of County Commissioners, [normanj@hillsboughcounty.org](mailto:normanj@hillsboughcounty.org)  
Heath Rauschenberger, U.S. Fish & Wildlife Service, [heath\\_rauschenberger@fws.gov](mailto:heath_rauschenberger@fws.gov)  
Mary Ann Poole, Florida Fish and Wildlife Conservation Commission [maryannpoole@myfwc.com](mailto:maryannpoole@myfwc.com)

*"More Protection, Less Process"*  
[www.dep.state.fl.us](http://www.dep.state.fl.us)



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

## FACT SHEET

March 16, 2007

**Facility Name:** Safety-Kleen Systems, Inc., Tampa, Florida  
**EPA I.D. Number:** FLD 980 847 271  
**Permit #:** Operating Permit 34744-HO-005  
**Project:** Operation of a Hazardous Waste Container and Tank Storage Facility and Implementation of HSWA Corrective Action Requirements

1. The permit is for the operation of the North and South (Flammable and Non-Flammable) Container Storage areas, a Solvent Return/Fill Station and a Tank Storage Unit. The facility also operates a hazardous waste transfer facility.
2. The facility also manages used oil, used oil filters and mercury lamps.
3. There is 15 Solid Waste Management Units (SWMUs) at the facility with no remedial action required for any of the SWMUs.
4. The facility has all required financial assurance in place.
5. There are no issues with this permit.

**STATE OF FLORIDA**  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

In the Matter of an  
Application for a Permit by:

*Safety-Kleen Systems, Inc.*  
*5309 24<sup>th</sup> Avenue South*  
*Tampa, Florida 33619*

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*DEP File No.: 34744-HO-005*  
*Hillsborough County*

**INTENT TO ISSUE**

The Florida Department of Environmental Protection (“the Department”) gives notice of its intent to issue a permit (copy enclosed) for the proposed project as detailed in the application specified above, for the reasons stated below.

On May 2006, the applicant, Safety-Kleen Systems, Inc., applied to the Department and provided supplemental information on October 9, 2006, for a permit to operate a hazardous waste container and tank storage facility and to implement corrective action at Safety-Kleen Systems Inc.’s site at Tampa, Florida. The Department has permitting jurisdiction under Section 403.722, Florida Statutes (F.S.) and Florida Administrative Code (F.A.C.) Chapters 62-4 and 62-730. The project is not exempt from permitting procedures. The Department has determined that an operating permit/a corrective action permit are required for the proposed work. The Department intends to issue the permit with the conditions included in the enclosed draft.

Pursuant to Sections 403.722 and 403.815, F.S. and Rule 62-730.292, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Newspaper Notice, and to broadcast over a local radio station the enclosed Radio Announcement. The notice shall be published one time only within 30 days of receipt of the Intent in the legal ad section of a daily, major newspaper of general circulation in the area affected. The newspaper must contain at least 25 percent of its words in the English language, be for sale to the public generally, be available to the public generally for the publication of official or other notices and customarily contain information of a public character or of interest or of value to the public. The newspaper must have been in existence for one year, unless no such newspaper exists in the affected area (See Sections 50.011 and 50.031, F.S.). Where there is more than one daily newspaper of general circulation in the county, the newspaper used must be one with significant circulation in the area that may be affected by the permit. If you are uncertain that a newspaper meets these requirements, please contact the Office of General Counsel of the Department at (850) 245-2242. The applicant shall provide proof of publication to the Department of Environmental Protection at 2600 Blair Stone Road, Mail Station #4560, Tallahassee, Florida 32399-2400; Attention: Administrator, Hazardous Waste Regulation Section, within 14 days of publication. Failure to

publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Radio Announcement shall be broadcast one time only within 30 days on a licensed commercial radio station of sufficient power to be clearly received in the area that may be affected by the permit. **Broadcast of the notice shall occur between 8:00 a.m. and 10:00 p.m.** The applicant shall provide proof of broadcast to the Department of Environmental Protection, 2600 Blair Stone Road, Mail Station #4560, Tallahassee, Florida 32399-2400; Attention: Administrator, Hazardous Waste Regulation Section, within 14 days of the broadcast. Failure to broadcast the announcement and provide proof of the broadcast within the allotted time may result in the denial of the permit.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S., or all parties reach a written agreement on mediation as an alternative remedy under Section 120.573, F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth in the enclosed Newspaper Notice. The administrative rights explained in the enclosed Newspaper Notice apply to you, as applicant and Permittee. Your 45-day period for requesting an administrative hearing begins on the date you receive this Intent.

Mediation is not available in this proceeding.

If you should have any questions please call John E. Griffin at (850) 245-8785.

Executed in Tallahassee, Florida.

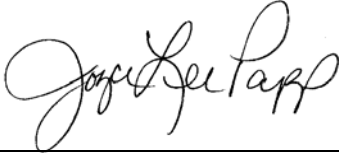
STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

A handwritten signature in black ink, reading "Charles F. Goddard". The signature is written in a cursive, flowing style.

Charles F. Goddard, Chief  
Bureau of Solid & Hazardous Waste  
2600 Blair Stone Road, MS 4550  
Tallahassee, Florida 32399-2400

## FILING AND ACKNOWLEDGMENT

**FILED**, on this date, pursuant to Section 120.52(7), F.S., with the duly designated Deputy Clerk, receipt of which is hereby acknowledged.



\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
March 19, 2007

Date

cc: Jeff Pallas, EPA/Region 4, [pallas.jeff@epamail.epa.gov](mailto:pallas.jeff@epamail.epa.gov)  
Jim Dregne, DEP/Tampa, [James.Dregne@dep.state.fl.us](mailto:James.Dregne@dep.state.fl.us)  
Mayor, City of Tampa, [pam.iorio@tampagov.net](mailto:pam.iorio@tampagov.net)  
Chairman, Hillsborough County Board of County Commissioners, [normanj@hillsboroughcounty.org](mailto:normanj@hillsboroughcounty.org)  
Heath Rauschenberger, U.S. Fish & Wildlife Service, [heath\\_rauschenberger@fws.gov](mailto:heath_rauschenberger@fws.gov)  
Mary Ann Poole, Florida Fish and Wildlife Conservation Commission  
[maryannpoole@myfwc.com](mailto:maryannpoole@myfwc.com)

Newspaper Notice:

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**NOTICE OF INTENT TO ISSUE**

THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) GIVES NOTICE OF ITS INTENT TO ISSUE A PERMIT UNDER SECTION 403.722, FLORIDA STATUTES (F.S.), AND CHAPTERS 62-4 AND 62-730, FLORIDA ADMINISTRATIVE CODE (F.A.C.) TO Safety-Kleen Systems, Inc. The permit relates to Safety-Kleen Systems, Inc., Tampa, Florida 33619, number FLD 980 847 271 and is issued as part of FDEP's hazardous waste management program, authorized pursuant to the Resource Conservation and Recovery Act and the Hazardous and Solid Waste Amendments (RCRA/HSWA).

The draft permit contains the conditions for Operating Permit 34744-HO-005. The permit is for the purpose of continued operation of a hazardous waste container and tank storage facility at the Safety-Kleen Branch Service Center located at 5309 24th Avenue South in Tampa, Florida.

Copies of the application and the draft permit are available for public inspection during normal business hours 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the FDEP Tampa District Office, 13051 North Telecom Parkway, Temple Terrace, Florida 33637, (813)632-7600, and at Division of Waste Management, Bureau of Solid & Hazardous Waste (BSHW), Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850) 245-8785.

A person whose substantial interests are or will be affected by the Intent to Issue may petition for an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in FDEP's Office of General Counsel, Agency Clerk, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant and any parties entitled to written notice under Section 120.60(3), F.S. must be filed within 45 days of receipt of the Intent. Petitions filed by any other persons must be filed within 45 days of publication of this notice or receipt of the Intent, whichever occurs first. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within this time period shall constitute a waiver of that person's right to request a hearing under Sections 120.569 and 120.57, F.S. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which FDEP's action is based must contain the following information:

(a) The name, address, and telephone number of each petitioner, the applicant's name and address, the FDEP Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of FDEP's proposed action; (c) A statement of how each petitioner's substantial interests are affected by FDEP's proposed action;

(d) A statement of all material facts disputed by petitioner, or a statement that there are no disputed facts; (e) A statement of facts which petitioner contends warrant reversal or modification of FDEP's proposed action; (f) A statement of which rules or statutes the petitioner contends require reversal or modification of FDEP's proposed action; and (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants FDEP to take with respect to the proposed action.

A petition that does not dispute the material facts on which FDEP's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that FDEP's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of FDEP have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Any person may request a public meeting regarding the proposed permitting decision pursuant to Section 403.722(10), F.S. A request for a public meeting is not equivalent to a request for a formal or informal administrative hearing. Public meetings are not evidentiary in nature, and information submitted at a public meeting is for non-binding consideration only. A public meeting is not subject to court or appellate review. A request for a public meeting must be filed (received) in the Office of General Counsel, Agency Clerk, within 45 days of publication of this notice. Failure to file a request for a public meeting within this time period shall constitute a waiver of any right such a person may have to request a meeting under Section 403.722(10), F.S.

Mediation is not available in this proceeding.



