



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

08/28/2008

Ann Wortman,
American Compliance Technologies Inc
1875 W Main St
Bartow, FL 33830-7718

DEP/EPA ID: **FLR000011049**
LOCATION: **1875 W Main St, Bartow.**

Based on information supplied by you, we have processed and accepted your request for the facility identified with the above DEP/EPA identification number. The status of your facility remains:

HW Transporter, Conditionally Exempt SQG, Used Oil Handler

Please notify us in writing if there is any change in your operations which would affect your status. For further assistance, please call the Hazardous Waste Notification Coordinator at (850)245-8760 or (850)245-8772.

Sincerely,

for Michael Redig

Michael X. Redig
Environmental Manager
Hazardous Waste Regulation Section

ME ID: 41912
Email Address: awortman@a-c-t.com



Robert O. Kincart, CHMM
President
Corporate Office
1875 West Main Street
Bartow, FL 33830
(863) 533-2000 Telephone
(863) 534-1133 Facsimile

RECEIVED

May 27, 2008

JUN 16 2008

Mr. Mike Redig, Environmental Manager
Florida Department of Environmental Protection
Hazardous Waste Management Section - MS 4560
2600 Blair Stone Road
Tallahassee, FL 32399-2400

BY: BSHW

RE: HAZARDOUS WASTE TRANSPORTER/TRANSFER FACILITY NOTIFICATION

Dear Mr. Redig:

The attached documents are provided as notification that American Compliance Technologies, Inc. (A.C.T.) seeks a license to transport hazardous waste and to operate a 10-day hazardous waste transfer facility at our Bartow location as defined in Chapter 403.7211 Florida Statutes (FS). Included in the supporting documentation are a Contingency Plan and a Closure Plan.

In applying for the 10-day transfer facility license, A.C.T. acknowledges that it can comply with all provisions for the license except certain siting criteria of §403.7211(2)(b) FS and §403.7211(2)(c) FS. Specifically, there are two (2) schools, both approximately one half mile from A.C.T.'s campus and the potential for five (5) residences approximately 2000 feet west of A.C.T.

With regards to the schools, the nearest is the Word of Life Christian School and Church (Grades K-12) with approximately 80 students located at 1555 West Main Street, Bartow, Florida 33830. It is located at the corner of County Road 555 and State Road 60, approximately one half mile east of A.C.T. In addition, Gause Academy of Leadership (Grades 6-12) with approximately 260 students is located at 1395 West Polk Street, Bartow Florida 33830, approximately 0.55 miles east-northeast of A.C.T. Each school is served by ease of egress to the east away from A.C.T. by State Road 60 [an urban principle arterial road as defined by §334.03(35) FS] for Word of Life Christian School and by West Polk Street [an urban minor arterial road as defined by §334.03(33) FS] for Gause Academy of Leadership.

As stated above, there is the potential for five (5) residences in a commercial and non-conforming land use area lying approximately 2500 feet west of A.C.T. on State Road 60 [an urban principle arterial road as defined by §334.03(35) FS]. Each residence is located on State Road 60 so egress to the west is unimpeded. A total of 1.75 acres of adjoining land makes up the mixed use of residential, auto dealership and salvage yard.

Due to the location of these two (2) schools and potential residences, A.C.T. is petitioning the Department for a variance as provided in §403.201(1)(a) FS. Our justification for the variance is two-fold. A.C.T. is a multi-disciplined environmental sciences and engineering firm that provides the response and cleanup of hazardous chemicals at locations along roadways, businesses, hospitals, schools, government offices and other public places. Currently, A.C.T. containerizes these substances in drums and leaves them at the locations where the cleanup occurred. In most cases, these temporary storage locations have no security and exist where controlling public access cannot be assured. The potential for incidental public contact with these substances, vandalism of the containers, or accidental destruction of containerized

wastes cannot be eliminated. This makes it impossible to practically control a subsequent release of wastes into the environment or further impacts to public health, safety, and welfare following cleanup. A·C·T currently holds contracts for emergency response and waste management with FDOT District 5 and District 7, as well as counties, municipalities, and private industry; therefore, the potential for multiple public drum storage areas is great. In deciding to apply to become a 10-day hazardous waste transfer facility, A·C·T recognized that hazardous wastes from emergency responses are far more secure in a specially constructed building (such as proposed herein) than in a public place.

As outlined in 403.7211 (3), A·C·T has evaluated the composition, quantity, and concentration of hazardous waste proposed to be staged in the 10-day transfer facility and its obligations for an accidental release under Chapter 252 FS, Part IV FS and Clean Air Act §112(r)(7). In requesting a license for temporary storage of hazardous wastes, A·C·T will only allow drums of waste from responses conducted by A·C·T to be transported via A·C·T's 10-day transfer facility. The maximum capacity of the storage building is 32 x 55-gallon drums; however, the actual volume stored will typically be less than 4 drums. While staged at A·C·T, there will be no processing, additional handling or treatment of hazardous wastes, no transferring of hazardous waste from one container to another or bulking, and no hazardous wastes will be disposed of on A·C·T property. A·C·T's sole responsibility will be storage incidental to transportation to an appropriate receiving facility; therefore A·C·T's facility would not qualify as a stationary source as defined in §252.936(18) FS. A·C·T has prepared, and is submitting with our application, a Contingency Plan/Spill Prevention Control and Countermeasures Plan to demonstrate that we have the capabilities to manage any accident at our facility.

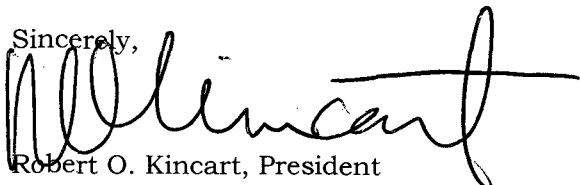
Granting a variance under section 403.201(1)(a) FS will provide the Department assurances that accidental or intentional contamination of the environment is reasonably controlled following emergency cleanups. Moreover, our transportation operation plans virtually assure no further release of substance will occur at the site of cleanup or our facility. In further support of our variance, if a release did occur at our facility, we have the staff, equipment and training to immediately control the release, without creating additional hazards.

Finally, as stated above, A·C·T will only accept drums from its own response operations. For the purposes of this license, hazardous wastes will not be accepted from other entities unless A·C·T conducted cleanup operations. Our only objective for this license is to secure sites as expeditiously as possible, while mitigating potential adverse impacts to receptors and the environment.

Should you have any questions or require any additional information, please contact Ms. Ann Wortman, A-C-T Waste Management Director in Bartow at (863) 533-2000 Ext. 232 or by e-mail at awortman@act-environmental.com.

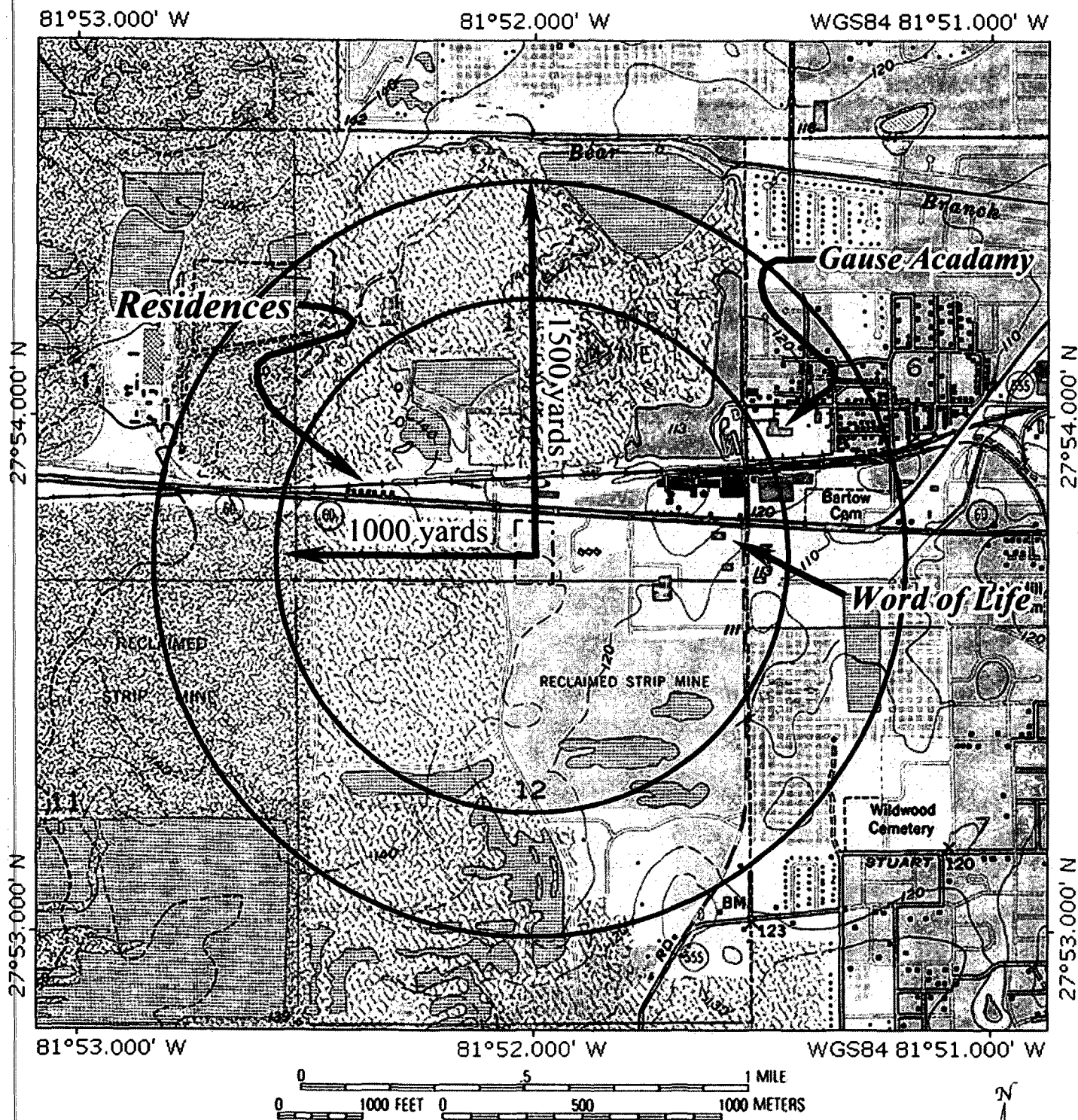
Thank you for your consideration in this matter.

Sincerely,



Robert O. Kincart, President
American Compliance Technologies, Inc.





All distances, measurements and locations are approximate.



Topographic Map Showing the Location of ACT Facility, Regulated Distances and Variance Facilities

Source: USGS Topographic Map
from National Geographic TOPOI 2002

Scale: As Shown

ACT Facility

Prepared By: SMP 28 May 08

Checked By: SMP 28 May 08

Figure

1

Revision 00

Approved By: SMP 29 May 08


**8700-12FL - FLORIDA NOTIFICATION OF
REGULATED WASTE ACTIVITY**

 DEP Waste Management Division-HWRS, MS4560
 2600 Blair Stone Rd. Tallahassee, FL 32399-2400
 (850) 245-8760

 Date Received
 (for DEP Official Use Only)

JUN 18 2008

EPA ID

FLR000011049

MTS

RCRAInfo

**1. Reason for
Submittal**

 Check correct
box:

☐ To provide **initial notification** (to obtain an EPA ID Number for hazardous waste, universal waste, or used oil activities).

☒ To provide **subsequent notification** (to update status and facility identification information).

2. Facility or Business Name

American Compliance Technologies, Inc.

3. Facility Operator
 (List additional
Operators in the
comments section).

Name of Operator:

American Compliance Technologies, Inc.

☐ New Operator

 Date became Operator: 07 / 01 / 1995
 mm dd yyyy

Street or P.O. Box:

1875 W. Main Street

Phone Number:

863-533-2000

City or Town:

Bartow

State:

FL

Zip Code:

33830

 Operator Type: ☒ Private

☐ Federal

☐ Municipal

☐ State

☐ Other

**4. Facility Physical
Location
Information**

Physical Street Address:

1875 W. Main Street

City or Town:

Bartow

State:

FL

Zip Code:

County:

Polk

 Land Type: ☒ Private

☐ Federal

☐ Municipal

☐ State

☐ Other

 Latitude: 2 | 7 | 5 | 3 | 4 | 4 . 0 Longitude: 8 | 1 | 5 | 1 | 5 | 7 . 4 Method:
 d d m m s s . ssss d d m m s s . ssss Datum:

**5. Facility North American Industry
Classification System (NAICS)
Code(s)**

A.