Radio Announcement:

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
**NOTICE OF INTENT TO ISSUE**

The Florida Department of Environmental Protection gives notice of its intent to issue a permit to Safety-Kleen Systems, Inc., Tampa, Florida, I.D. number FLD 980 847 271 . The permit is to be issued under Section 403.722, Florida Statutes, and Chapters 62-4 and 62-730, Florida Administrative Code, as authorized by the Resource Conservation and Recovery Act and the Hazardous and Solid Waste Amendments (“RCRA/HSWA”). The permit/permit contains conditions for continued operation of a hazardous waste container and tank storage facility at the Safety-Kleen Branch Service Center located at 5309 24th Avenue South in Tampa, Florida.

A person who is or will be substantially affected by the Department’s proposed permitting decision may file a petition for an administrative hearing in accordance with Sections 120.569 and 120.57, Florida Statutes. Any person may request a public meeting pursuant to Section 403.722(10), Florida Statutes. A petition for an administrative hearing or a request for a public meeting must be filed with the Agency Clerk, Office of General Counsel within forty-five days of this announcement.

Mediation is not available in this proceeding.

For more information concerning the hearing process and the necessary time frames for filing, please contact the Office of General Counsel at (850) 245-2242. Copies of the application and the draft permit are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department’s Hazardous Waste Regulation Section, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400, (850) 245-8785; and at the Department of Environmental Protection, [Tampa District Office, 13051 North Telecom Parkway, Temple Terrace, Florida 33637 \(813\)632-7600.](#)

[Note to announcer: “RCRA/HSWA” is pronounced Wreck-Rah Hizz-Wah.]



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blairstone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

## PERMITTEE:

Safety-Kleen Systems, Inc.  
5309 24th Avenue South  
Tampa, Florida 33619

## Attention:

Mr. Jeff Curtis

## PERMIT/CERTIFICATION:

I.D. Number: FLD 980 847 271

Permit No.: 34744-HO-005

County: Hillsborough

Issue Date: **DRAFT**

Expiration Date: November 23, 2011

Latitude / Longitude: 27°55'21"N / 82°2304'W

Section / Township / Range: 27 / 295 / 19E

Project: Operation of a Hazardous Waste Container  
and Tank Storage Facility and Implementation of  
HSWA Corrective Action Requirements

Pursuant to authorization obtained by the Florida Department of Environmental Protection (FDEP) under the Resource Recovery and Conservation Act [42 United States Code (U.S.C.) 6901, *et seq.*, commonly known as RCRA] and the Hazardous and Solid Waste Amendments of 1984 (HSWA), this permit is issued under the provisions of Section 403.722, Florida Statutes (F.S.) and Chapters 62-4, 62-160, 62-730, 62-777 and 62-780, Florida Administrative Code (F.A.C.) The above-named Permittee is hereby authorized to perform the work or operate the facility shown on the application dated May 2006 and the related submittal dated October 9, 2006, and approved drawing(s), plans, and other documents attached hereto or on file with the Department and made a part hereof. The RCRA-regulated units are specifically described as follows:

This permit will authorize the Permittee to operate a hazardous waste container and tank storage facility at the Safety-Kleen Branch Service Center located at 5309 24th Avenue South in Tampa, Hillsborough County, Florida. A diagram of the site layout is included as Attachment I.

Wastes accepted and stored at this facility are as follows:

- D001-D002, D004-D011, D018-D019, D021-D030, D032-D043
- F001-F005
- Fluid Recovery Service Wastes (waste codes assigned by the generator)

A. RCRA Regulated Units. This facility operates the following permitted hazardous waste management units:

### 1. North Storage Building

This hazardous waste container storage building has dimensions of approximately 30 feet by 29.5 feet. The layout of the building is shown in Attachment II. The building is designed to store a maximum volume of 5,200 gallons (equivalent to 95 55-gallon drums). The building has a concrete floor and collection trenches to provide secondary containment. This area is not being used to store Hazardous Waste at the present time and the facility will notify the Department prior to use the area to store Hazardous Waste.

Permittee: -  
Safety-Kleen Systems, Inc.  
5309 24th Avenue South  
Tampa, Florida 33619

EPA I.D. Number: FLD 980 847 271  
Permit/Certification Number: 34744-11001-005  
Expiration Date; November 23, 2011

2. South Storage Building (Flammable)

This hazardous waste container storage building has dimensions of approximately 40 feet by 40 feet. The layout of the building is shown in Attachment II. The building is designed to store a maximum volume of 12,749 gallons (equivalent to 232 55-gallon drums). The building has been specifically designed and built for the storage of ignitable and reactive hazardous wastes.

3. South Storage Building (Non-Flammable)

This hazardous waste storage container storage building has dimensions of approximately 40 feet by 58 feet. The layout of the building is shown in Attachment II. The building is designed to store a maximum volume of 41,220 gallons (equivalent to 750 55-gallon drums). The building has a concrete floor and collection trenches to provide secondary containment.

The facility's secondary containment areas have been coated with Sikagard® 62 sealant or equivalent.

4. Solvent Return/Fill Station

The North and South Buildings are separated by the Solvent Return/Fill Station. The return/fill station is a 50'x 80' roofed area located between the north and south buildings. Spent parts washer solvents (composed of mineral spirits parts washer solvent 105, premium solvent and Actrel') enter the storage tank referenced below via any one of the two active dumpsters located in the return/fill station. Continued use solvent is placed in a dedicated vessel prior to being pumped into the drum washer. Spent continued use solvent is then pumped to the hazardous waste storage tank referenced below. A diagram of the return/fill station is included as Attachment III.

5. Tank Storage

The tank farm has three (3) aboveground, vertical, steel storage tanks with a capacity of 15,000 gallons each. A diagram of the tank farm is included as Attachment IV. One (1) tank is used to store waste parts washer solvent. The other two tanks are used to store fresh parts washer solvent and are not considered RCRA tanks. All tanks are underlain by a 49.5'x 18.5' concrete slab surrounded by a 3.9 foot high concrete walls. A fabric cover installed over the tank farm eliminates precipitation from accumulating inside the containment area.

In addition to the above permitted units, the Permittee also operates a hazardous waste transfer facility at this site. The Permittee shall operate the transfer facility in accordance with Chapter 62-730.171, F.A.C., which limits storage of manifested hazardous waste on-site to a maximum of ten (10) days. Those waste types identified as transfer facility wastes are the Fluid Recovery Services (FRS) wastes.

B. Other Activities

1. Safety-Kleen has registered as a used oil and used oil filter transporter and transfer facility in accordance with Chapter 62-710, F.A.C.
2. Safety-Kleen has registered as a transporter and store of mercury containing lamps and devices that are regulated in accordance with Chapter 62-737, F.A.C.

Permittee: -  
Safety-Kleen Systems, Inc.  
5309 24th Avenue South  
Tampa, Florida 33619

EPA I.D. Number: FLD 980 847 271  
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### C. Solid Waste Management Units

Fifteen Solid Waste Management Units have been identified at the facility in the RCRA Facility Assessment dated December 1, 1989 and in Appendix A of this permit. No remedial corrective action is required at the facility.

#### HSWA Units Not Undergoing Remedial Activities

- SWMU-1      Service Center Drum Storage Area and Associated Trench
- SWMU-2      Drummed Dry Cleaning and Paint Waste Unloading Dock
- SWMU-3      Solvent Return Wet Dumpsters (3) [One wet dumpster has been removed]
- SWMU-4      Spill Containment Area Below the Fill Shelters
- SWMU-5      Drum Rinsing Area
- SWMU-6      Waste Solvent Storage Tank
- SWMU-7      Stormwater Ditch
- SWMU-8      Accumulation Center Drum Storage Area and Associated Trench
- SWMU-9      Drummed Waste Loading Docks (3)
- SWMU-10      Drummed Flammable Waste Storage Room
- SWMU-11      Old Dumping Ground
- SWMU-12      Stormwater Retention Pond
- SWMU-13      Antifreeze Tank
- SWMU-14      Used Oil Filter Containers
- SWMU-15      Empty Used Oil Filter Containers

The Permittee is required to investigate any releases of hazardous waste or hazardous constituents at the facility regardless of the time at which waste was placed in a unit and to take appropriate corrective action for any such releases. Solid Waste Management Unit(s) (SWMU) and Area(s) of Concern (AOC) identified to date are listed in Appendix A. Pursuant to 40 Code of Federal Regulations (CFR) 260.10 [as adopted by reference in Rule 62-730.020(1)], the corrective action requirements of this RCRA permit extend to all contiguous property under the control of the Permittee (see Attachment I, a map which demarks the property boundaries of land under the Permittee's control) and to all contamination that originated from discharges at the contiguous property under control of the Permittee.

This permit is based on the premise that information and reports submitted by the Permittee prior to issuance of this permit are accurate. Any inaccuracies found in this information or information submitted as required by this permit may be grounds for termination or modification of this permit in accordance with Rule 62-730.290, F.A.C. and potential enforcement action.

Compliance with this RCRA permit constitutes compliance for purposes of enforcement with Subtitle C of RCRA, except for those requirements not included in the permit which become effective by statute; are promulgated under 40 CFR Part 268 restricting placement of hazardous waste in or on the land; or are promulgated under 40 CFR Part 264 regarding leak detection systems for new and replacement surface impoundments, waste piles, landfill units, lateral expansions of surface impoundments, waste piles, and landfill units, as specified in 40 CFR 270.4. Compliance with the terms of this permit does not constitute a defense to any order issued or any action brought under Section 3008(a), 3008(h), 3004(v), 3008(c), 3007, 3013 or Section 7003 of RCRA, Sections 104, 106(a), 106(e), or 107 of the Comprehensive

Permittee: -  
Safety-Kleen Systems, Inc.  
5309 24th Avenue South  
Tampa, Florida 33619

EPA I.D. Number: FLD 980 847 271  
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Expiration Date; November 23, 2011

Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 *et seq.*, commonly known as CERCLA), or any other law providing for protection of public health or the environment.

The facility is located at 5309 24<sup>th</sup> Avenue South, Tampa, Florida.

The following documents were used in the preparation of this permit:

1. Operating permit renewal application filed on DEP Form 62-730.900(2) and related submittals dated June 21, and October 18, 1996 and submittals dated March 6, May 8, June 2, and June 19, 1997.
2. Two permit modifications, 34744-HOMM-002 and 34744-HOMM-003 dated June 11, 1998, and October 4, 2000, respectively.
3. Operating permit application filed on DEP Form 62-730.900(2) dated May 29, 2001, and related submittal dated August 30, 2001 and HSWA permit FLD 980 847 271 originally issued by the US Environmental Protection Agency on October 30, 1991.
4. Operating permit application filed on DEP Form 62-730.900(2) dated May 2006 and related submittal dated October 9, 2006.

Permittee: -  
Safety-Kleen Systems, Inc.  
5309 24th Avenue South  
Tampa, Florida 33619

EPA I.D. Number: FLD 980 847 271  
Permit/Certification Number: 34744-11001-005  
Expiration Date; November 23, 2011

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Permittee: -  
Safety-Kleen Systems, Inc.  
5309 24th Avenue South  
Tampa, Florida 33619

EPA I.D. Number: FLD 980 847 271  
Permit/Certification Number: 34744-11001-005  
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## **PART I - GENERAL AND STANDARD CONDITIONS**

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are “permit conditions” and are binding and enforceable pursuant to Sections 403.141 and 403.727, F.S. The Permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in Sections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the Permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the Permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The Permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the Permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The Permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
  - a. Have access to and copy any records that must be kept under conditions of the permit;
  - b. Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
  - c. Sample or monitor any substances or parameters at any location reasonable necessary to assure compliance with this permit or Department rules. Reasonable time may depend on the nature of the concern being investigated.

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8. Permittee shall comply with the following notification and reporting requirements:

- a. Reports of compliance or noncompliance with, or any progress reports on, requirements in any compliance schedule shall be submitted no later than 14 days after each schedule date.
- b. If, for any reason, the Permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the Permittee shall immediately provide the Department with the following information:
  - (1). A description of and cause of noncompliance; and
  - (2). The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance. The Permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.
- c. Notification of any noncompliance which may endanger health or the environment, including the release of any hazardous waste that may endanger public drinking water supplies or the occurrence of a fire or explosion from the facility which could threaten the environment or human health outside the facility, shall be reported verbally to the Department within 24 hours, and a written report shall be provided within five (5) days. The verbal report shall include the name, address, I.D. number, and telephone number of the facility, its owner or operator, the name and quantity of materials involved, the extent of any injuries, an assessment of actual or potential hazards, and the estimated quantity and disposition of recovered material. The written submission shall contain:
  - (1). A description and cause of the noncompliance.
  - (2). If not corrected, the expected time of correction, and the steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.
- d. Permittee shall comply with the "Notices" provisions of Rule 62-780.220, F.A.C.
- e. The Permittee shall give written notice to the Department as soon as possible of any planned physical alterations or additions, including Permittee-initiated emergency response or interim source removal. The notice shall include at a minimum, a summary of the planned change, the reason for the planned change, a discussion of the impact(s) the planned change will have on the ability to investigate contamination at or from the SWMU or AOC, and a discussion of the impact(s) the planned change will have on the known or suspected contamination.
- f. The Permittee shall revise **"Part I - General" of the Application for a Hazardous Waste Facility Permit** [DEP Form 62-730.900(2)(a)] and submit the revised form to the Department within 30 days of any changes in the Part I information.
- g. Biennial report. A biennial report covering facility activities during the previous calendar year shall be submitted by March 1 of each even numbered year pursuant to Chapter 62-730, F.A.C.



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- h. Unmanifested waste report. The Permittee shall submit an unmanifested waste report to the Department within 15 days of receipt of unmanifested waste.
  - i. Manifest discrepancy report. If a significant discrepancy in a manifest is discovered, the Permittee shall attempt to rectify the discrepancy. If not resolved within 15 days after the waste is received, the Permittee shall immediately submit a letter report, including a copy of the manifest, to the Department.
9. In accepting this permit, the Permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is proscribed by Section 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.
10. The Permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the Permittee does not waive any other rights granted by Florida Statutes or Department rules. A reasonable time for compliance with a new or amended surface water quality standard, other than those standards addressed in Rule 62-302.500, F.A.C., shall include a reasonable time to obtain or be denied a mixing zone for the new or amended standard.
11. This permit is transferable only upon Department approval in accordance with Rules 62-4.120 and 62-730.290(6) F.A.C., as applicable. The Permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department. Before transferring ownership or operation of this facility during the term of this permit, the Permittee must notify the new owner or operator in writing of the requirements of 40 CFR Part 264 and Chapter 62-730, F.A.C. [40 CFR 264.12(c)].
12. This permit or a copy thereof shall be kept at the work site of the permitted activity. In the event that there is no building or reasonable repository for such a copy at the work site, then the permit or a copy thereof shall be kept at an alternate location agreed to by the Department.
13. This permit also constitutes:
- a. Determination of Best Available Control Technology (BACT);
  - b. Determination of Prevention of Significant Deterioration (PSD);
  - c. Certification of compliance with state Water Quality Standards (Section 401, PL 92-500); and
  - d. Compliance with New Source Performance Standards.
14. The Permittee shall comply with the following recordkeeping requirements:
- a. Upon request, the Permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.

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- b. The Permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit; copies of all reports required by this permit; records of all data used to complete the application for this permit; and all monitoring data required by 40 CFR Part 264 Subparts F and G, and 40 CFR 264.228. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.
- c. Records of monitoring information shall include at a minimum:
  - (1). The date, exact place, and time of sampling or measurements;
  - (2). The person responsible for performing the sampling or measurements;
  - (3). The dates analyses were performed;
  - (4). The person responsible for performing the analyses;
  - (5). The analytical techniques or methods used; and
  - (6). The results of such analyses.
- d. As a generator of hazardous waste, the Permittee shall retain a copy of all notices, certifications, demonstrations, waste analysis data, and other documentation produced pursuant to 40 CFR Part 268 for at least three (3) years from the date that the waste which is the subject of such documentation was last sent to on-property or off-property treatment, storage, or disposal, or until remedial activity is completed, whichever date is later. These periods may be extended by request of the Department at any time and are automatically extended during the course of any unresolved enforcement action regarding this facility.
- e. The Permittee shall keep a written operating record at the facility, which includes:
  - (1). The results of any waste analysis;
  - (2). Copies of manifests for three (3) years (40 CFR 264.71, 264.72 and 264.76);
  - (3). The results of inspections;
  - (4). The closure plan, postclosure plan, and corrective measures (remedial action) plans for each applicable SWMU and AOC, along with cost estimates for each plan;
  - (5). Inspections of emergency and safety equipment (Specific Condition 26 of this Part);
  - (6). Biennial reports;
  - (7). Personnel training records (Specific Condition 13 of this Part);
  - (8). The Waste Minimization Program Plan (Specific Condition 20 of this Part);

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- (9). Biennial certification of waste minimization;
  - (10). The description and quantity of each hazardous waste [received/generated];
  - (11). The location of each hazardous waste within the facility and the quantity at location;
  - (12). Notices to generators as specified in 40 CFR 264.12(b);
  - (13). A log of dates of operations and unusual events; and
  - (14). A summary report and details of incidents that require implementation of the contingency plan.
15. When requested by the Department, the Permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the Permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.
16. Except as otherwise specifically provided in this permit, all submittals in response to permit conditions shall be as follows:
- a. One (1) hard and one (1) electronic copy shall be sent to:  
  
Environmental Administrator  
Hazardous Waste Regulation Section  
M.S. 4560  
Bureau of Solid and Hazardous Waste  
Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400
17. All documents submitted pursuant to the conditions of this permit shall be accompanied by a cover letter stating the name and date of the document submitted, the number(s) of the Specific Condition(s) affected, and the permit number and project name of the permit involved. All documents proposing modifications to the approved permit and involving the practice of engineering must be submitted to the Department for review and be signed, sealed, and certified by a Professional Engineer registered in the State of Florida, in accordance with Chapter 471, F.S. and Rule 62-730.220(9), F.A.C.
18. All submittals incorporating interpretation of geological data shall be signed and sealed by a Professional Geologist registered in the State of Florida in accordance with Chapter 492, F.S. and Rule 62-730.220(10), F.A.C.
19. All reports or information required by the Department or provided by a hazardous waste Permittee shall be signed by a person authorized to sign a permit application.