562910

B.

C.

D.

**6. Facility Mailing
Address**

Street Address or P.O. Box:

1875 W. Main Street

City or Town:

Bartow

State:

FL

Zip Code:

33830

**7. Facility Contact
Person**

First Name:

Ann

Last Name:

Wortman

Title: Waste Mgmt. Dir.

Phone Number:

863-533-2000

Extension:

232

E-Mail:

awortman@a-c-t.com

Street or P.O. Box:

1875 W. Main Street

City or Town:

Bartow

State:

FL

Zip Code:

33830

**8. Real Property
Owner of the
Facility's
Physical Location**
 (List additional
real property owners
in the comments
section.)

Name of Real Property Owner:

Kincart Group

☒ New Owner

 Date became Owner: 05 / 30 / 2001
 mm dd yyyy

Street or P.O. Box:

1875 W. Main Street

Phone Number:

863-533-2000

City or Town:

Bartow

State:

FL

Zip Code:

33830

 Owner Type: ☒ Private

☐ Federal

☐ Municipal

☐ State

☐ Other

9. Type of Regulated Waste Activity (Mark 'X' in the appropriate boxes):**A. Hazardous Waste Activities:**

For Items 2 through 7, check all that apply.

1. Generator of Hazardous Waste

(Choose only one of the following three categories.)

- ☐ a. Large Quantity Generator (LQG):
Generates in any calendar month 1,000 kilograms or greater per month (kg/mo) (2,200 lbs.) of *non-acute* hazardous waste; **or** Greater than 1 kg (2.2 lbs) of *acute* hazardous waste
- ☐ b. Small Quantity Generator (SQG):
Generates in any calendar month greater than 100kg/mo but less than 1,000 kg/mo (>220 to <2,200 lbs.) of *non-acute* hazardous waste and/or 1 kg (2.2 lbs) or less of *acute* hazardous waste
- ☒ c. Conditionally Exempt SQG (CESQG):
Generates in any calendar month 100 kg/mo or less (220 lbs.) of *non-acute* hazardous waste **and/or** 1 kg (2.2 lbs) or less of *acute* hazardous waste

In addition, indicate other generator activities (that apply).

- ☐ d. United States Importer of hazardous waste
- ☐ e. Mixed Waste (hazardous and radioactive) Generator

2. ☐ **Treater, Storer, or Disposer of Hazardous Waste** (at your facility) Note: A hazardous waste permit may be required for this activity.

3. ☐ **Recycler of Hazardous Waste** (at your facility)

Specify: ☐ Commercial; ☐ Non-Commercial.

Note: A hazardous waste permit may be required for this activity.

4. ☐ **Exempt Boiler and/or Industrial Furnace**

- ☐ a. Small Quantity On-site Burner Exemption
- ☐ b. Smelting, Melting, and Refining Furnace Exemption

5. ☐ **Person Authorized to Manage Conditionally Exempt Waste generated at other facilities** - Check this management activity ONLY if you attach EITHER a copy of your application for such authorization OR the authorization you received from FDEP.

6. ☐ **Underground Injection Control**

7. ☒ **Transporter of Hazardous Waste** Note: A Certificate of Liability Insurance is required along with this registration. Registration must be renewed annually. ☐ a. For own waste only; ☒ b. For Commercial Purposes

c. Hazardous Waste Transporter Insurance Information:Insurance Company ALG EnvironmentalAddress 70 Pine StreetNew York, NY 10270Contact: Dennis BrownleeTelephone: 800-741-6802Policy Number: PROP2446608Expiration date: 2008-05-29

- d. Transportation Mode: ☐ Air; ☐ Rail; ☒ Highway; ☐ Water; ☐ Other - specify _____

- e. ☒ **Hazardous Waste Transfer Facility:** Storage Volume 32 x 55-gallon drums

B. Universal Waste (UW) Activities:

1. Indicate types of UW generated and/or accumulated at your facility (includes destination facilities). (check all boxes that apply)

	<u>Generate/ Accumulate</u>	<u>Transport</u>
a. Batteries	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
b. Pesticides	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. Mercury Containing Thermostats	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
d. Mercury Containing Lamps	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
e. Mercury Containing Devices	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
f. Pharmaceuticals	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g. Other (specify) _____	<input type="checkbox"/>	<input type="checkbox"/>

2. Maximum quantity of UW handled/transported at any time

- ☐ a. 5,000 kg or more; Large Quantity Handler (LQH)
- ☐ b. More than 1 kg of acutely hazardous pharmaceutical waste ("P-listed") (LQH)
- ☒ c. Less than 5,000 kg (11,000 lbs); Small Quantity Handler (SQH)

3. ☐ **Destination Facility for UW**

Note: For this activity, a facility must treat, dispose or recycle a UW. A facility must either have a hazardous waste permit or recycle the UW without storing it.

4. ☒ **Transporter of UW**

9. Type of Regulated Waste Activity - continued (Mark 'X' in the appropriate boxes):**C. Used Oil Activities:****1. Used Oil Transporter - Indicate type(s) of activity(ies)**

- ☒ a. Transporter
☒ b. Transfer Facility

2. Used Oil Processor and/or Re-refiner - Indicate type(s) of activity(ies)

- ☐ a. Processor
☐ b. Re-refiner

3. ☐ Off-Specification Used Oil Burner**4. Used Oil Fuel Marketer - Indicate type(s) of activity(ies)**

- ☐ a. Marketer who directs shipment of off-specification used oil to off-specification used oil burner
☐ b. Marketer who first claims the used oil meets the specifications

5. ☒ Used Oil Generator**D. Other State Regulated Waste Activities:****1. ☒ Used Oil Filter Handler****2. ☒ PCW Handler**

These activities may require additional submissions.

10. Waste Codes for Federally Regulated Hazardous Wastes: List the waste codes of the Federal hazardous wastes handled at your facility. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112).Hazardous waste transporters list codes **routinely** or **usually** transported. Use an additional page if more spaces are needed.

1	D001	2	D002	3	D004	4	D005	5	D006	6	D007	7	D008
8	D009	9	D010	10	D011	11	D018	12	D035	13	D039	14	D040
15	D043	16	F001	17	F002	18	F003	19	F004	20		21	
22		23		24		25		26		27		28	

11. Other Status Changes (Mark 'X' in the appropriate boxes):**A. Non-Handler of Regulated Waste at this facility**

- ☐ 1. Business no longer generates, transports, treats, stores, or disposes of hazardous waste.
☐ 2. Waste generated by business has been delisted.
☐ 3. Other (explain) _____.

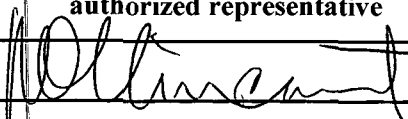
B. Facility Closed

- ☐ 1. Closed at this location and **moved or moving** to another - submit a new 8700-12FL for the new location if you will be handling regulated waste there.
- ☐ 2. Out of Business - Business closed on _____ (Date). Please provide a contact person, mailing address, and phone number where you can be reached after closing.
Contact _____ Phone _____
Address _____
City, State, Zip _____

☐ **C. Property Tax Default**☐ **D. Petition for Bankruptcy Protection****12. Comments:**

13. Certification: I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature of owner, operator, or an
authorized representative



Name and official title (type or print) of owner,
operator, or an authorized representative

Robert O. Kincart, President

Date Signed
(mm-dd-yyyy)

05-16-2008

14. Additional Comments

or optionally, include a map or sketch of the facility boundaries to aid in establishing an accurate Latitude/Longitude for your facility:

RECEIVED

Are your services commercially available? YES

JUN 16 2008

STATE OF FLORIDA

HAZARDOUS WASTE TRANSPORTER STATUS FORM

BY: BSHW

I. Transporter Identification:

Transporter Name: AMERICAN COMPLIANCE TECHNOLOGIES, INC.

Transporter EPA ID: FLR000011049

Location Address: 1875 W. MAIN STREET

BARTOW, FL 33830

Contact: ANN WORTMAN Telephone: 863-533-2000 X232

Mailing Address: SAME

II. Insurance Information:

Insurance Company AIG ENVIRONMENTAL

Address 70 PINE STREET

NEW YORK, NY 10270

Contact: DENNIS BROWNLEE Telephone: 800-741-6802

Policy Number: PROP2446608

Expiration date: 5/29/08

III. Waste Information:

EPA Waste Codes for Waste Routinely or Usually Transported:

D001	D002	D004	D005	D006	D007	D008	D009
D010	D011	D018	D035	D039	D040	D043	F001
Comments: <u>F002 F003 F004</u>							

IV. Certification:

I certify under penalty of law that the above information is true, correct, and complete to the best of my knowledge.

ROBERT O. KINCART PRESIDENT

Print/Type Name Title

[Signature] 05.16.2008

Signature Date Signed

V. The transporter identified above is in compliance with the financial responsibility requirements for hazardous waste transporters pursuant to Chapter 62-730.170, Florida Administrative Code. The forms submitted by the transporter show compliance with the financial responsibility through _____ Date

Signature of Florida Department of Environmental Protection Representative Date Signed

Are your services commercially available? YES

RECEIVED

JUN 16 2008

STATE OF FLORIDA

HAZARDOUS WASTE TRANSPORTER STATUS FORM

BY: BSHW

I. Transporter Identification:

Transporter Name: AMERICAN COMPLIANCE TECHNOLOGIES, INC.

Transporter EPA ID: FLR000011049

Location Address: 1875 W. MAIN STREET

BARTOW, FL 33830

Contact: ANN WORTMAN

Telephone: 863-533-2000 X232

Mailing Address: SAME

II. Insurance Information:

Insurance Company: AIG ENVIRONMENTAL

Address: 70 PINE STREET

NEW YORK, NY 10270

Contact: DENNIS BROWNLEE

Telephone: 800-741-6802

Policy Number: PROP2446608

Expiration date: 5/29/08

III. Waste Information:

EPA Waste Codes for Waste Routinely or Usually Transported:

<u>D001</u>	<u>D002</u>	<u>D004</u>	<u>D005</u>	<u>D006</u>	<u>D007</u>	<u>D008</u>	<u>D009</u>
<u>D010</u>	<u>D011</u>	<u>D018</u>	<u>D035</u>	<u>D039</u>	<u>D040</u>	<u>D043</u>	<u>F001</u>
Comments:	<u>F002</u>	<u>F003</u>	<u>F004</u>				

IV. Certification:

I certify under penalty of law that the above information is true, correct, and complete to the best of my knowledge.

ROBERT O. KINCART

PRESIDENT

Print/Type Name

Title

Signature

Date Signed

V. The transporter identified above is in compliance with the financial responsibility requirements for hazardous waste transporters pursuant to Chapter 62-730.170, Florida Administrative Code. The forms submitted by the transporter show compliance with the financial responsibility through _____

Date

Signature of Florida Department of Environmental Protection Representative Date Signed

RECEIVED

JUN 16 2008

BY: BSHW

TRANSFER FACILITY NOTIFICATION FORM

This form must be completed as required in Florida Administrative Code Rule 62-730.171(3) by transfer facilities storing hazardous waste in accordance with Florida Administrative Code Rule 62-730.171. All information must be typed or printed clearly.

I. Transporters identification:

Company Name AMERICAN COMPLIANCE TECHNOLOGIES, INC.

E.P.A.ID No. FLR000011049

Company Mailing Address 1875 W. MAIN STREET

BARTOW, FL 33830

Principal Contact ANN WORTMAN

Phone Number (863) 533-2000 X232

II. Transfer Facility Identification:

Name of Facility AMERICAN COMPLIANCE TECHNOLOGIES, INC.

Street Address 1875 W. MAIN STREET

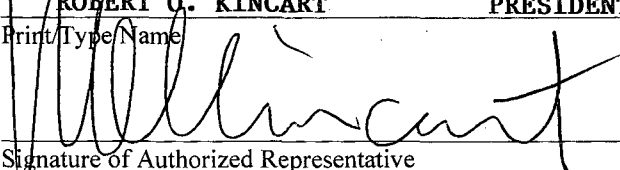
BARTOW, FL 33830

Latitude N27° 53' 44.0" Longitude W81° 51' 57.4"

County POLK Storage Volume 32 X 55-GALLON DRUMS

III. Certification:

I certify under penalty of law that the above information is accurate and complete. As the owner or operator of the above-referenced hazardous waste transfer facility, I am aware that this facility must comply with the requirements of Florida Administrative Code Rule 62-730.171.