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20. The Department of Environmental Protection's 24-hour emergency telephone number is (850) 413-9911 or (800) 320-0519. During normal business hours, the DEP District Office may be contacted at (813) 632-7600.

21. The following conditions apply to permit modification and revocation of this permit:

- a. The Department may modify, revoke, reissue or terminate for cause this permit in accordance with Chapters 62-4 and 62-730, F.A.C. The filing of a request for a permit modification, revocation, reissuance, or termination or the notification of planned changes or anticipated noncompliance on the part of the Permittee does not stay the applicability or enforceability of any permit condition. The Permittee may submit any subsequent modifications to the Department for approval. These revisions shall meet the requirements of Rule 62-730.290, F.A.C., and the fee requirements of Chapter 62-730 and Rule 62-4.050, F.A.C. The Permittee shall submit the revisions to the addresses in Condition 16 of this Part. The Permittee shall submit a copy of the cover letter accompanying the revisions and the fee to:

Florida Department of Environmental Protection  
Post Office Box 3070  
Tallahassee, Florida 32315-3070

The modification fee may also be submitted electronically. However, if Permittee intends to submit the modification fee electronically, Permittee shall obtain instructions from the Department on how to submit the renewal fee electronically PRIOR to attempting such submittal and shall follow such instructions in making the electronic fee submittal.

- b. If at any time the Department or the Permittee determines that modification of to required time frames are necessary, the permit may be modified to reflect the change(s), with Department approval. If the Department determines that steps or dates in the permit may be changed, combined or streamlined without modification of the permit, it may do so with the concurrence of the Permittee following the guidance of the most recent RCRA reforms.

22. Prior to 180 calendar days before the expiration of this permit, the Permittee shall submit a complete application for the renewal of the permit on forms and in a manner prescribed by the Department unless postclosure care and all corrective action have been completed and accepted by the Department. If the Permittee allows this permit to expire prior to Department acceptance of the certification of postclosure and termination of all corrective action, the Permittee must reapply for a postclosure permit in accordance with DEP Form 62-730.900(2), F.A.C. The Permittee shall submit the renewal to the addresses in Specific Condition 1 of this Part. The Permittee shall submit one (1) copy of the cover letter accompanying the renewal and the fee to:

Florida Department of Environmental Protection  
Post Office Box 3070  
Tallahassee, Florida 32315-3070

The renewal fee may also be submitted electronically. However, if Permittee intends to submit the renewal fee electronically, Permittee shall obtain instructions from the Department on how to submit the renewal fee electronically PRIOR to attempting such submittal and shall follow such instructions in making the electronic fee submittal.

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23. The Permittee shall comply with those sections of 40 CFR Part 124 specified in Rule 62-730.200(3), F.A.C., 40 CFR Parts 260 through 268, and 40 CFR Part 270 as adopted in Chapter 62-730, F.A.C., until released from postclosure care requirements and all facility-wide corrective action requirements.
24. The Permittee shall comply with the security provisions of 40 CFR 264.14 and the facility security provisions at Section 4 of the permit application dated May 2006.
25. This facility is a suspected or confirmed contaminated facility where there may be a risk of exposure to the public, and therefore, the Permittee must comply with the warning sign requirements of Section 403.7255, F.S., and Rule 62-730.225(3), F.A.C. The Permittee is responsible for supplying, installing and maintaining the warning signs.
26. The Permittee shall visually inspect the facility emergency and safety equipment in accordance with 40 CFR 264.15 and Section 5 of the permit application dated May 2006, during permitted activities. The Permittee shall remedy any deterioration or malfunction discovered by an inspection, in accordance with the requirements of 40 CFR 264.15(c). A schedule for the inspection of the facility emergency and safety equipment must be maintained as the operating record of the facility. Changes, additions, or deletions to the schedule must be approved in writing by the Department.
27. The Permittee shall comply with the following conditions concerning preparedness and prevention:
  - a. At a minimum, the Permittee shall have the equipment available at the facility which are described in Section 5 of the permit application dated May 2006, as required by 40 CFR 264.32.
  - b. The Permittee shall test and maintain the equipment specified in Specific Conditions 12 and 15.a of this Part as necessary to assure its proper operation in time of emergency, as required by 40 CFR 264.33.
  - c. The Permittee shall maintain access to the communications or alarm system, as required by 40 CFR 264.34.
  - d. The Permittee shall maintain arrangements with State and local authorities as required by 40 CFR 264.37. If State or local officials refuse to enter into preparedness and prevention arrangements with the Permittee, the Permittee must document this refusal in the operating record.
  - e. At a minimum, the Permittee shall maintain aisle space as required by 40 CFR 264.35.
28. The conditions in this permit shall take precedence over the permit application documents where there are differences between these documents and the permit conditions.
29. The Permittee may claim confidential any information required to be submitted by this permit in accordance with Rule 62-730.100(3), F.A.C.
30. All work plans, reports and schedules and other documents ("submittals") required by this permit are subject to approval by the Department prior to implementation. The Department will review the submittals and respond in writing. Upon written approval by the Department, the Permittee shall

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implement all work plans, reports and schedules as provided in the approved submittal. If the Department disapproves a submittal, the Department may:

- a. Notify the Permittee in writing of the reason(s) why the submittal does not contain information adequate to support the conclusion, alternative, plan, proposal or recommendation, or why the conclusion, alternative, plan, proposal or recommendation is not supported by the applicable criteria. In this case the Permittee shall submit a revised submittal within 60 days of receipt of the Department's disapproval; or
  - b. Revise the submittal, or approve the submittal with conditions, and notify the Permittee of the revisions or conditions. In the case of work plans, the Department may notify the Permittee of the start date of the schedule within the revised or conditionally approved work plan.
31. Any dispute resolution will be conducted in accordance with Chapter 120, F.S. (Administrative Procedures Act), Chapter 28-106, F.A.C. and the Department's existing rules and procedures.
32. The following conditions apply to land disposal (placement) of hazardous wastes:
- a. 40 CFR Part 268 identifies hazardous wastes that are restricted from land disposal and defines those limited circumstances under which an otherwise prohibited waste may continue to be placed on or in a land treatment, storage, or disposal unit. The Permittee shall maintain compliance with the requirements of 40 CFR Part 268. Where the Permittee has applied for an extension, waiver, or variance under 40 CFR Part 268, the Permittee shall comply with all restrictions on land disposal under this Part once the effective date for the waste has been reached pending final approval of such application.
  - b. A restricted waste identified in 40 CFR Part 268 Subpart C may not be placed in a land disposal unit without further treatment unless the requirements of 40 CFR Part 268 Subparts C and/or D are met.
  - c. The storage of hazardous wastes restricted from land disposal under 40 CFR Part 268 is prohibited unless the requirements of 40 CFR Part 268 Subpart E are met.
33. The Permittee shall implement remedial activities beyond the facility boundary where necessary to protect human health and the environment, unless the Permittee demonstrates to the satisfaction of the Department that, despite the Permittee's best efforts, as determined by the Department, the Permittee was unable to obtain the necessary permission to undertake such actions. The Permittee shall use all reasonable efforts, including but not limited to correspondence, telephone calls, personal contacts, drafting and redrafting agreements, and payment of a fee, to obtain any access to real property necessary for work to be performed in the implementation of this permit. If necessary access cannot be obtained by the Permittee, or if obtained, is revoked by owners or entities controlling access to the properties to which access is necessary, the Permittee shall notify the Department within five (5) business days of such refusal or revocation. The Department may at any time thereafter seek to obtain such access as is necessary to implement the terms of this permit. The Permittee shall reimburse the Department for any damages, costs, or expenses, including expert and attorneys' fees, that the Department is ordered to pay, or that the Department incurs in connection with its efforts to obtain necessary access to said property. The Permittee shall pay these sums to the Department, or arrange a payment schedule with the Department, within 30 days of demand by the Department. The

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Permittee is not relieved of all responsibility to clean up a release that has migrated beyond the facility boundary where off-property access is denied. On-site measures to address such releases will be determined on a case-by-case basis.

34. The Permittee shall maintain compliance with 40 CFR Part 264, Subpart H - Financial Requirements and Rule 62-730.180(6), F.A.C. All submittals in response to this Specific Condition shall be submitted to:

Financial Assurance M.S. 4560  
Hazardous Waste Regulation Section  
Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Financial assurance shall be based on estimates of the costs to close the facility and to implement postclosure care and/or corrective action (including the assessment phase and interim measures) (collectively referred to hereinafter as "remedial activities") for a period of 30 years starting upon the issuance of this permit, unless this period is shortened or increased by the Department in a permit renewal or modification. The Permittee shall include cost estimates with every work plan required by this permit. Cost estimates are subject to review and approval by the Department. In the event the total cost estimate for all remedial activities increases beyond the amount provided by Permittee, the financial assurance instrument(s) must be updated accordingly. Pursuant to 40 CFR Part 264 Subpart H and associated financial instruments, facilities using a trust fund, letter of credit, financial guarantee bond, performance bond, or closure insurance must increase the amount of financial assurance within 60 days of the estimate increase. Those facilities using a financial test must cover the estimate increase in the next scheduled submittal. If the estimate increase causes the inability of the facility to provide financial assurance through its currently selected mechanism, alternate financial assurance must be provided within 60 days. If contamination from the facility goes beyond the property boundary, the Permittee shall provide assurances of financial responsibility for completion of corrective action beyond the property boundary.

## **PART II - OPERATING CONDITIONS**

1. The Permittee shall notify the Department in writing four (4) weeks prior to receipt of hazardous waste from a foreign source. Notice of subsequent shipments of the same waste from the same foreign source is not required. [40 CFR 264.12(a)]
2. Facility personnel must successfully complete the approved training program indicated in Section 6 of the permit application dated May 2006, within six (6) months of employment or assignment to a facility or to a new position at the facility. Verification of this training must be kept with the personnel training records and maintained at the facility. Personnel shall not work unsupervised until training has been completed. The training must be reviewed by facility personnel at least annually. The Permittee shall maintain an updated list of personnel handling hazardous waste and their respective job titles at the facility [40 CFR 264.16].

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3. The Permittee shall maintain and operate the facility to minimize the possibility of fire, explosion or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment.
4. The Contingency Plan must be reviewed periodically and immediately amended and distributed to the appropriate agencies if any criteria in 40 CFR 264.54 are met. Amendments to the plan must be approved in writing by the Department.
5. The Permittee shall comply with the following conditions concerning the Contingency Plan:
  - a. The Permittee shall immediately carry out the provisions Section 5 of the permit application dated May 2006, and follow the emergency procedures described by 40 CFR 264.56, whenever there is a fire, explosion, or release of hazardous waste or hazardous waste constituents which threatens or could threaten human health or the environment. The Permittee shall give proper notification if an emergency situation arises and, within five (5) calendar days, must submit to the Department a written report which includes all information required in 40 CFR 264.56(j).
  - b. The Permittee shall comply with the requirements of 40 CFR 264.53.
  - c. Within seven (7) calendar days of meeting any criterion listed in 40 CFR 264.54(a), (b) and (c), the Permittee shall amend the plan and submit the amended plan for Department approval. Any other changes to the plan must be submitted to the Department within seven (7) days of the change. All amended plans must be distributed to the appropriate agencies.
  - d. The Permittee shall comply with the requirements of 40 CFR 264.55, concerning the emergency coordinator.
6. Sampling and analysis of permitted and new hazardous wastes shall be conducted in accordance with Section 7 – Waste Analysis Plan of the permit application (40 CFR 264.13).
7. The Permittee shall comply with 40 CFR 264.73(b)(9) and Section 3005(h) of RCRA, 42 U.S.C. 6925(h). The Permittee must certify, no less often than annually, that:
  - a. The Permittee has a program in place to reduce the volume and toxicity of hazardous waste generated to the degree determined by the Permittee to be economically practicable;
  - b. The proposed method of treatment, storage or disposal is the most practicable method available to the Permittee, which minimizes the present and future threat to human health and the environment; and
  - c. The Permittee shall maintain copies of certification in the facility operating record as required by 40 CFR 264.73(b)(9).
8. In addition to the copies sent to the Hazardous Waste Regulation Section in Tallahassee, one (1) copy of all submittals in response to permit conditions in this Part shall be sent to the district office at:

Hazardous Waste Supervisor  
Department of Environmental Protection



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13051 North Telecom Parkway,  
Temple Terrace, Florida 33637-0926

## **PART III – CONTAINER STORAGE**

1. Container storage shall be conducted within the areas of the facility as depicted in Attachment II. Total container storage volume within these permitted areas shall not exceed 59,169 gallons as per Section 8.1 of the permit application. Any change to the container storage arrangement requires prior Department approval.
2. The Temporary Staging Area shall be that which is depicted in Figures 8.1-1 and 8.1-3 in the permit application. Waste containers in the temporary storage area shall bear information as to the date and time staged and the subsequent destination of the waste container. Containers may be temporarily staged for a maximum of three (3) business days.
3. Containers shall be kept closed except when adding or removing waste and shall be handled in a manner that will not allow the containers to rupture or leak. If a container holding hazardous waste is not in good condition, or begins to leak, the waste shall be transferred to another container in good condition. [40 CFR264.171 and 40 CFR264.173]
4. The Permittee shall use containers that are compatible with the hazardous waste to be stored. [40 CFR 264.172]
5. The Permittee shall not store incompatible waste in containers or place it in unwashed containers that have previously held incompatible waste. [40 CFR 264.177]
6. The Permittee shall inspect the container loading/unloading areas as well as the container storage areas in accordance with the schedule and procedures identified in Section 8.4 of the permit application and 40 CFR 264.174.
7. Hazardous waste must be compatible with the secondary containment systems and liners of the storage area.
8. The Permittee shall not store incompatible waste in the same area or in areas having the same containment systems. Incompatible waste shall be physically separated by a dike, berm or other approved device in accordance with 40 CFR 264.177(c) requirements.
9. The Permittee shall remove spilled or leaked waste in the container storage areas, sumps, and secondary containment collection systems the same day the waste is discovered by the daily inspection in order to reduce potential overflow of the collection system [40 CFR 264.175(b)(5)].
10. The secondary containment provided at the container loading/unloading areas shall be clear of any liquids and/or debris at all times. Any rain water accumulation or non-hazardous waste debris present in these areas shall be removed within 24 hours or in a timely manner as possible.

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11. The Permittee shall inspect the integrity of all containment areas to insure that it is free of cracks or gaps, and the concrete sealant remains impervious to leaks.
12. The Permittee shall comply with the 15 meters (50 foot) setback rule concerning the storage of ignitable and reactive wastes in containers. [40 CFR Part 264.176]
13. The Permittee may store non-regulated materials in the regulated storage area provided:
  - a. The Permittee complies with the requirements of 40 CFR 264.175 and includes the volume of non-regulated materials in calculating the total volume of liquid to be stored in the regulated storage area.
  - b. The Permittee shall maintain the required aisle spacing in the storage area for both the regulated and non-regulated materials in accordance with 40 CFR 264.35.
  - c. The Permittee assures that non-regulated materials have labels indicating the contents of the containers and that the materials are non-regulated.
  - d. The Permittee provides a written record of non-regulated material in the facility operating record of any non-regulated materials in the regulated storage area. The notice shall include:
    - i). Description and quantity of each type of non-regulated material received.
    - ii). Location of each type of non-regulated material within the facility and quantity at each location.
    - iii). Waste analysis or equivalent documentation that the material is not regulated.
    - iv). Documentation of the compatibility of the non-regulated materials with all other materials already present in the storage area.
14. The Permittee shall manage all containers, including containers in staging areas and containers of non-regulated materials, in the manner described in this part of the permit to ensure that a release of hazardous waste or hazardous constituents will not occur.
15. The Permittee shall ensure that those containers being managed under the transporter/transfer station requirements of 40 CFR Part 263 is clearly identified.
16. All service vehicle trucks and tractor trailers shall be situated over a manmade surface that has emergency liquid containment or at one (1) of the unloading areas when the vehicle contains hazardous waste.
17. Vehicles with incoming shipments of hazardous waste shall be unloaded into the appropriate storage area within three (3) consecutive working days of the vehicle's arrival. Vehicles being loaded for outgoing shipment shall leave the facility within five (5) consecutive working days of the first container of hazardous waste being placed on the vehicle. Documentation of the above

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shall be maintained in the facility's operating record. This condition does not apply to vehicles transporting hazardous waste for which the Permittee is acting solely as a transfer facility. Appropriate documentation verifying transfer facility activity shall be maintained in accordance with 62-730.171, F.A.C.

## **PART IV - TANK SYSTEM**

Tank system, for Part III of this permit, is defined as the tank storage unit, appurtenant equipment and associated secondary containment structures.

1. The Permittee is allowed to store only used parts washer solvent in one (1) tank designated for hazardous waste storage. This arrangement is shown in Attachment IV.
2. The Permittee shall not place waste into tanks that are incompatible with the construction materials of the tank. [40 CFR 264.192(a)]
3. The Permittee shall maintain, inspect, and operate the tank system in such a manner that any leakage or release of hazardous waste from the unit shall be detected within 24 hours of occurrence.
4. The Permittee shall ensure that the secondary containment system is sealed and free of cracks.
5. The Permittee shall maintain, inspect, and operate the spill and overfill prevention controls during loading and unloading procedures occurring at the tank system. [40 CFR 264.194]
6. The Permittee shall report any release greater than 1 lb. resulting from a leak or spill to the environment within 24 hours of its detection to the Department [40 CFR 264.196(d)]. The released materials must be removed within 24 hours or in as timely a manner as is possible to prevent harm to human health and the environment. [40 CFR 264.196(b)(2)]
7. The Permittee shall submit to the Department a report that satisfy the requirements of 40 CFR 264.196(d)(3) within thirty (30) calendar days of detection of a release to the environment.
8. The Permittee shall report any extensive repairs to the tank system to the Department. This report will include the information required by 40 CFR 264.196(e). The tank system shall not be returned to service until the certification report as required by 40 CFR 264.196(f) has been submitted to the Department and approved.
9. The Permittee shall inspect the return/fill station area in accordance with the schedule and procedures identified in Section 9.4 of the application and 40 CFR 264.195.
10. The Permittee shall comply with the provision of response to leaks or spills and disposition of leaking or unfit-for-use tank systems of 40 CFR 264.196 by satisfying the following requirements:
  - a). Stop flow or addition of waste into the tank or secondary containment and inspect the system to determine the cause of the release in compliance with 40 CFR 264.196(a).