<u>ROBERT O. KINCART</u>	<u>PRESIDENT</u>
Print/Type Name	Title
	<u>05-16-2008</u>
Signature of Authorized Representative	Date Signed

RECEIVED

JUN 16 2008

DEP Form # 62-730.900(5)(b)
Form Title: HWF Transporter Liability Endorsement
Effective Date: 1-29-06
DEP Application #

BY: BSHW

**STATE OF FLORIDA
HAZARDOUS WASTE TRANSPORTER LIABILITY
ENDORSEMENT**

1. This endorsement certifies that the policy to which the endorsement is attached provides liability insurance covering bodily injury and property damage including environmental restoration for sudden accidental occurrences in connection with the insured's obligation to demonstrate financial responsibility under Florida Administrative Code Rule 62-730.170. The coverage applies at:

<u>EPA/DEP I.D. No.</u>	<u>Name</u>	<u>Location</u>
FLR000011049	American Compliance Technologies Inc.	1875 W. Main St. Bartow, FL 33830

(If coverage is for multiple facilities, identify each facility insured.)

This insurance is primary and the company shall not be liable for amounts in excess of \$ 1,000,000 for each accident, exclusive of the legal defense costs.

This insurance is excess and the company shall not be liable for amounts in excess of \$ 4,000,000 for each accident in excess of the underlying limit of \$ 4,000,000 for each accident, exclusive of legal defense costs.

2. The insurance afforded with respect to such occurrences is subject to all of the terms and conditions of the policy; provided, however, that any provisions of the policy inconsistent with subsections (a) through (d) of this Paragraph are hereby amended to conform with subsections (a) through (d):

(a) Bankruptcy or insolvency of the insured shall not relieve the Insurer of its obligations under the policy to which this endorsement is attached.

(b) The Insurer is liable for the payment of amounts within any deductible applicable to the policy, with a right of reimbursement by the insured for any such payment made by the Insurer.

(c) Whenever requested by the Secretary (or designee) of the Florida Department of Environmental Protection (FDEP), the Insurer agrees to furnish to the Department a signed duplicate original of the policy and all endorsements.

(d) Cancellation of this endorsement, whether by the Insurer or the insured and any other termination of this endorsement (e.g., expiration, non-renewal), will be effective only upon written notice and only after the expiration of thirty (30) days after a copy of

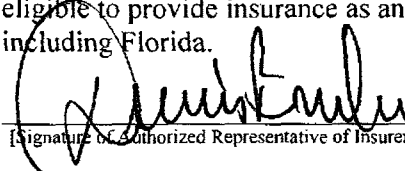
such written notice is received by the Secretary of the FDEP as evidenced by certified mail return receipt.

(e) The Insurer shall not be liable for the payment of any judgment or judgments against the Insured for claims resulting from accidents which occur after the termination of the insurance described herein, but such termination shall not affect the liability of the Insurer for the payment of any such judgment or judgments resulting from accidents which occur during the time the policy is in effect.

Attached to and forming part of policy No. PROP2446608 issued by
AIG Environmental, herein called the Insurer, of
[Name of Insurer]
70 Pine Street New York NY 10270 to
[Address of Insurer]
American Compliance Technologies, Inc. of
[Name of Insured]
1875 W. MainSt Bartow FL 33830
[Address of Insured]

this 15th day of May, 2008. The effective date of said
(Day) (Month) (Year)
policy is 29th day of May, 2007.
(Day) (Month) (Year)

I hereby certify that the Insurer is licensed to transact the business of insurance, or eligible to provide insurance as an excess or surplus lines insurer, in one or more states including Florida.


[Signature of Authorized Representative of Insurer, who is a Resident Agent of Florida]

Dennis Brownlee

[Type Name]

Producer

[Title]

Authorized Representative of

AIG Environmental

[Name of Insurer]

414 N. Alexander St. Plant City FL 33563

[Address of Representative]

ACORD CERTIFICATE OF LIABILITY INSURANCEOP ID JP
AMERI-5DATE (MM/DD/YYYY)
05/15/08

PRODUCER

Florida Insurance Center Inc
414 N Alexander Street
Plant City FL 33563
Phone: 813-754-3561 Fax: 813-764-8402

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED

American Compliance
Technologies, Inc.
1875 W. Main Street
Bartow FL 33830

INSURERS AFFORDING COVERAGE

NAIC

INSURER A: AIG Environmental

INSURER B: United Fire & Casualty Company

INSURER C: F C C I Insurance Co

INSURER D:

INSURER E:

13021

24570

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A X	GENERAL LIABILITY	[REDACTED]	05/29/07	05/29/08	EACH OCCURRENCE	\$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 50,000
	<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				MED EXP (Any one person)	\$ 5,000
	<input checked="" type="checkbox"/> CPL/E&O-Claims Ma				PERSONAL & ADV INJURY	\$ 1,000,000
	<input checked="" type="checkbox"/> Cargo Pollution				GENERAL AGGREGATE	\$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:				PRODUCTS - COMP/OP AGG	\$ 2,000,000
<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO- JECT <input type="checkbox"/> LOC						
B X	AUTOMOBILE LIABILITY	[REDACTED]	11/08/07	11/08/08	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO				BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident)	\$
<input checked="" type="checkbox"/> HIRED AUTOS						
<input checked="" type="checkbox"/> NON-OWNED AUTOS						
	GARAGE LIABILITY					
<input type="checkbox"/> ANY AUTO						
A	EXCESS/UMBRELLA LIABILITY	[REDACTED]	05/29/07	05/29/08	EACH OCCURRENCE	\$ 4,000,000
	<input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE				AGGREGATE	\$ 4,000,000
	<input type="checkbox"/> DEDUCTIBLE					\$
	<input type="checkbox"/> RETENTION \$					\$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	[REDACTED]	04/12/08	04/12/09	<input checked="" type="checkbox"/> WC STATU- TORY LIMITS <input checked="" type="checkbox"/> OTH- ER	
	E.L. EACH ACCIDENT				\$ 1,000,000	
	E.L. DISEASE - EA EMPLOYEE				\$ 1,000,000	
	E.L. DISEASE - POLICY LIMIT				\$ 1,000,000	
B	OTHER	[REDACTED]	11/08/07	11/08/08	Leased/ Rented Eq	\$500,000 Ded \$1,000
	Equipment Floater					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Certificate Holder is named as Additional Insured with respects to General & Automobile Liability. The above policy covers \$1,000,000 on a General Liability loss; \$1,000,000 on a Pollution Liability loss; \$1,000,000 on a Professional Liability loss. All coverages also have an aggregate limit of \$2,000,000 and also an umbrella/excess limit of \$4,000,000

CERTIFICATE HOLDER

Florida Department of
Environmental Protection
Bob Martinez Center
2600 Blair Stone Rd
Tallahassee FL 32399-2400

FLADEP

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE



CONTINGENCY PLAN

**MATERIALS PROCESSING FACILITY
&
10 DAY TRANSFER FACILITY**



May 19, 2008

American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

RECEIVED

JUN 16 2008

BY: BSHW

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TABLE 2: Potentially Hazardous Substance Inventory

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FIGURE 1: Site Location

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FIGURE 3: Warehouse #1 Emergency Equipment & Escape Route

FIGURE 4: Processing Building & Tank Layout

FIGURE 5: Tank Farm Layout

FIGURE 6: Processing Building Emergency Equipment & Escape Route

FIGURE 7: Office Trailer Emergency Equipment & Escape Route

FIGURE 8: Administration Building Emergency Equipment & Escape Route

FIGURE 9: Weekly Warehouse #1 & Haz Mat Storage Building Inspection Log

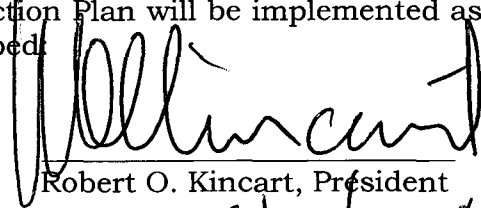
FIGURE 10: Weekly Processing Building Inspection Log

FIGURE 11: Daily Tank Farm Inspection Log

PLAN CERTIFICATIONS

Management Certification


This Contingency Plan, SPCC Plan, and Emergency Action Plan will be implemented as herein described.


Robert O. Kincart, President

5/27/2008
Date

P.E. Certification

I hereby certify that I have examined the facility, and being familiar with the provisions of 40 CFR 112, 40 CFR 264.50, and 29 CFR 1910.38, attest that this plan has been prepared in accordance with good engineering practices and in accordance with the referenced regulations.


R. Jeffrey Kincart, P.E.
FL
5/27/2008
Date
604-848-8887
PROFESSIONAL

61727
Registration #

FL
State

1.0 GENERAL INFORMATION

1.1 Facility Information

Name of Facility	American Compliance Technologies, Inc.
Type of Facility	Environmental Consultant and Contractor Nonhazardous Materials Processing Facility 10-Day Transfer Facility for Hazardous Waste
Facility Location	1875 West Main Street Bartow, Florida 33830 (¼ mile west of intersection of US Hwy. 60 and CR 555)
Name and Address of Owner:	Robert O. Kincart 1038 Sugartree Drive N. Lakeland, Florida 33813
Designated Person Accountable For Spill Prevention at the Facility	Ann Wortman Waste Management Director

1.2 Purpose of Contingency Plan

This Contingency Plan (Plan) has been developed to satisfy the requirements of a Spill Prevention, Control and Countermeasure (SPCC) Plan in accordance with Title 40 CFR 112, a Contingency Plan in accordance with 40 CFR 264.50, and an Emergency Action Plan in accordance with Title 29 CFR 1910.38. The Plan will be utilized by trained employees of American Compliance Technologies, Inc. (A-C-T) primarily for the prevention of the release of pollutants into the environment and to minimize hazards to human health or the environment in the event of fire, explosions, or an unplanned sudden or non-sudden release of pollutants to the air, soil, or water.

Normal operating procedures for all employees will incorporate the Plan by its regular review with appropriate operations and maintenance personnel, implementing the Plan when necessary, and by performing a critical review and making necessary amendments to the Plan when needed (i.e., regulations change, plan fails upon use, materials handling operations processes or equipment not described herein are added or changed.)

1.2 Implementation of Contingency Plan

The provisions of this Plan shall be carried out immediately whenever there is a fire, explosion, or inadvertent discharge of non-hazardous/non-RCRA waste stored or processed at the facility or of hazardous waste staged during transit (i.e. A-C-T's 10-day transfer facility). The provisions of this Plan are also applicable in the event of severe weather which could endanger facility personnel or cause extensive facility damage.

2.0 INTRODUCTION

2.1 Description of the Facility

A-C-T was established in 1988 and is a full service environmental contractor and consulting firm specializing in chemical and petroleum contaminated site remediation, the segregation, consolidation and disposal of non-hazardous petroleum and industrial waste, emergency response to chemical and petroleum spills, and underground storage tank closures.

A-C-T began operations at the current location at 1875 W. Main Street in Bartow, Florida on July 1, 1995 (Figure 1). Since 1997, A-C-T has maintained a Florida Department of Environmental Protection (FDEP) Materials Processing Facility permit to accept non-hazardous / non-RCRA waste streams for consolidation (FDEP Permit No. 75093-005-0/31). A wastewater pre-treatment system has been installed for the treatment of certain liquid wastes for discharge to the City of Bartow POTW (permit pending). A-C-T is a registered used oil, used oil filter, and petroleum contact water (PCW) transporter / transfer facility, a hazardous waste transporter, and 10-day transfer facility for storing hazardous waste in transit. A-C-T is a registered universal waste lamps and devices transporter, and small quantity universal waste lamps and devices handler facility. In support of its activities, A-C-T maintains a fleet of vehicles and light and heavy motorized equipment which contain motor oils, petroleum fuels, and hydraulic fluids.

The facility is located on an 8-acre tract of land located in Polk County in the south central portion of Section 1, Township 30 South, Range 24 East at approximately Latitude 27°53'43" North and Longitude 81°51'56" West. The facility includes four buildings as shown on Figure 2: a 700 square foot temporary office trailer housing administrative staff, an 8,900 square foot administrative building, and two (2) 6,000 square foot high-bay metal buildings hereafter referred to as Warehouse #1 and the Processing Building.