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Remove waste from leaking tank system to prevent further releases and to allow for inspection and repair, and remove released waste from the secondary containment structure at the earliest possible time. [40 CFR 264.196(b)]

Prevent possible or further migration of the leak or spill to the environment, and remove and properly dispose of wastes, contaminated soils or residues. [40 CFR 264.196(c)]

Comply with the notification and report requirements of 40 CFR 264.196(d).

Comply with the secondary containment, repair or closure requirements of 40 CFR 264.196(e)

Certify major repairs of the tank system. [40 CFR 264.196(1)]

11. The Permittee shall notify the Department if the results of the tank thickness testing (conducted at least once every ten years) show any portion of the tank having a thickness less than the minimum limits per *UL 142 "Steel Aboveground Tanks for Flammable and Combustible Liquids"*. Records of all shell thickness determinations shall be kept for the life of each tank.
12. The Permittee shall keep records at the facility documenting the age of the tank system.

## **PART V - CLOSURE**

1. The Permittee shall have a written closure plan as required by 40 CFR 264.112(a). The closure plan and all revisions to the plan must be kept at the facility until closure is completed, certified in accordance with 40 CFR 264.115, and accepted by the Department.
2. The Permittee shall submit a written request for a permit modification to authorize a change in the closure plans in accordance with the procedures in 62-730, F.A.C. The written request must include a copy of the amended closure plan for Department approval as per 40 CFR 264.112.
3. The Permittee shall manage all hazardous waste, residues, sludges, spilled or leaked waste, or contaminated liquids and soils removed during closure of the units in accordance with the applicable provisions of 40 CFR Parts 260 through 268 and DEP Form 62-730.900(2), including the manifest requirements. A copy of each manifest required as a result of closure activities shall be submitted to the Department with closure certification.
4. The Permittee shall close the hazardous waste units in a manner that minimizes or eliminates, to the extent necessary to protect human health and the environment, post-closure escape of hazardous waste, hazardous waste constituents, leachate, contaminated rainfall, or waste decomposition products to the groundwater, surface waters, or to the atmosphere as per 40 CFR 264.111 and in accordance with the Closure Plan in Section 10 of the permit application.

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5. Closure or partial closure of the container storage areas, tank system, solvent return/fill area and dump tanks shall be conducted in accordance with plans specified in Section 10 of the application and 40 CFR Part 264 Subpart G.
6. The Permittee shall notify the Department 45 days prior to the date on which he expects to begin partial or final closure of a unit(s). [40 CFR 264.112]
7. The Permittee shall complete closure activities within 180 days after Department approval of the closure plan. Any changes in the time allowed for closure of the units after approval shall require prior Departmental approval. [40 CFR 264.113]
8. The Permittee shall conduct sampling and analyses in accordance with the latest edition of US EPA publication SW-846, Test Methods for Evaluating Solid Waste, or other methods as approved in the Closure Plan.
9. The Permittee shall decontaminate or dispose of as hazardous waste all facility equipment, structures, and residues resulting from the closure activities as required by 40 CFR 264.114, 40 CFR 264.178 and the Closure Plan.
10. Within 60 days of the completion of closure, the Permittee shall submit to the Department, by certified mail or hand delivery, a letter signed by the Permittee and an independent Professional Engineer licensed in the State of Florida, stating that the facility has been closed in compliance with the closure plan as required by 40 CFR 264.115.

## **PART VI- CONTINUED USE SOLVENT PROGRAM**

1. The Permittee shall maintain training documents signed by the generator (customer) indicating that each has received training on the Continued Use Program. Each generator shall receive a minimum of three (3) training sessions. These training documents shall be retained at the facility until the generator is no longer in the Continued Use Program.
2. The Permittee shall adhere to the August 5, 2000, revision of the "Safety-Kleen Systems, Inc.; Tampa Branch 316301; Standard Operating Procedure Continued Use Solvent" as presented in Attachment 2.1-1 of the facility's June 21, 1996, permit application.
3. Training on the "Safety-Kleen Standard Operating Procedure for Continued Use Solvent", as noted in Table 4.2-1 in the facility's latest revision of its June 21, 1996, permit application, shall be provided to all company personnel managing continued use solvent.
4. The Permittee may, if necessary, store up to sixty (60) drums of continued use solvent in the South Building, Flammable Storage Area.
5. Continued use solvent containers removed from the generator's (customer's) facility shall be clearly marked "Continued Use Product". The labels are to remain on the containers until emptied into Safety-Kleen's dedicated continued use vessel.

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6. If any part of the bulk shipment or container of solvent destined for continued use is reclaimed, burned for energy recovery or otherwise defined as a solid and hazardous waste, the entire shipment or container is subject to hazardous waste regulation.
7. The Permittee shall maintain and operate the automatic timer to restrict the cleaning of container to thirty-five (35) seconds or thirteen (13) gallons of continued use solvent.
8. The Permittee shall maintain applicable DOT shipping papers for continued use solvent for a period of three (3) years. These documents shall be available at the facility for inspection.
9. The following are not legitimate uses of Continued Use Solvent:
  - a. Using continued use solvent as a washing agent for containers that do not need washing;
  - b. Using continued use solvent in excess of the amount needed for the container-washing operation (i.e., more than would be necessary);
  - c. Using continued use solvent that is an ineffective washing agent for cleaning containers.
10. The Permittee shall maintain daily inspection logs of the continued use system, as described in the Safety-Kleen Standard Operating Procedure for Continued Use Solvent, Attachment F of the June 21, 1996, permit application, for a period of three (3) years.
11. The Permittee shall maintain operating logs that explicitly indicate the management of continued use solvent containers for a period of three (3) years.

## **PART VII - MISCELLANEOUS**

1. The Permittee shall comply with the requirements for used oil transporters and transfer facilities as required by Chapters 62-710.600 and 62-710.850 F.A.C. and 40 CFR 279.40, Subpart E.
2. The Permittee shall not store used oil longer than 35-days. [40 CFR 279.45(a)]
3. The Permittee shall comply with the storage limit of 5,000 kilograms or less of mercury-containing lamps and devices and be able to demonstrate that the lamps and devices are stored at the facility for less than one (1) year.
4. The Permittee shall manage the rainwater accumulating within the unused tank containment (south containment area) as detailed in Section 8.1 of the permit application.
5. The Permittee shall report to the Department, within 14 days of an incident, any utilization of the retention pond for purposes other than receipt of non-contaminated stormwater. This includes activation of the sprinkler system which will cause an overflow from the accumulation center to the retention pond.

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## **PART VIII – GENERAL CORRECTIVE (REMEDIAL) ACTION CONDITIONS**

1. The Conditions of this Part apply to:
  - a. The SWMUs and AOCs identified in Appendix A;
  - b. Any additional SWMUs or AOCs discovered during the course of groundwater monitoring, field investigations, environmental audits, or other means; as used in this Part of the permit, the terms “discover”, “discovery”, or “discovered” refer to the date on which the Permittee either:
    - (1). visually observes evidence of a new SWMU or AOC;
    - (2). visually observes evidence of a previously unidentified release of hazardous constituents to the environment; or
    - (3). receives information which suggests the presence of a new release of hazardous waste or hazardous constituents to the environment; and
  - c. Contamination that has migrated beyond the facility boundary, if applicable.
2. Within 15 calendar days of discovery, the Permittee shall notify the Department in writing of any newly discovered release(s) of hazardous waste or hazardous constituents; any suspected new AOC(s); and any additional SWMU(s) discovered during the course of groundwater monitoring, field investigations, environmental audits, or other means. The notification shall include, at a minimum, the location of the release, AOC or SWMU (hereinafter referred to collectively as “site”), and all available information (*e.g.*, location of site(s) on a topographic map of appropriate scale; general dimensions of site; media affected; hazardous constituents released; and magnitude of release). The Department may conduct, or require that the Permittee conduct, confirmatory sampling in order to determine whether contamination is present. The Department will notify the Permittee in writing of the final determination as to the status of the newly discovered or suspected site.
3. Upon notification by the Department, the Permittee shall prepare and submit a Confirmatory Sampling (CS) Work Plan for known, suspected, or newly discovered sites. Unless the notification letter specifically establishes a different time frame for work plan submittal, the Work Plan shall be submitted within 60 calendar days of notification by the Department that a CS Work Plan is required. The CS Work Plan shall include schedules for implementation and completion of specific actions necessary to determine whether or not contamination has occurred in any potentially affected media. In order to partly or wholly satisfy the CS requirement, previously existing data may be submitted with the work plan for the Department’s consideration. In accordance with the schedule in the approved CS Work Plan, or no later than 60 calendar days after Department approval of a CS Work Plan if no schedule is included in the Work Plan, the Permittee shall submit a Confirmatory Sampling (CS) Report identifying those sites that are contaminated and those sites that are not contaminated. The CS Report shall include an analysis of the analytical data to support all determinations. Based on the results of the CS Report, the Department will

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determine the need for further investigation at sites covered in the CS Report and notify the Permittee in writing.

4. Upon notification by the Department, the Permittee shall commence site rehabilitation in accordance with Rule 62-730.225 and Chapter 62-780, F.A.C., for all SWMUs and/or AOCs identified in the notification. Unless the notification letter specifically establishes a different time frame to commence or complete site assessment, the Permittee shall commence and complete site assessment in the manner and within the time limits set forth in Rule 62-780.600, F.A.C.
5. If the Department or the Permittee at any time determines that any approved work plan no longer satisfies the requirements of 40 CFR 264.101 or this permit for prior or continuing releases of hazardous waste or hazardous constituents from SWMUs and/or AOCs, the Permittee shall submit an amended work plan to the Department within 90 calendar days of such determination.

## **PART IX– REMEDY SELECTION AND IMPLEMENTATION**

1. A remedy shall be selected from the remedial alternatives evaluated in accordance with Chapter 62-780, F.A.C.
2. Within 30 days of Department approval of the remedial alternative selected, the Permittee shall publish notice of a proposed permit modification in accordance with Rule 62-730.292(3)(c), F.A.C. This modification will serve to incorporate a final remedy, including a Corrective Action Management Unit (CAMU) if necessary, into this permit. Final approval of remedial action which is achieved through interim measures shall be in accordance with this condition.
3. When site rehabilitation is complete, the Permittee shall submit to the Department a Site Rehabilitation Completion Report in accordance with Chapter 62-780, F.A.C.
4. For site rehabilitation involving the cleanup of groundwater contaminated by a release from a regulated unit, the Permittee must demonstrate that the concentration of constituents of concern remain below cleanup goals for three consecutive years after active remediation has ceased.



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**Appendix A**  
**Summary of Facility Sites (Solid Waste Management Units and Areas of Concern)**

<b>A.1. List of sites that are not undergoing Remedial Activities (closure, postclosure, and/or corrective action) at this time pursuant to this permit:</b>			
<b>SITE No/Letter</b>	<b>SITE Name</b>	<b>Unit Comment and Basis for Status</b>	<b>Dates of Operation</b>
SWMU 1	Service Center Drum Storage Area and Associated Trench	Used for temporary storage of drums. RCRA Regulated Unit	1986-Present
SWMU 2	Drummed Dry Cleaning and Paint Waste Unloading Dock	Loading Dock	1986 Present
SWMU 3	Solvent Return Wet Dumpsters (3)	Production Area. Part of a RCRA Regulated Unit	1986- Present
SWMU 4	Spill Containment Area Below the Fill Shelters	Production Area. Part of a RCRA Regulated Unit	1986- Present
SWMU 5	Drum Rinsing Area	Production Area. Part of a RCRA Regulated Unit	1986- Present
SWMU 6	Waste Solvent storage Tank	Temporary Storage. RCRA Regulated Unit	1986- Present
SWMU 7	Stormwater Ditch	Earthen Drainage Ditch	1986- Present
SWMU 8	Accumulation Center Drum Storage Area and Associated Trench	Used for temporary storage of drums. RCRA Regulated Unit	1986- Present
SWMU 9	Drummed Waste Loading Docks (3)	RCRA Facility Assessment and Sequent Inspections	1986- Present
SWMU 10	Drummed Flammable Waste Storage Room	RCRA Facility Assessment and sequent Inspections	1986- Present
SWMU 11	Old Drumming Ground	RCRA Facility Assessment and Sequent Inspections	1986
SWMU 12	Stormwater Retention Pond	RCRA Facility Assessment and Sequent Inspections	1986- Present
SWMU 13	Antifreeze Tanker	Facility Inspections following Installation	2001 - Present

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<b>A.1. List of sites that are not undergoing Remedial Activities (closure, postclosure, and/or corrective action) at this time pursuant to this permit:</b>				
SITE No/Letter	SITE Name	Unit Comment and Basis for NFA	Dates of Operation	
SWMU 14	Used Oil Filter Containers	Facility Inspections following Installation	2001 - Present	
SWMU 15	Empty Used Oil Filter Containers	Facility Inspections following Installation	2001 - Present	
* Regulated Unit There are no units identified as not undergoing remedial activities at this time pursuant to this permit.				
<b>A.2. List of sites requiring Confirmatory Sampling (CS):</b>				
SITE No/Letter	SITE Name	SITE Comment	Dates of Operation	Potentially Affected Media
* Regulated Unit There are no units identified at this time as requiring confirmatory sampling.				
<b>A.3. List of sites requiring a Site Assessment [a/k/a RCRA Facility Investigation (RFI)] or Risk Assessment:</b>				
SITE No/Letter	SITE Name	Dates of Operation	Potentially Affected Media	
* Regulated Unit There are no units identified at this time as requiring a RCRA Facility Investigation.				
<b>A.4. List of sites requiring a Natural Attenuation with Monitoring Plan or Remedial Action Plan [a/k/a Corrective Measures Study (CMS)]</b>				
SITE No/Letter	SITE Name	Dates of Operation	Potentially Affected Media	
* Regulated Unit There are no units identified at this time as requiring a Remedial Action Plan.				

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<b>A.4. List of sites undergoing Natural Attenuation or Remedial Activities:</b>			
SITE No/Letter	SITE Name	Dates of Operation	Potentially Affected Media
* Regulated Unit There are no units identified at this time as undergoing Remedial Activities.			
<b>A.5. List of sites at which Site Rehabilitation Completion Orders have been issued:</b>			
SITE No/Letter	SITE Name	Date of SRCO	
* Regulated Unit There are no units identified at this time at which SRCOs have been issued.			

Issued \_\_\_\_\_

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

\_\_\_\_\_  
**CHARLES F. GODDARD, CHIEF**  
**BUREAU OF SOLID AND HAZARDOUS WASTE**

#### **Filing and Acknowledgment**

Filed on this date, pursuant to Section 120.52, Florida Statutes, with the designated Clerk, receipt of which is acknowledged.

\_\_\_\_\_  
CLERK

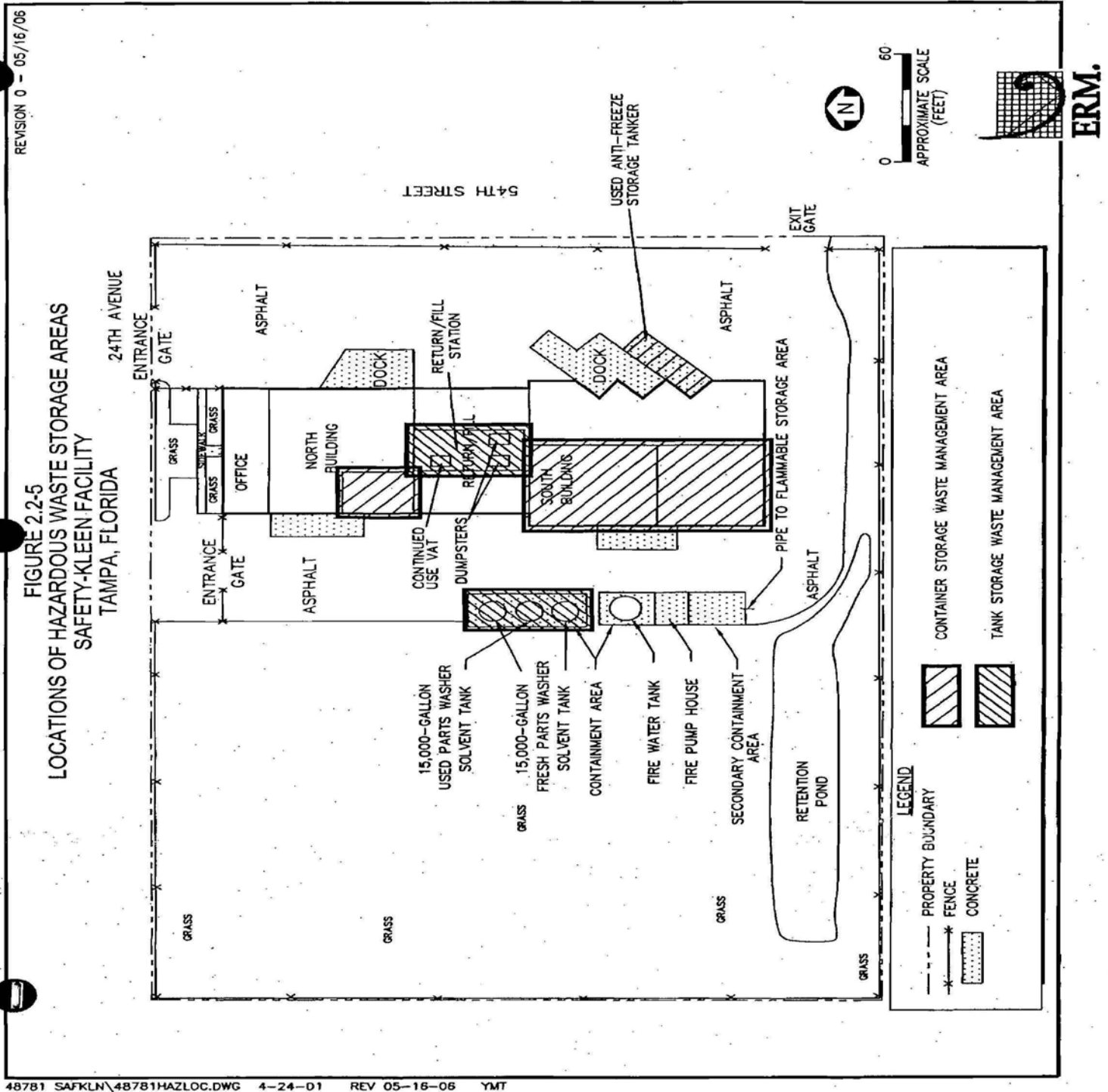
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DATE