Warehouse #1 provides 3,000 square feet of temporary office/support space (1,500 square feet per story) and 4,500 square feet of warehouse area (Figure 3). The warehouse area is utilized for storage of equipment and supplies to support field operations. Two (2) flammables cabinets and one (1) corrosives cabinet hold various paints and cleaners in 5-gallon containers or smaller. A 500-gallon double walled portable diesel fuel storage tank is located on the concrete pad south of

warehouse #1. A compressed gas storage rack is also present on the concrete pad. Cylinders stored in the rack include medical grade breathing air, gaseous nitrogen, gaseous hydrogen, 75% argon in carbon dioxide, carbon dioxide, and 40% gaseous hydrogen in nitrogen. The maximum cylinder size is 300 cf.

A Portable Hazardous Material Storage Unit is utilized for storage of hazardous waste in transit for up to 10 days. This unit is specifically designed for the storage of corrosive, flammable, and combustible liquid. It is constructed of welded steel with grated floor over secondary containment, vents, and static ground. The unit will hold up to 32 x 55-gallon drums double stacked on pallets and is located behind Warehouse #1 as shown on Figure 3.

The Processing Building includes 275 square feet of office space and 5,725 square feet of warehouse area used for storage of drums of non-hazardous waste materials, roll-off containers for bulked waste, and for the waste water treatment plant (WWTP) operations (Figure 4). Various containers of corrosive hazardous materials used in the wastewater treatment plant are present within the Processing Building in 55-gallon drums or 250 gallon totes. On the west side of the Processing Building is a 4,000 square foot containment area (the tank farm) containing six (6) 10,000 gallon above ground storage tanks (ASTs) for storage of treated and untreated nonhazardous industrial wastewater (Figure 5).

2.2 Discharge Prevention Measures and Controls

Both Warehouse #1 and the Processing Building were constructed with a 6-inch high complete perimeter concrete curb, integral with the monolithic concrete pad as secondary containment for any spills which may occur during equipment maintenance, nonhazardous waste processing, and wastewater treatment. A 39-foot long trench slopes to a 2-foot x 2-foot x 3-foot deep sump in the central portion of the Processing Building. The trench and sump are covered by a steel grating. All nonhazardous waste processing and bulk waste loading and unloading operations occur within the secondary containment of the Processing Building and tank farm. Drum loading and unloading occurs on asphalt with a truck with hydraulic lift gate, forklift, or skid loader with forklift attachment and are performed according to the Operations & Maintenance Plan for the facility.

The Portable Hazardous Materials Storage Unit to be utilized for storage of Hazardous waste in transit is constructed with 509-gallon secondary containment capacity integral to the building. The storage unit is located on a 60 foot by 25 foot monolithic concrete pad south of Warehouse #1.

Inspections of the drum storage areas, including the Portable Hazardous Material Storage Unit are conducted on a weekly basis. Drums are observed for leaks or corrosion around the bottom welds and on sides. The concrete curb in the Processing Building is inspected for cracking and spalling. The sump in the Portable Hazardous Materials Storage Unit is inspected for signs of cracking or

corrosion. Observations of the storage areas are also made daily by the personnel who work in the Processing Building.

Inspections of the tank farm are conducted on a daily basis. Tanks, piping, and valves are observed for signs of leakage, corrosion, and damage. The containment area and sump are inspected for cracks and damage, and debris/contaminants. The sump pump and discharge line are inspected to ensure that the power is disconnected when not in use and that the valve on the discharge line is closed.

2.3 Spill Pathways

Secondary containment in all waste storage and processing areas would prevent release of waste materials to the environment. If waste materials were released during loading or offloading of drums from transport vehicles, releases would occur onto the asphalt parking lot or concrete pad which drain to the north and would remain on A-C-T property. No surface waterways or drainage ditches leave the A-C-T property.

3.0 EMERGENCY PROCEDURES

This Plan covers emergency procedures for the following types of incidents:

A spill which has or could:

- 1) release materials/potential pollutants within Warehouse #1, the Processing Building, or the Hazardous Material Storage Unit;
- 2) result in soil, ground water, or surface water contamination; or
- 3) cause the release of toxic or flammable liquids or vapors, thus causing a fire or explosion hazard.

A fire which has or could:

- 1) cause release of toxic fumes;
- 2) cause explosion; or
- 3) possibly spread to off-site areas.

Severe weather, including tornados or hurricanes which has or could:

- 1) require evacuation of personnel; or
- 2) cause severe damage to the A-C-T facility which could result in a spill or fire.

3.1 General Emergency Procedures

In the event of an emergency and as soon as the immediate measures necessary to prevent the spread of pollution to the environment are taken, the discoverer will immediately alert the Emergency Coordinator (Waste Management Director) of the location, nature, and extent of the incident. In the absence of the Waste Management Director, the individuals on the Emergency Response Telephone List (Table 1) shall be called in the order shown. If none of the individuals listed is reachable, the proper authorities shall be notified by the discoverer.

The Emergency Coordinator will systematically ensure that the following tasks are performed:

1) Identify:

- ✓ Magnitude of the emergency;
- ✓ Materials involved;
- ✓ Exact source;
- ✓ Amount;
- ✓ Aerial extent of the emergency;
- ✓ Potential hazards to human health and the environment.

2) Notify onsite personnel:

- ✓ Activate the internal facility PA system to notify personnel of the emergency and any required action (i.e. restricted access or evacuation).
- ✓ Activate internal alarm system if evacuation of facility is necessary.

3) Provide first aid:

- ✓ Assign first aid duties to A-C-T trained personnel onsite.
- ✓ Direct set up of a first aid station in the employee break room in Warehouse #1, if safe.

4) Notify outside agencies:

- ✓ Ambulance, fire department, police, and/or hospital, as necessary.
- ✓ FDEP Solid Waste immediately if fire or spill outside of secondary containment.
- ✓ FDEP Emergency Response Hotline if >25 gallons of petroleum spilled.
- ✓ National Response Center if >RQ of a hazardous substance spilled or human health and welfare outside of the facility is threatened.

When reporting the emergency to outside agencies, convey the following information:

- a) Name and phone number of caller;
- b) Facility name, address, and telephone number;
- c) Incident date and time;
- d) Type and quantity of material involved;
- e) Damages or injuries caused by the incident;
- f) Possible hazards to human health or the environment outside the facility.
- g) Names of individuals and/or organizations who have also been contacted.

The name, title, and time associated with each contacted agency should be logged.

3.2 Procedures for Incidents without Fire

After implementing the general procedures listed above, and if not already done as part of the first line response, trained personnel shall:

- 1) Determine the source of the leak or spill.

- 2) Identify the character of the released material by review of facility records and MSDS's. MSDS's are stored in the breakroom in Warehouse #1, the Processing Building office, and in a locked box at the entrance to the A-C-T facility. Keys to the lock box are kept at the receptionist's desk in the A-C-T administrative office building, in the possession of the A-C-T President, and at the Bartow Fire Department.
- 3) Don protective equipment, as necessary.
- 4) Berm ahead of the spill, if possible.
- 5) Stop the spill at the source of discharge.
- 6) Contain the spill with absorbents, as necessary.
- 7) Collect and containerize contaminated materials into 55-gallon drums or other proper containers for proper disposal.
- 8) Decontaminate impacted surfaces, safety equipment, and personnel, as necessary, containerizing all decontamination waste for characterization and disposal.

3.3 Procedures for Incidents with Fire

The goal of the fire response procedures is to prevent spreading of the fire or explosion, and to attempt to extinguish the fire without resulting in hazards to human health or the environment. The following steps should be followed by the Emergency Coordinator or their designee:

- 1) Implement the General Emergency Procedures.
- 2) Notify all personnel via the PA system and the audible alarms, then evacuate all endangered personnel.
- 3) If no outside assistance is necessary, attempt to extinguish the fire with a portable fire extinguisher.
- 4) If outside assistance is necessary, discontinue use of fire extinguisher and wait for the arrival of the Fire Department once contacted.

3.4 Procedures for Severe Weather

3.4.1 Tornado

When a Tornado Watch is issued by the National Weather Service for the Bartow area, continue normal activities, but watch for tornadoes.

When a Tornado Warning is issued by the National Weather Service for the Bartow area, activate A-C-T Emergency Weather Alert system as follows:

1. Emergency Coordinator of designee will announce the following alert over the P.A. System, after obtaining authorization from one of the Executive Management team.

**"YOUR ATTENTION PLEASE! This is a tornado warning!
Shut down your equipment and seek shelter!"**
(REPEAT MESSAGE)

2. Safe shelter at A-C-T is defined in order of security as:
 - Main office building – 1st floor restrooms or offices with no windows.
 - Warehouse #1 - ladies restroom or 1st floor office.
 - Processing Building - restroom.
 - Other shelters are under heavy tables, desks, or anything heavy or solid to protect you from falling or flying debris.
 - Move as far away from windows as possible.
 - Always protect your head and face.
3. All employees must remain under cover until the all-clear message is given.
4. All Clear: The all-clear message will be announced by the Emergency Coordinator or designee as follows:

"YOUR ATTENTION PLEASE! This is your all clear signal."
(REPEAT MESSAGE)

During the storm, should fire, smoke, or any other event make it necessary to evacuate, the evacuation alarm will sound or the PA system will be used. Should there be loss of power, the evacuation will be declared orally by the Emergency Coordinator or designee.

3.4.2 Hurricane

After a public Hurricane Warning is issued for the central Florida area by the National Weather Service through emergency weather radios or Civil Defense, the Executive Management team will inform the employees. Employees will be permitted to leave early if they so choose to travel home.

If the situation becomes severe overnight or on a day when the plant is not open, the Executive Management Team will make a decision regarding closure of the plant for the next business day. The Executive Management Team shall notify the department directors and the on-call emergency response phone attendant. The department directors will then call their department employees to notify them of business closure. If an employee has additional questions, they may call the 24 hour A-C-T phone number (800-226-0911 X03) and speak to the on-call emergency response phone attendant.

In the event a Hurricane Warning issued by the National Weather Service indicates that the hurricane will move in the direction of Bartow, the following action should be taken at the direction of the Executive Management Team:

- 1) Move all items possible inside buildings.
- 2) Fuel all vehicles and portable equipment.
- 3) Check emergency lighting fixtures.
- 4) Fill containers with potable water to supply three days drinking water for maintenance and repair crews.
- 5) Lash down all loose materials and portable buildings.
- 6) Tape or barricade exposed glass windows.
- 7) Check roofs and lash as required.

3.5 Procedures Following an Emergency

Following an emergency:

- 1) Provide proper storage, treatment, or disposal of contaminated materials resulting from discharges.
- 2) Ensure that all emergency equipment is cleaned and fit for use prior to resuming normal operations.
- 3) If not done already, notify FDEP within 24 hours of fire or spill which discharge to the environment outside of the secondary containment areas.
- 4) Complete the written reporting requirements in Section 9.0 of this Contingency Plan.

4.0 FACILITY EVACUATION PLAN

In the event of an emergency situation that threatens the health or safety of facility personnel, the Emergency Coordinator or designated alternate, is authorized to initiate a complete evacuation of the facility. If evacuation of outlying areas is deemed necessary, the Emergency Coordinator will advise the local Fire Department and local Law Enforcement of the potential threat to human health.

4.1 Evacuation Signal

- 1) Activate the internal facility PA system to notify personnel of the emergency and any required action (i.e. restricted access or evacuation).
- 2) Activate internal alarm system if complete evacuation of facility is necessary.

4.2 Evacuation Route

Personnel in the facility will be evacuated by the nearest exit door in their building as shown on Figures 3, 6, 7, and 8. Personnel must not attempt to retrieve personal belongings unless authorized. Personnel are to assemble at the entrance to the A-C-T property on the grass west of the driveway at U.S. Hwy. 60 unless directed otherwise by the Emergency Coordinator.

Department Directors or their designee will obtain an accurate head count from their department. This information will then be given to the Emergency Coordinator, who will ensure that no unauthorized personnel re-enter the evacuated area. No personnel may re-enter the facility until authorized to do so by the Emergency Coordinator. Department Directors are responsible for knowing where their visitors/contractors are at all times in case of an emergency.

4.3 Critical Plant Operations

In case of an evacuation, the wastewater treatment plant must undergo total shutdown prior to the operator evacuating.

1. Upon notification of evacuation, the water treatment plant operator will shut down all power to the plant at the main switch of the operating panel.
2. The air compressor located at the south end of the treatment plant building must be shut down.
3. After completion of total shutdown, the treatment plant operator will evacuate to the designated meeting place by the safest route.
4. If the treatment plant operator is in imminent danger, total shutdown will be aborted to ensure the safety of the operator.

5.0 EMERGENCY EQUIPMENT

A-C-T maintains the following emergency equipment at the facility. The listing also provides the location of each piece of equipment, as well as a brief outline of its capabilities.

5.1 Communications Equipment

- 1) Telephones are located in the break room and offices in Warehouse #1 and in the office in the Processing Building as shown in Figures 3 and 5. Telephones are also located in the administrative offices and office trailer.
- 2) The PA system can be accessed from any telephone by lifting the handset, pressing the **Feature** button, then pressing 630 and speaking into the receiver.

- 3) Fire Alarms are located at the main entrance door in Warehouse #1 and the Processing Building.
- 4) Cellular phones with NEXTEL two-way calling capabilities are carried by most A-C-T staff, including all Emergency Coordinators.
- 5) Appointed runners may also be used for communication between the Emergency Coordinator and designated assistants.

5.2 Fire Control Equipment

- 1) ABC All Class Dry Chemical fire extinguishers are situated in easily accessible locations in each office building.
- 2) ABC All Class Dry Chemical fire extinguishers are situated in multiple, marked locations in Warehouse #1 and the Processing Building.
- 3) Several water hoses are located outside of each building.

5.3 Spill Containment Equipment

The following spill containment equipment may be used, as needed, on any spill occurring in the facility. Figure 3 shows the location of the items listed in Warehouse #1. Figure 5 shows the location of the items listed in the Processing Building.

<u>Item</u>	<u>Description</u>	<u>Location</u>
1.	Granular Absorbents (Oil-Dri / Spill Magic)	Warehouse #1 & Processing Building
2.	Oil-Only Pads	Warehouse #1 & Processing Building
3.	Oil-Only Booms	Warehouse #1 & Processing Building
4.	Portable Pumps/Hoses	Warehouse #1 & Processing Building
5.	Brooms, squeegee, shovels, etc.	Warehouse #1 & Processing Building
6.	55-gallon poly or metal drums	Warehouse #1 & Processing Building
7.	85-gallon poly or metal overpacks	Warehouse #1 & Processing Building
8.	Compressed Cylinder Patch Kit	Trailer #60
9.	Personal Protective Clothing	Warehouse #1 & Processing Building

- | | |
|-------------------|------------------------------------|
| 10. Eye Wash | Warehouse #1 & Processing Building |
| 11. Safety Shower | Processing Building |

6.0 FACILITY INSPECTIONS

Facility inspections are conducted by either the Waste Management Director or his/her designee.

6.1 Warehouse #1

Warehouse #1 is inspected and documented on a weekly basis on the form shown in Figure 9. Inspections include the following:

- 500 Gallon AST: inspection of tank and dispenser hose for leakage or corrosion or cracking.
- Drums: inspection of drums for bulging, leaks, or corrosion around bottom welds and on sides.
- Flammables Cabinet: inspection of contents for leakage.
- Corrosives Cabinet: inspection of contents for leakage.

6.2 Portable Hazardous Materials Storage Unit

The Portable Haz Mat Storage Unit is inspected and documented on a weekly basis on the form shown in Figure 9. Inspections include the following:

- Storage Unit: inspection for corrosion or bulging.
- Secondary Containment: inspection for corrosion or accumulated waste.
- Drums: inspection of drums for bulging, leaks, or corrosion around bottom welds and on sides.

6.3 Processing Building

The Processing Building is inspected and documented on a weekly basis on the form shown in Figure 10. Inspections include the following:

- Poly tanks: inspection of tank and valving for leakage or cracking.
- Drums: inspection of drums for leaks or corrosion around bottom welds and on sides.
- Roll-offs: inspection of door seals and body for leakage.
- Cubic yard boxes: inspection of boxes for leakage or bulging.
- Containment area: inspection of concrete curbing for cracking and spalling.
- General housekeeping: inspection of materials processing area for cleanliness and proper storage of equipment and waste containers including closure of containers.

Informal daily inspections are also conducted by **ACT** personnel working in the Processing Building. If leakage or other issues are noted, immediate corrective action occurs.

6.4 Tank Farm

The tank farm is inspected and documented on a daily basis on the form shown in Figure 11. The inspections include the following:

- Concrete Containment Area: inspection of concrete floor and curbing for cracking and spalling.
- Containment Collection Area: inspection of containment area and sump for debris, signs of contaminants.
- Sump pump: Inspection of sump pump to ensure that switch is in the off position when not in use and valve on discharge line is closed.
- Catwalks: Inspection of catwalks for security, corrosion, and damage.
- Tank Exteriors: Inspection of exterior of all tanks for signs of leakage, corrosion, and damage.
- Piping and Valves: Inspection of piping for security, leaks, and corrosion. Inspection of valves and valve guards for operation, damage, and serviceability.
- Tank Vents: Inspection of tank emergency vents for obstruction and operation, ensuring that vents are closed.
- Tank Servicing Monitor: Inspection for security, closure, and operation. All 90% switches are tested.
- EBW Monitoring System: Inspection for security, damage, and operation. A system status report is printed automatically on a daily basis and attached to the form.

In accordance with 62-701.400(6)(c)(9), the interior of AST's are visually inspected every three (3) years or whenever the tanks are emptied. These inspections are documented and will be kept on file for the life of the WWTP.

7.0 SECURITY

Security procedures exist to prevent access to storage areas by unauthorized personnel. Warehouse #1 and the Processing Building are secured and locked at times when facility personnel are not present. A cipher-coded alarm system is installed on all doors to the buildings. A 6-foot tall chain link fence encloses the tank farm and the storage and parking area on the south side of the buildings. The Hazardous Waste Storage Unit is located behind this fence.

8.0 EMPLOYEE TRAINING PROCEDURES

Personnel required or expected to respond to spills or emergencies and those who work in Warehouse #1 and the Processing Building will be trained in the following:

1. Implementation of Contingency Plan procedures.
2. Operation and maintenance of equipment to prevent discharges of pollutants, and equipment necessary to the prevention or cleanup of environmental spills.
3. Applicable federal, state, and local pollution control laws, rules, and regulations.
4. Location of emergency equipment and communications systems.

Other personnel who work at the A-C-T facility will be trained in the following:

1. Communications systems.
2. Fire extinguisher operation.
3. Evacuation procedures.

New employees will be trained within one week of beginning work. Training will be updated at a minimum of once per year for all personnel. More frequent periodic briefings will occur as necessary to highlight and describe any known spill events or failures, malfunctioning components, or recently developed precautionary measures.

9.0 COORDINATION AGREEMENTS

A-C-T will make arrangements to familiarize the local law enforcement, fire department, and hospital with the layout of the facility, properties of the materials processed and stored at the facility, work locations of personnel, entrances to the facility, and escape routes from the facility and property. Copies of this *Plan* will be distributed to the following agencies:

- a) City of Bartow Fire Department
- b) Bartow Regional Medical Center
- c) Bartow Police Department

These agencies will be encouraged to tour the facility to familiarize themselves, as necessary.

10.0 WRITTEN REPORTING REQUIREMENTS

Within 7 days after an incident requiring Contingency Plan implementation for an emergency such as a fire, explosion, release to the environment, the Waste Management Director or his/her designee shall submit a written report to the FDEP Southwest District. The report will include:

- 1) Name, address, and telephone number of the facility.
- 2) FDEP Permit number.
- 3) Date, time, and nature of incident.
- 4) Type and quantity of material(s) involved.
- 5) An assessment of actual potential hazardous to human health and welfare or to the environment, where applicable.
- 6) Estimated quantity and characteristics of recovered materials that resulted from the incident.
- 7) All differences between the emergency response activities actually taken and those described in the Contingency Plan and the reasons for each such difference.
- 8) Proposed measures to prevent similar incidents in the future.

TABLE 1
EMERGENCY RESPONSE TELEPHONE LIST
Page All: Feature 630

I. DAY TIME EMERGENCY RESPONSE COORDINATORS

	INTERCOM	CELL
Ann Wortman, Waste Management Director	X232	(863) 581-4124
Ashley Shive, H&S Manager	X237	(863) 559-1768
Buck Buchanan, Warehouse Manager		(863) 698-2525
Jeff Kincart, Vice President	X246	(863) 559-8026
Randall Barfield, Emergency Services Director	X250	(863) 559-5473

II. AFTER HOURS EMERGENCY RESPONSE COORDINATORS

	HOME	CELL
Ann A. Wortman 524 Boger Blvd. S., Lakeland, FL	(863) 682-4037	(863) 581-4124
Buck Buchanan 512 Vista Way Lane, Eagle Lake, FL	(863) 293-1705	(863) 698-2525
Jeff Kincart 5816 Hendricks Rd., Lakeland, FL	(863) 644-5005	(863) 559-8026
Robert O. Kincart 1038 Sugartree Drive N., Lakeland, FL	(863) 644-1912	(863) 559-0101

III. EMERGENCY TELEPHONE NUMBERS

- A. Government Emergency Response
 - State Warning Point (800) 320-0519
 - FDEP Emergency Response - Tampa (813) 744-6462
 - National Response Center (800) 424-8802
 - Polk County Civil Defense Dept. (863) 533-2105 or 533-2106
- B. Fire
 - Bartow Fire Department 911 or (863) 534-5044
- C. Medical
 - E.M.S. 911
 - Poison Control Center (800) 282-3171
 - Bartow Regional Medical Center (863) 533-8111
 - Occupational Health Partners (863) 533-2030
- D. Police
 - Bartow Police 911
 - Polk County Sheriff 911 or (863) 533-0344
 - Florida Highway Patrol 911
- E. Utilities
 - General Telephone Co. (GTE) (800) 343-4200
 - City of Bartow Electric (863) 534-0100

TABLE 2
POTENTIALLY HAZARDOUS SUBSTANCE INVENTORY**WAREHOUSE #1**

Flammables & Combustibles, Class 3 including:	Typical Inventory
Diesel Fuel	1 x 500 gallon AST
Gasoline (& Gas/Oil Mix)	Multiple 5 gallon cans
Oils – Hydraulic & Engine	Multiple 5 gallon cans
	2 x 55 gallon drums
	2 x 5 gallon buckets
2-Propanol (Isopropanol)	2 x 1 gallon jugs
Paints & Sealants	Multiple 1 gal & 5 gal cans
Aerosol paints	5 x spray cans
Irritants, including:	
Lime	10 x 20 lb bags
Soda Ash (Sodium Carbonate Anhydrous)	10 x 40 lb bags
Regenesis ORC – Oxygen Release Compound	20 x 5 gallon buckets
Regenesis Hydrogen Release Compound	20 x 5 gallon buckets
REM-3 Oil Digesting Bacteria	
Corrosives & Irritants, Cleaning Supplies, including:	
Floor Cleaners & Strippers	1 & 5 gallon jugs
Poisons/Toxics, including:	
Weed Killers, concentrate	1 gallon jug
Pesticides, granular	
Corrosives, including:	
Muriatic Acid UN1789	4 x 1 gallon jugs
Phosphoric Acid	1 x 5 gallon jug
KolorSafe Liquid Neutralizers	2 x 1 gallon jugs
Glacial Acetic Acid	1 x 20 gallon
JR-100 Concrete Cleaner	1 x 30 gallon
Flammable Compressed Gas Cylinders, including:	
Hydrogen/Nitrogen Mixed 40%	
Compressed Hydrogen	
Acetylene, Dissolved	
Propane	
Non-Flammable Compressed Gas Cylinders, including:	
Compressed Nitrogen UN1066	
Carbon Dioxide	
101 ppm Methane Balanced Air	
Argon/Carbon Dioxide Mixed	
NSG Air Compressed UN1002	

TABLE 2
POTENTIALLY HAZARDOUS SUBSTANCE INVENTORY
(continued)

PORTABLE HAZARDOUS MATERIAL STORAGE UNIT

Hazardous Waste including:**Max Capacity: 32 x 55-gallon drums**

Flammable, Class 3 & 4.1

Poison, Class 6

Corrosive, Class 8

Misc., Class 9

PROCESSING BUILDING

Corrosives, Class 8 including:**Typical Inventory**

Sodium Hydroxide (50%)

4 x 250 gallon totes

Sulfuric Acid

1 x 55 gallon drum

1 x 55 gallon drum

Flammables & Combustibles, Class 3 including:

Waste drums – Diesel/Gas/Oil/Water mix.