Cc: Jeff Pallas, EPA/Region 4, [pallas.jeff@epamail.epa.gov](mailto:pallas.jeff@epamail.epa.gov)  
Jim Dregne, DEP/Tampa, [James.Dregne@dep.state.fl.us](mailto:James.Dregne@dep.state.fl.us)  
Mayor, City of Tampa, [pam.iorio@tampagov.net](mailto:pam.iorio@tampagov.net)  
Chairman, Hillsborough County Board of County Commissioners, [normanj@hillsboroughcounty.org](mailto:normanj@hillsboroughcounty.org)  
Heath Rauschenberger, U.S. Fish & Wildlife Service, [heath.rauschenberger@fws.gov](mailto:heath.rauschenberger@fws.gov)  
Mary Ann Poole, Florida Fish and Wildlife Conservation Commission  
[maryannpoole@myfwc.com](mailto:maryannpoole@myfwc.com)

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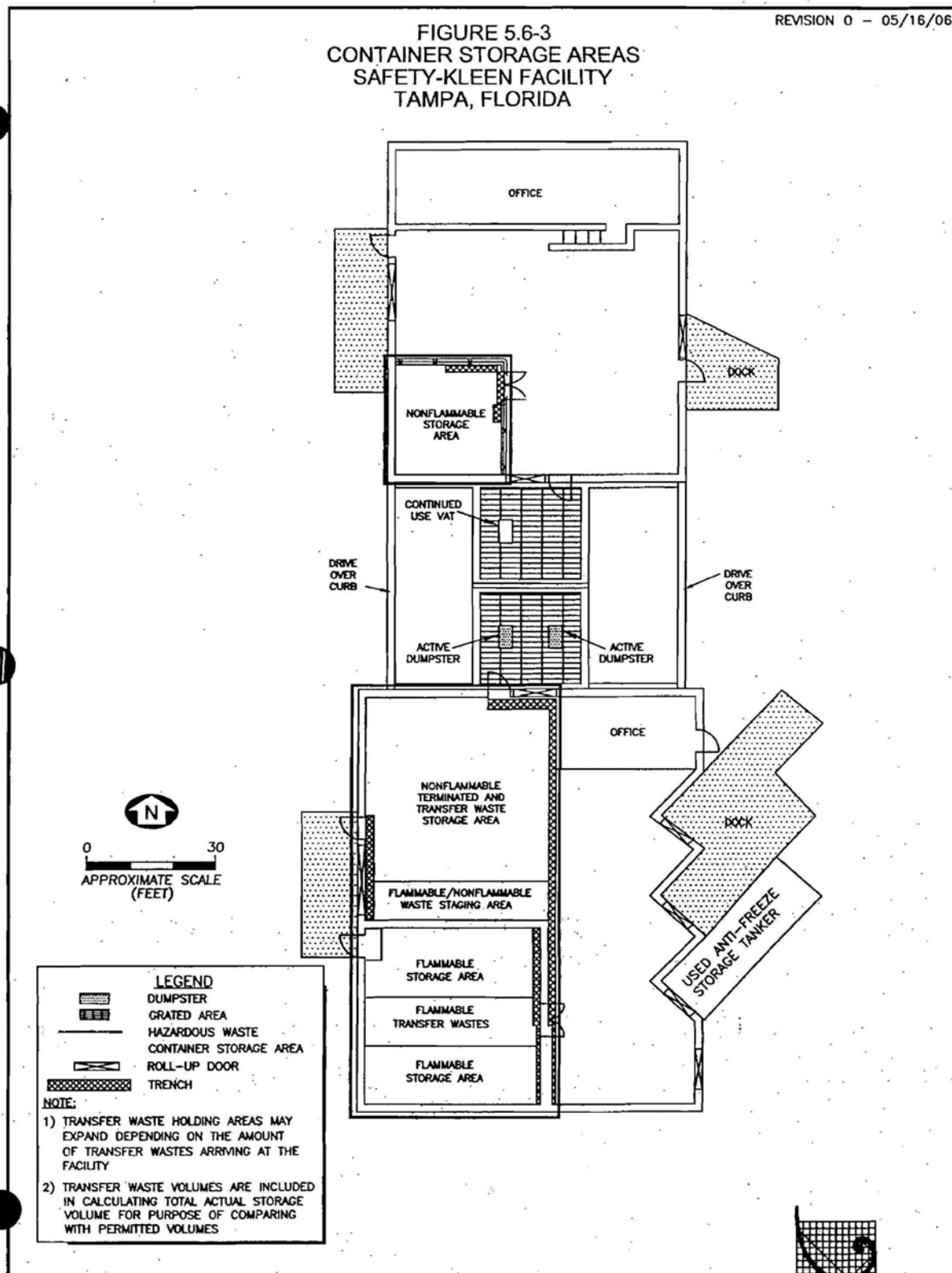
### Attachment I - Description of Facility



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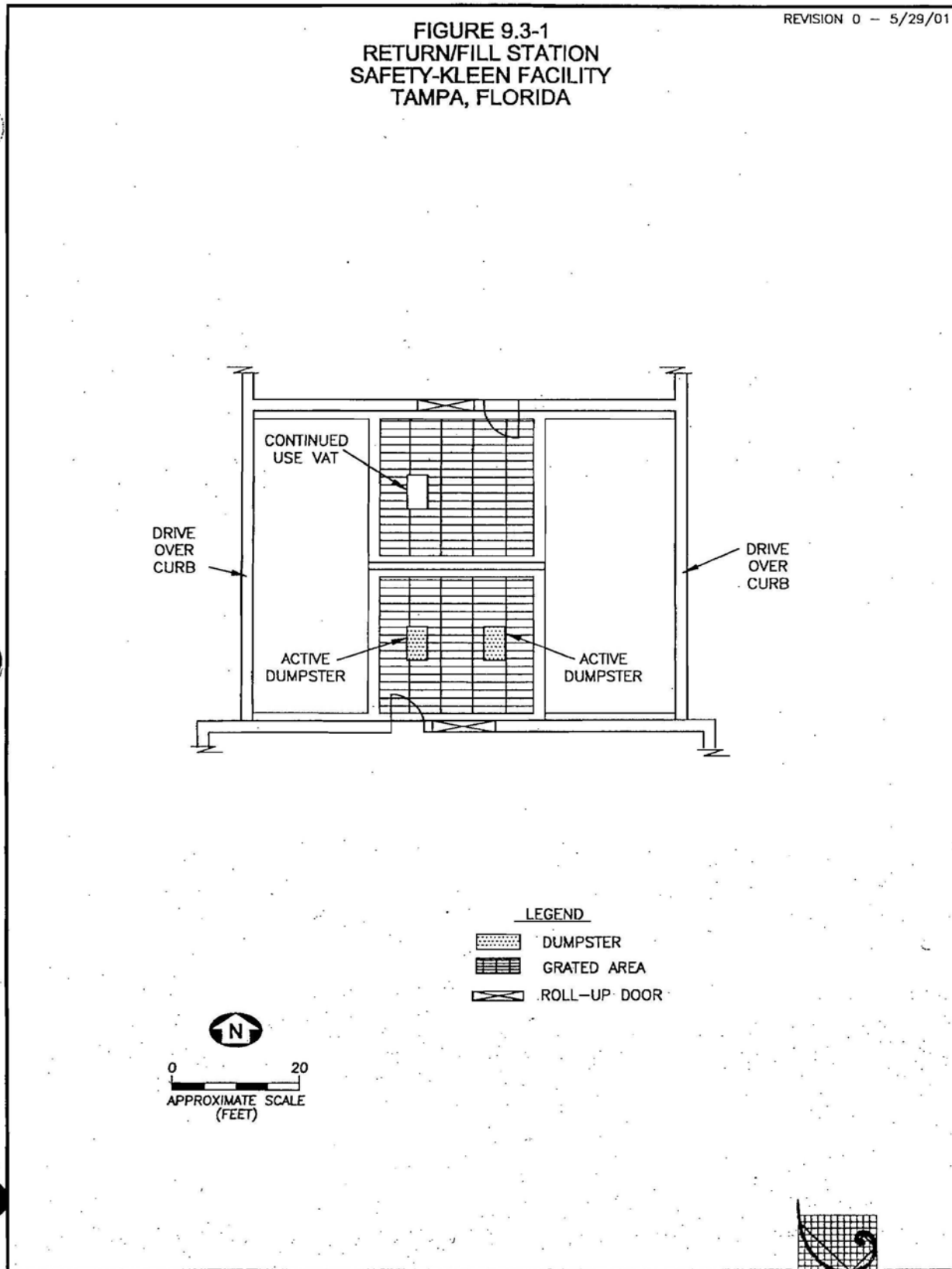
### Attachment II – North Building



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**Attachment III – Solvent Return/Fill Station**



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**Attachment IV – Tank Farm**