5 x 55 gallon drum

Nonhaz Waste, including:**Maximum Capacity:**

Treated & Untreated Industrial Wastewater

6 x 10,000 gallon tanks

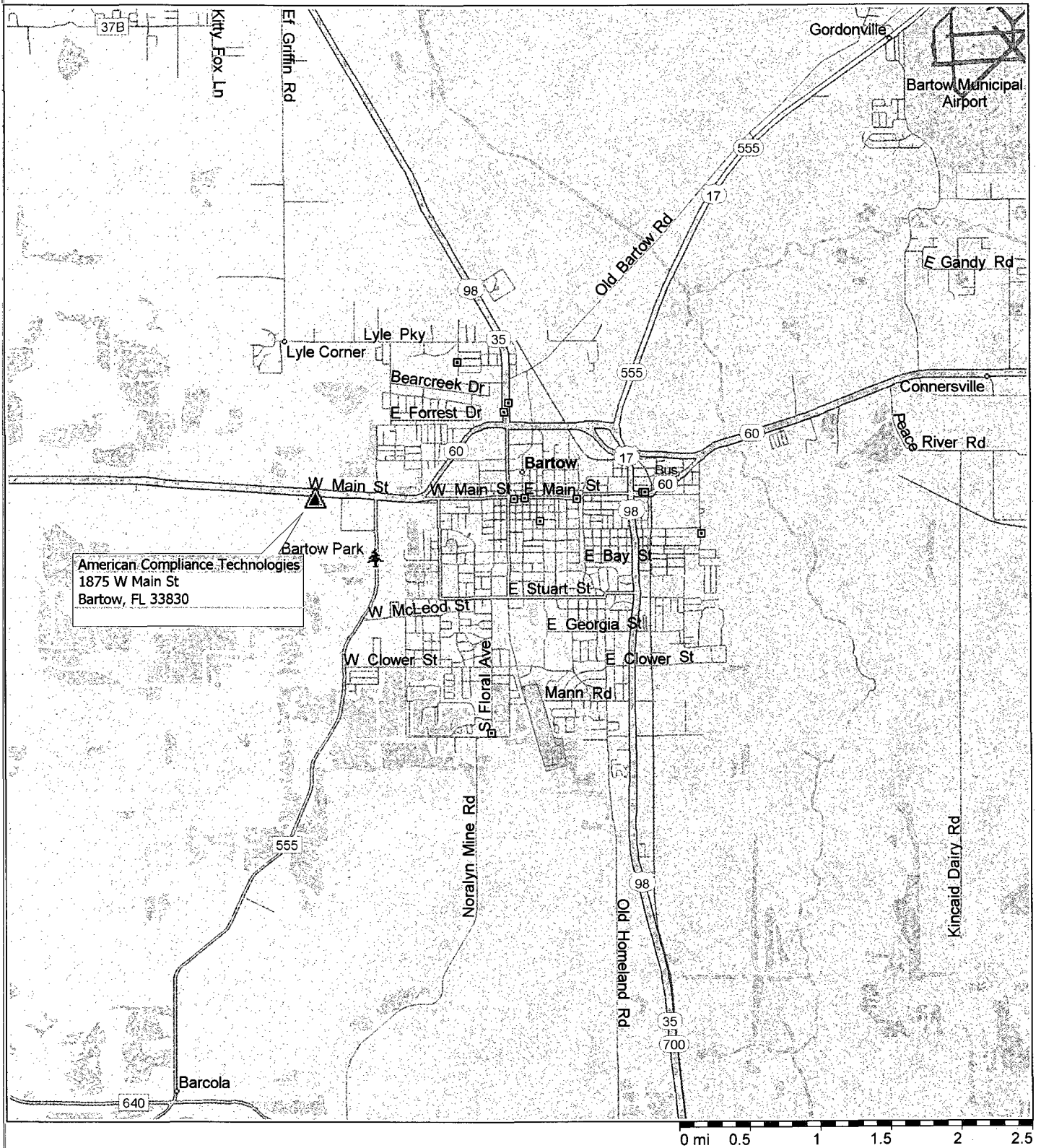
9,000 gallons in process tanks

Solid & Liquid in drums

344 x 55 gallon drums

Solid waste

1 x 20 cy roll off



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 © 2004 NAVTEQ. All rights reserved. This data includes information taken with permission from Canadian authorities © Her Majesty the Queen in Right of Canada. © Copyright 2004 by TeleAtlas North America, Inc. All rights reserved.



FIGURE 1: SITE LOCATION

American Compliance Technologies, Inc.
 1875 W. Main Street
 Bartow, FL 33830



Poor Original

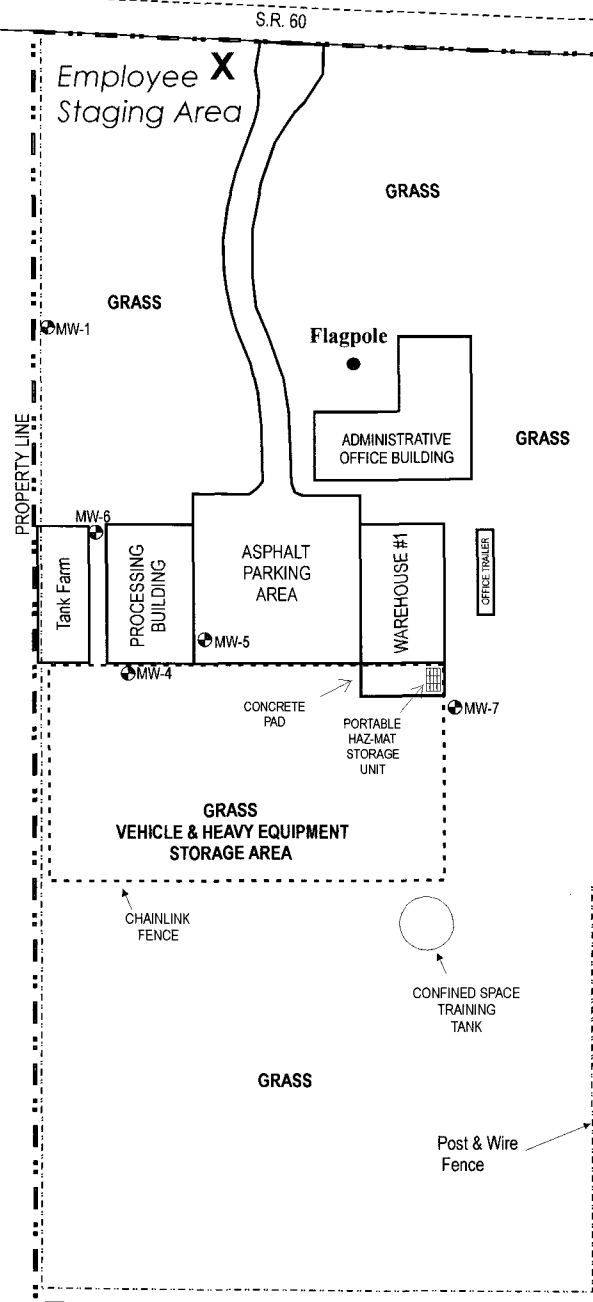


FIGURE 2: SITE PLAN
EMERGENCY EVACUATION STAGING AREA

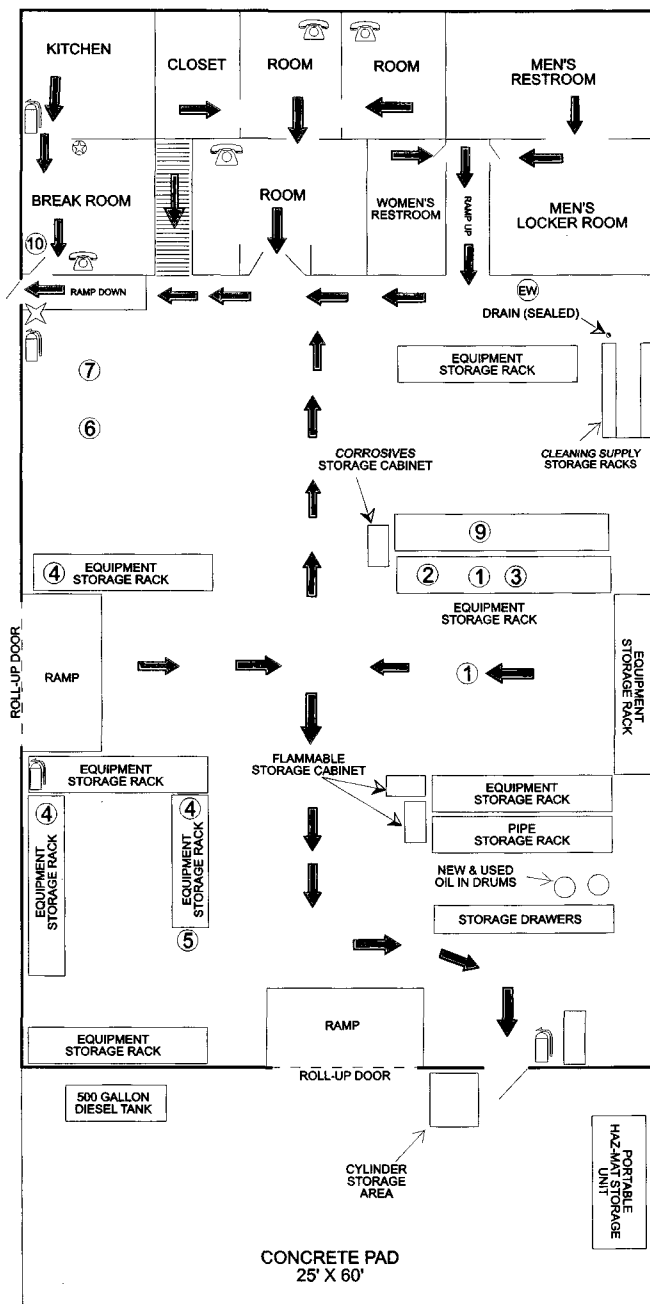
American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830



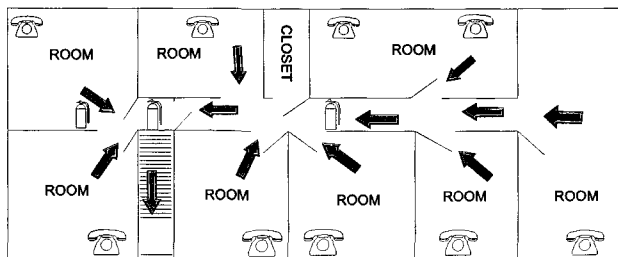
DATE: 05/06/08

P.M. : AAW

Not To Scale



COMPRESSED GAS
CYLINDER
KIT STORED
IN TRAILER #60
IN YARD
⑧



UPSTAIRS LAYOUT

LEGEND	
	FIRE EXTINGUISHER
	EYE WASH STATION
	TELEPHONE
	FIRST AID
	FIRE/EVACUATION ALARM
1	GRANULAR ABSORBENTS
2	OIL-ONLY PADS
3	OIL-ONLY BOOMS
4	PORTABLE PUMPS & HOSES
5	BROOMS, SHOVELS, ETC.
6	DRUMS
7	OVERPACKS
8	COMPRESSED CYLINDER KIT
9	PPE
10	MSDS BOOK
	ESCAPE ROUTE

**FIGURE 3: WAREHOUSE #1
EMERGENCY EQUIPMENT & ESCAPE ROUTE**

American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

DATE: 05/06/08

P.M. : AAW

NOT TO SCALE



AMERICAN COMPLIANCE TECHNOLOGIES, INC.
1875 WEST MAIN STREET - BARTOW, FLORIDA - 33830
PHONE: 863-533-2000 FAX: 863-534-1133



- ① EQUALIZATION OXIDATION TANK (LOCATED IN TANK FARM)
- ② OIL WATER SEPARATOR
- ③ 1250-GALLON WASTEWATER REACTION TANK #1
- ④ 200-GALLON ACID DAY TANK
- ⑤ 1250-GALLON WASTEWATER REACTION TANK #2
- ⑥ 100-GALLON CAUSTIC DAY TANK
- ⑦ 1250-GALLON WASTEWATER REACTION TANK #3
- ⑧ 100-GALLON CHEMICAL DAY TANK
- ⑨ 100-GALLON FLOCCULANT TANK
- ⑩ 2000-GALLON POLY TANK-UNTREATED WASTEWATER
- ⑪ 3500-GALLON SLUDGE RETURN (TREATED WASTEWATER) TANK
- ⑫ RECESSED PLATE FILTER PRESS
- ⑬ 250-GALLON POLY TOTE-50% SODIUM HYDROXIDE
- ⑭ 55 GALLON OIL COLLECTION DRUM
- ⑮ 2000-GALLON SLUDGE RETURN (TREATED WASTEWATER) TANK
- ⑯ 2000-GALLON POLY TRANSFER TANK
- ⑰ BIOLOGICAL TREATMENT UNIT
- ⑱ 150-GALLON POLYMER TANK
- ⑲ PLANT FLOOR SUMP
- ⑳ 2000-GALLON POLY TANK-WASTEWATER

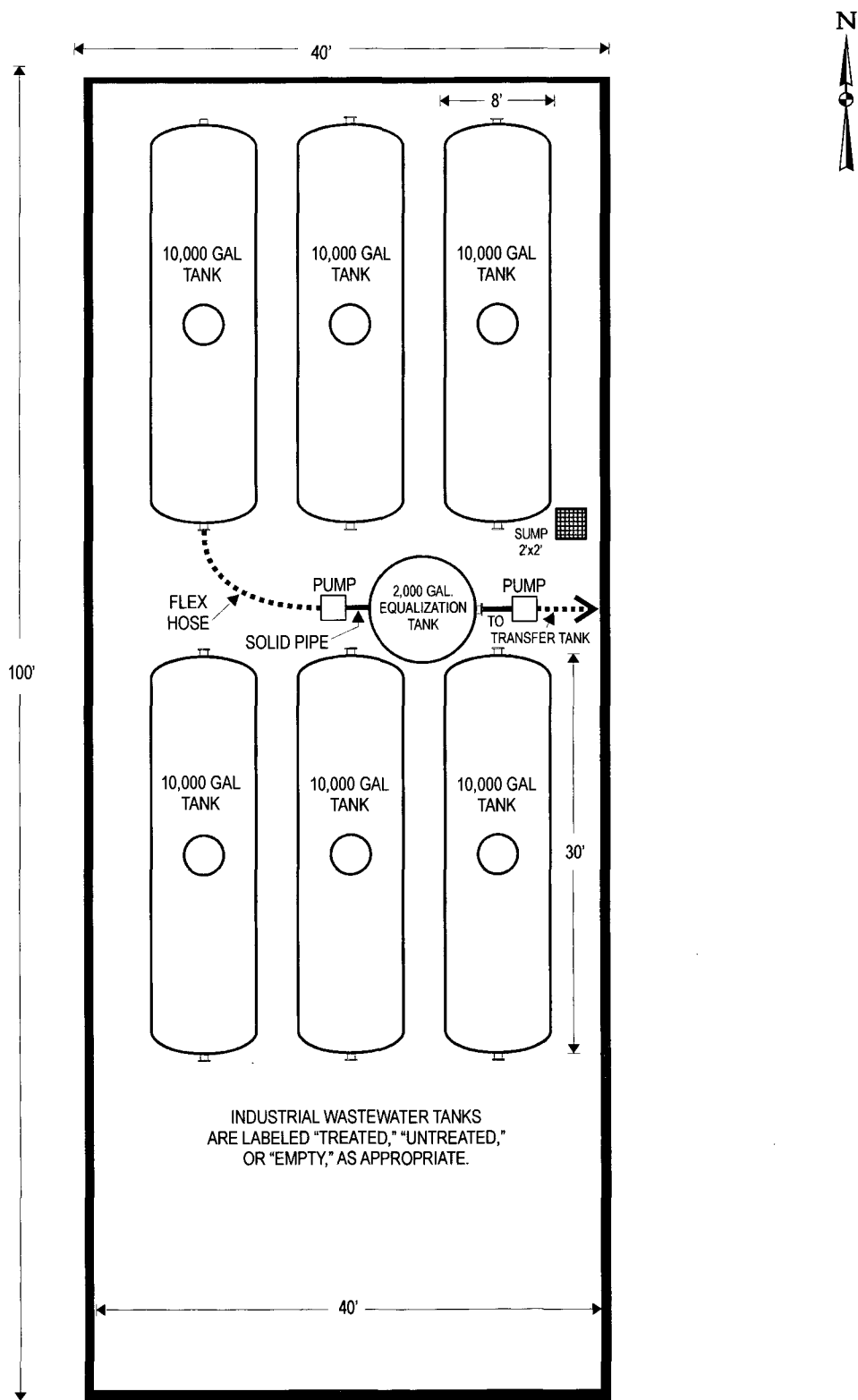


FIGURE 5: TANK FARM LAYOUT

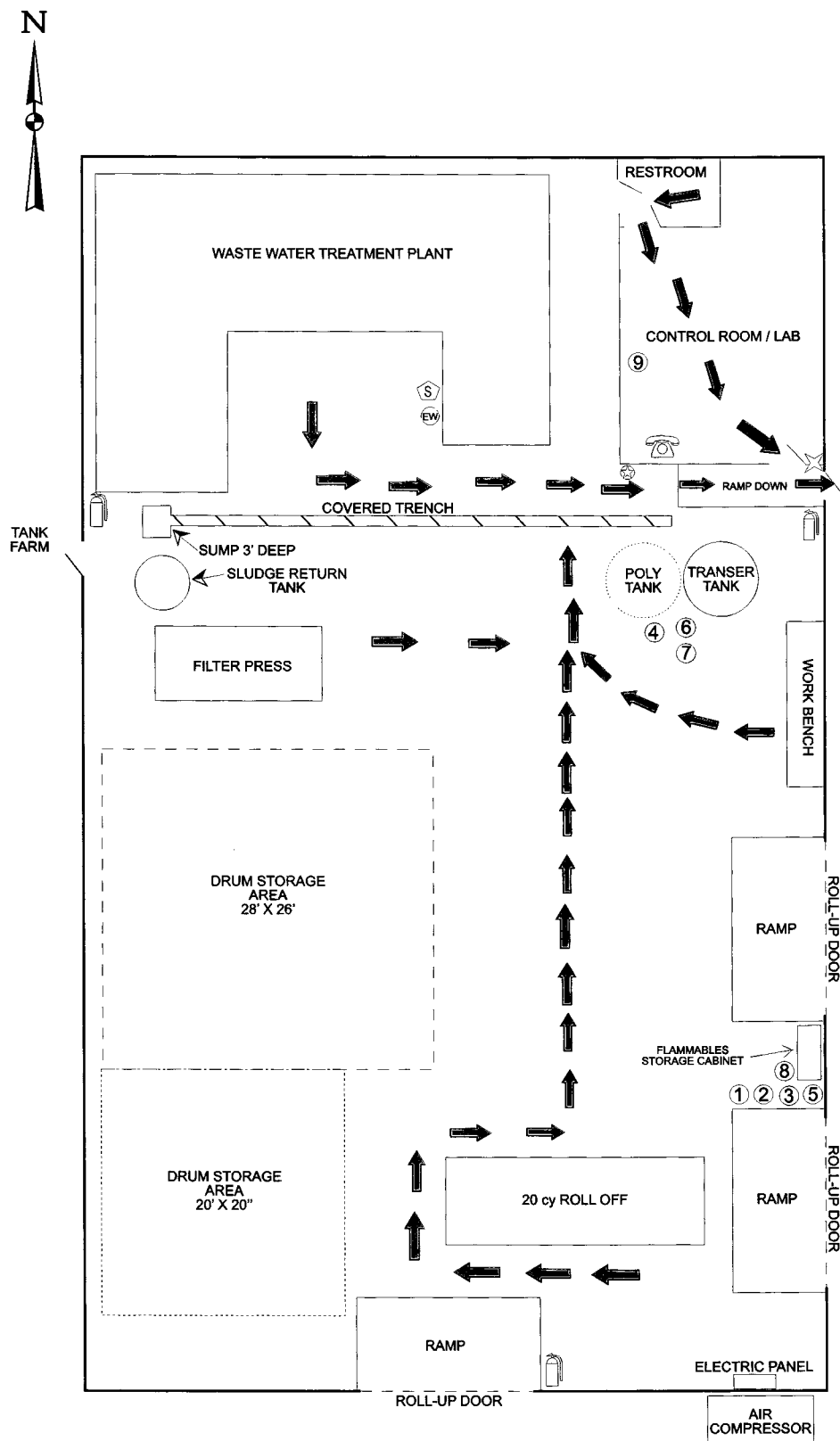
American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

DATE: 05/19/08

P.M. : AAW

Not To Scale





LEGEND	
	FIRE EXTINGUISHER
	EYE WASH STATION
	SAFETY SHOWER
	TELEPHONE
	FIRST AID
	FIRE/EVACUATION ALARM
1	GRANULAR ABSORBENTS
2	OIL-ONLY PADS
3	OIL-ONLY BOOMS
4	PORTABLE PUMPS & HOSES
5	BROOMS, SHOVELS, ETC.
6	DRUMS
7	OVERPACKS
8	PPE
9	MSDS BOOK
	ESCAPE ROUTE



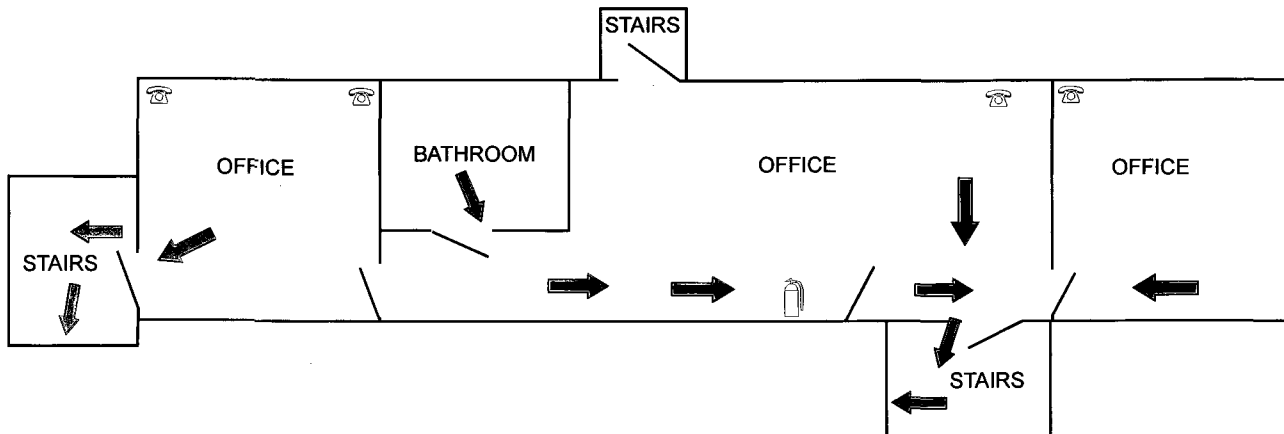
**FIGURE 6: PROCESSING BUILDING
EMERGENCY EQUIPMENT & ESCAPE ROUTE**

American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

DATE: 05/06/08

P.M. : AAW

Not To Scale



LEGEND



FIRE EXTINGUISHER



TELEPHONE



PRIMARY ESCAPE ROUTE



FIGURE 7: OFFICE TRAILER EMERGENCY EQUIPMENT & ESCAPE ROUTE

American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

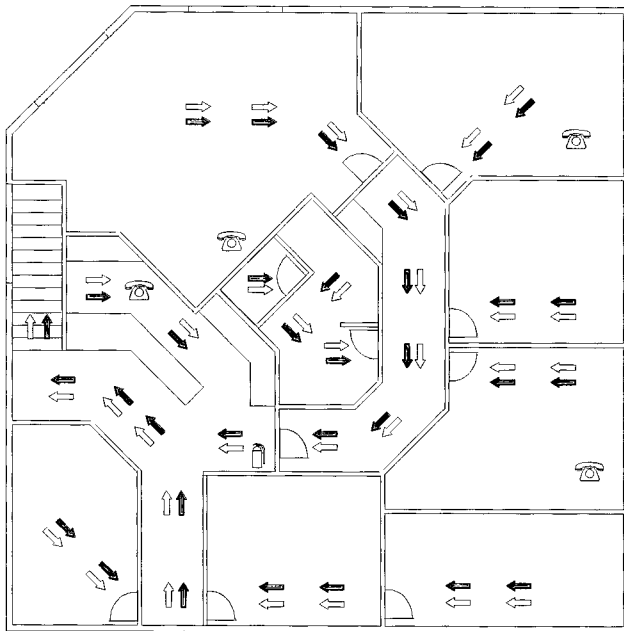
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P.M. : AAW

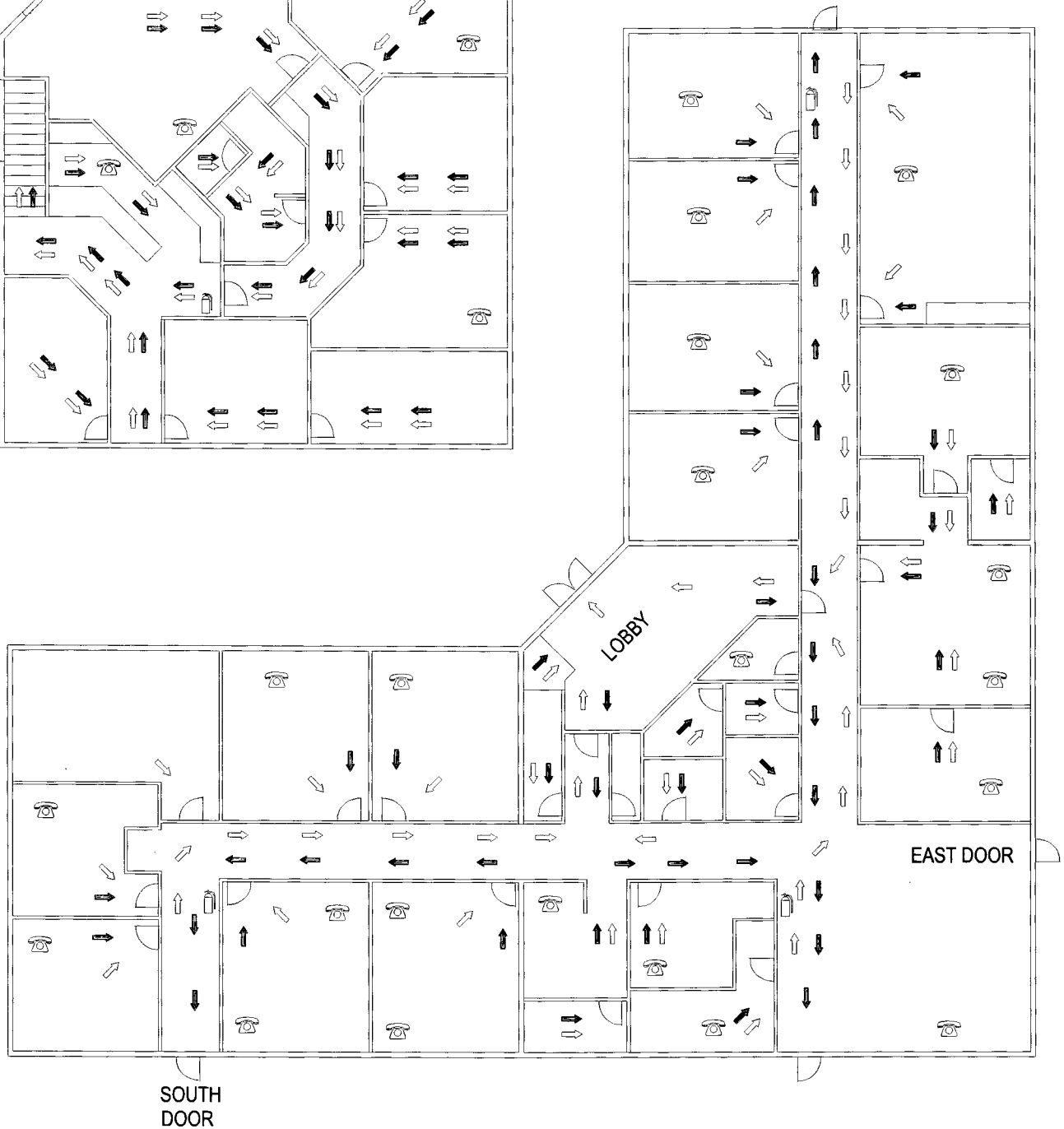
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UPSTAIRS



LEGEND	
	FIRE EXTINGUISHER
	TELEPHONE
	PRIMARY ESCAPE ROUTE
	SECONDARY ESCAPE ROUTE



**FIGURE 8: ADMINISTRATIVE BUILDING
EMERGENCY EQUIPMENT & ESCAPE ROUTE**

American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

DATE: 05/06/08

P.M. : AAW

Not To Scale

WEEKLY WAREHOUSE #1 INSPECTION LOG

- | | | |
|--------------------------|---|---|
| <input type="checkbox"/> | FLAMMABLES STORAGE CABINETS | Inspect for leaking containers. |
| <input type="checkbox"/> | CORROSIVES STORAGE CABINET | Inspect for leaking containers. |
| <input type="checkbox"/> | USED OIL & PETROLEUM
PRODUCT DRUMS | Inspect drums for bulging, leakage, or corrosion around bottom
weld or sides. |
| <input type="checkbox"/> | 500 GALLON AST | Inspect the exterior of tank for signs of leakage, corrosion, and
damage. Inspect dispenser/hose for signs of Note deficiencies. |

WEEKLY HAZ MAT STORAGE UNIT INSPECTION LOG

- | | | |
|--------------------------|------------------------------|--|
| <input type="checkbox"/> | HAZ MAT STORAGE UNIT | Inspect for corrosion or bulging. |
| <input type="checkbox"/> | SECONDARY CONTAINMENT | Inspect for corrosion or accumulation of waste. |
| <input type="checkbox"/> | DRUMS | Inspect drums for bulging, leakage, or corrosion around bottom
weld or sides. |

This inspection was performed by:

Date/Time: _____

Reviewed by:

Date: _____

Revised May 19, 2008

WEEKLY PROCESSING BUILDING INSPECTION LOG

Drums: ☐
(bulging, leaks, corrosion on bottom weld or sides)

CY Boxes: ☐
(leaks and integrity)

Issues: _____

Corrective Action Needed and Date Completed:

Poly Tanks: ☐
(leaks or cracks - valves, fittings, connections)

Roll Off: ☐
(leaks, door seals, welds.)

Issues: _____

Corrective Action Needed and Date Completed:

Concrete: ☐
(cracking and spalling of pad and curb)

Isle Space: ☐
(24-inch minimum space between rows of drums)

Issues: _____

Corrective Action Needed and Date Completed:

This inspection was performed by:

_____ Date/Time: _____

Reviewed by:

_____ Date: _____

DAILY TANK FARM INSPECTION LOG

- | | | |
|--------------------------|----------------------------------|---|
| <input type="checkbox"/> | CONCRETE CONTAINMENT AREA | Inspect for cracks and damage to the floor and curbing. Note deficiencies below. |
| <input type="checkbox"/> | CONTAINMENT COLLECTION | Inspect for debris, signs of contaminants. |
| <input type="checkbox"/> | SUMP PUMP | Inspect sump pump to ensure power is disconnected when not in use and valve on discharge line is closed. |
| <input type="checkbox"/> | CATWALKS | Inspect for security, corrosion, damage, and suitability for use. |
| <input type="checkbox"/> | TANK EXTERIOR | Inspect the exterior of all tanks for signs of leakage, corrosion, and damage. Note deficiencies. |
| <input type="checkbox"/> | PIPING AND VALVES | Piping for security, leaks, and corrosion. All valves and valve guards for operation, damage, and serviceability. |
| <input type="checkbox"/> | TANK VENTS | Tank emergency vents for operation and ensure that it is closed. Tank vents for obstructions. |
| <input type="checkbox"/> | TANK SERVICING MONITOR | Inspect for security, closure, and operation. Test all 90% switches. Observe and note any defects. |
| <input type="checkbox"/> | EBW MONITORING SYSTEM | Inspect for security, damage, and operation. Obtain a system status report for all tanks and attach to this checklist. Daily report is automatic. |

This inspection was performed by:

Date: _____

Reviewed by:

Date: _____

CLOSURE PLAN

10 DAY TRANSFER FACILITY



May 19, 2008

American Compliance Technologies, Inc.
1875 W. Main Street
Bartow, FL 33830

CLOSURE PLAN
TABLE OF CONTENTS

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2.0 CLOSURE PERFORMANCE STANDARD (40 CFR 265.111)	2
3.0 AMENDMENT OF PLAN (40 CFR 265.112 (c))	3
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5.0 CERTIFICATION OF CLOSURE (40 CFR 265.115)	4

1.0 GENERAL INFORMATION

This plan identifies all steps necessary to completely close the American Compliance Technologies, Inc. (A-C-T) hazardous waste transfer facility at the end of its intended operating life. No partial closure will occur. Any modifications to A-C-T's existing operating plans or facility design affecting the Closure Plan will result in A-C-T revising and updating the Closure Plan accordingly.

A-C-T will maintain an on-site copy of the approved Closure Plan and all revisions to the plan until the Certification of Closure Completeness has been submitted to and accepted by the Florida Department of Environmental Protection (FDEP).

A-C-T will notify the FDEP Southwest District at least 180 days prior to the date we expect to commence closure. Upon completion of Closure A-C-T will submit to the FDEP Southwest District, a Certification by an authorized Company representative and a registered professional engineer that the facility has been closed in accordance with the specifications in the approved closure plan.

2.0 CLOSURE PERFORMANCE STANDARD (40 CFR 265.111)

This Closure Plan was designed to insure that the facility will not require further maintenance and controls, minimizes or eliminates threats to human health and the environment, and avoids escape of hazardous waste, hazardous waste constituents, contaminated rainfall runoff, or waste decomposition products to the ground or surface waters or to the atmosphere.

All hazardous waste drums managed via the A-C-T transfer facility are stored within the confines of the Portable Hazardous Material Storage Building; therefore, no contamination of environmental media is to be expected during transfer/storage of wastes, thus none will remain following closure of the transfer facility.

Any leakage/spillage of hazardous wastes/materials onto the asphalt driveway, concrete pad, or an impermeable surface on the property during transfer facility activities would be dealt with immediately as a spill as outlined in the Contingency Plan. No permanent contamination would result necessitating any closure decontamination.

The Portable Haz-Mat Storage Building containment sump has a capacity for 509 gallons to contain waste in the event of a spill. In response to any spill event, the material in the sump would be pumped to a holding tank, drums, or into a vacuum tanker, characterized and disposed, thus eliminating the need for further maintenance or controls at or following closure.

3.0 AMENDMENT OF PLAN (40 CFR 265.112 (c))

In the event that A-C-T wishes to amend the approved Closure Plan prior to final closure of the facility, A-C-T will submit a written request to the FDEP Southwest District Office.

Considerations for amending the approved Closure Plan include:

- a. Change in facility size/capacity
- b. Changes in operating procedure
- c. Unexpected events requiring Closure Plan modification
- d. Unexpected events requiring Closure Plan modification during closure

The following amendment time schedule will be adhered to. A-C-T. will submit the amended Closure Plan to the Southwest District Office:

- a. At least 60 days prior to a proposed change in facility design/operation.
- b. No later than 60 days after an unexpected closure-plan-affecting event has occurred.
- c. No later than 30 days after an unexpected closure-plan-affecting event has occurred during closure.

In the event the FDEP Southwest District requests a modification of the approved closure plan, A-C-T will submit the modified plan:

- a. Within 60 days of the request.
- b. Within 30 days if the request is due to an unexpected event occurring during the closure.

4.0 DISPOSAL OR DECONTAMINATION OF EQUIPMENT, STRUCTURES AND SOILS (40 CFR 265.114)

During the course of operation of the facility, any spill that may occur will be cleaned up immediately under the procedures established by the Contingency Plan. No placement of drums onto any soil surface area during transfer facility activities will be permitted.

Soils adjacent to the Portable Haz-Mat Storage Unit and concrete pad will be tested for contamination with approved test procedures and under the direction of the DEP. In the event contamination is found, all soils will be removed and transported by A-C-T or a permitted hazardous waste transporter to an approved disposal site.

5.0 CERTIFICATION OF CLOSURE (40 CFR 265.115)

Within 60 days of Completion of Closure, A-C-T will submit by registered mail to the FDEP Southwest District, a certification that the transfer facility has been closed in accordance with the specifications in the approved Closure Plan. The certification will be signed by an authorized Company representative and by a registered professional engineer. Documentation supporting the registered professional engineer's certification will be furnished upon request to the FDEP Southwest District until such time as FDEP releases A-C-T from any financial assurance requirement for closure. (40 CFR 265.143(h))