

Thursby, Kim

From: Curtis, Jeff [Jeff.Curtis@safety-kleen.com]
Sent: Monday, November 19, 2012 1:21 PM
To: Epost HWRS
Subject: RE: Safety-Kleen Systems, Inc.-Boynton Bch; FLD 984 167 791,Final Permit

Received.

Thank you,

Jeff Curtis EHS Manager | Safety-Kleen | Boynton Beach, FL | jeff.curtis@safety-kleen.com
561.600.3076 (o) | 561.523.4719 (c) | 561.731.1696 (f) | safety-kleen.com



From: Epost HWRS [<mailto:EpostHWRS@dep.state.fl.us>]
Sent: Friday, November 16, 2012 3:20 PM
To: Curtis, Jeff
Cc: Bahr, Tim; Goddard, Charles; FWCCConservationPlanningServices@myfwc.com; bob.fox@erm.com; HayW@bbfl.us; Kantor, Karen E.; heath.rauschenberger@fws.gov; svana@pbcgov.org; Winston, Kathy; Russell, Merlin; Tripp, Anthony; Kothur, Bheem
Subject: Safety-Kleen Systems, Inc.-Boynton Bch; FLD 984 167 791,Final Permit

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. (An automatic "reply message" is not sufficient to verify receipt). 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. You may download a free copy of this software at www.adobe.com/products/acrobat/readstep2.html.

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. If you should have any questions about the attached document(s), please direct your questions to the contact person listed in the correspondence.

Tim Bahr
Environmental Administrator

Hazardous Waste Regulation
Department of Environmental Protection
E-Mail Address: epost_hwrs@dep.state.fl.us

Please take a few minutes to share your comments on the service you received from the department by clicking on this link. [DEP Customer Survey](#).



**FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

BOB MARTINEZ CENTER
2600 BLAIRSTONE ROAD
TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT
GOVERNOR

JENNIFER CARROLL
LT. GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

November 16, 2012

Sent Via E-mail

Jeff.Curtis@safety-kleen.com

Mr. Jeff Curtis
Safety-Kleen Systems, Inc.
5610 Alpha Drive
Boynton Beach, Florida 33426

Subject: Safety-Kleen Systems, Inc. FLD 984 167 791, Operating Permit No.
49625/HO/007, Palm Beach County

Dear Mr. Curtis:

Enclosed is Permit Number 49625/HO/007 for the Operation of Hazardous Waste Container and Tank Storage Units, and corrective action requirements. This permit is being issued pursuant to Section 403.722, Florida Statutes (F.S.), and Chapters 62-4, 62-160, 62-730, and 62-780, Florida Administrative Code (F.A.C.).

This permit is final and effective ("issued") on the date filed with the Clerk of the Department. When the permit is final, any party to the permit has the right to seek judicial review of the permit pursuant to Section 120.68, F.S., by the filing of a Notice to Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal.

The Notice of Appeal must be filed within thirty (30) days from the date the final permit is issued. If you should have any questions, please contact Merlin D. Russell Jr. at merlin.russell@dep.state.fl.us or (850) 245-8796.

Sincerely,

Tim J. Bahr, Administrator
Hazardous Waste Regulation

Mr. Jeff Curtis
Page Two
November 16, 2012

TJB/mdr

cc via e-mail w/enclosure:

Florida Fish & Wildlife Conservation Commission Planning Services,
FWCConservationPlanningServices@myfwc.com

Robert Fox, ERM, bob.fox@erm.com

Mayor Woodrow Hay, City of Boynton Beach, HayW@bbfl.us

Karen Kantor, DEP Karen.E.Kantor@dep.state.fl.us

Heath Rauschenberger, U.S. Fish & Wildlife Service,
heath_rauschenberger@fws.gov

Shelley Vana, Palm Beach Board of County Commissioners, District 3,
svana@pbcgov.org

Kathy Winston, DEP Kathy.Winston@dep.state.fl.us



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RICK SCOTT
GOVERNOR

JENNIFER CARROLL
LT. GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

PERMITTEE:

Safety-Kleen Systems, Inc.
5610 Alpha Drive
Boynton Beach, Florida 33426

I.D. NUMBER: FLD 984 167 791

PERMIT/CERTIFICATION NUMBER: 49625-HO-007

DATE OF ISSUE: NOVEMBER 16, 2012

EXPIRATION DATE: NOVEMBER 19, 2017

ATTENTION:

Mr. Jeff Curtis

COUNTY: PALM BEACH

LATITUDE/LONGITUDE: 26°32'22"N/80°04'55"W

SECTION/TOWNSHIP/RANGE: 20/45S/43E

PROJECT: OPERATION OF A HAZARDOUS WASTE
CONTAINER AND TANK STORAGE FACILITY,
AND HSWA CORRECTIVE ACTION
REQUIREMENTS

Pursuant to authorization obtained by the Florida Department of Environmental Protection (FDEP) under the Resource Conservation and Recovery 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.). This permit replaces permit 49625-HO-005. The above-named Permittee is hereby authorized to perform the work or operate the facility shown on the application dated May 17, 2012 and revised or supplemented by submissions dated July 30, 2012 and August 28, 2012 that are incorporated herein and collectively referred to as the "permit application." The "permit application" also includes any approved drawing(s), plans, and other documents that are specifically identified and incorporated by reference. The RCRA-permitted units are specifically described as follows:

Tank and container storage units within a service accumulation center (See Attachment A – Facility Layout).

Tank Storage:

One above-ground 15,000 gallon storage tank for managing waste solvent is permitted under this permit. One above-ground 20,000 gallon tank and one above-ground 15,000 gallon tank containing used oil and one 5,000 gallon tank containing oily water will be managed as a used oil transfer facility and shall not be used for hazardous waste or for used oil processing. One 20,000 gallon tank is used for fresh solvent and shall not be used for storage of hazardous waste. All tanks are underlain

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by a 71 feet by 32 feet 4 inches by 6 inches deep concrete slab surrounded by a 36 inches high concrete wall (See Attachment C).

Solvent Return/Fill Station:

Spent solvents enter the waste storage tank through the two wet dumpsters located in the Solvent Return/Fill Station. The wet dumpsters can hold a maximum of 275 gallons each but are not intended for storage of liquid hazardous waste (See Attachment B).

Container Storage:

The hazardous waste container storage area is a 48 feet by 78 feet area with a sloped floor and collection sump. A maximum of 6,912 gallons of hazardous waste will be stored in this area at any one time (See Attachment D).

Non-hazardous Container Storage:

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.

Spent antifreeze is stored in a tanker truck, and later picked up by a recycler for processing into pure product for sale.

Safety-Kleen has registered as a transporter and storer of mercury containing lamps and devices that are regulated in accordance with Chapter 62-737, F.A.C. A maximum of 2,000 kilograms of mercury-containing lamps and devices destined for recycling may be stored and managed in compliance with Rule 62-737.400, F.A.C.

Solid Waste Management Units (SWMUs):

Units with No Further Action at this Time

- SWMU-1 Container Storage Area inside Service Center
- SWMU-2 Tank Storage Area inside Tank Farm Building
- SWMU-3 Debris Field of Construction Materials
- SWMU-4 Storm Water Retention Pond
- SWMU-5 Oil Filter Storage (inside SWMU-1)
- SWMU-6 Mercury Lamps Storage Area (inside SWMU-1)
- SWMU-7 Used Antifreeze Tanker
- SWMU-8 Municipal Dumpster

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- SWMU-9 Transfer Waste Storage Area
- SWMU-10 Return/Fill Shelter
- SWMU-11 Satellite Container Storage (located in SWMU-10)
- SWMU-12 Containerized Waste Loading/Unloading Area
- SWMU-13 Oily Water Tanker

The Permittee is required to investigate any releases of contaminants to the environment 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 units (SWMUs) and areas of concern (AOCs) identified to date are listed in Appendix A. Pursuant to 40 Code of Federal Regulations (C.F.R.) 260.10 [as adopted by reference in Subsection 62-730.020(1), F.A.C.], the corrective action requirements of this RCRA permit extend to all contiguous property under the control of the Permittee (see Attachment E, 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.

The facility is located at 5610 Alpha Drive, Boynton Beach, Florida.

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

1. *RCRA Facility Assessment for Safety Kleen Corporation, Lot 46 B, Quantum Industrial Park, Boynton Beach, Florida, FLD 984 167 791* by John E. Griffin, Florida Department of Environmental Regulation dated August 1990.
2. *Hazardous Waste Facility Operating Permit Renewal Application, Safety-Kleen Systems, Inc., 5610 Alpha Drive, Boynton Beach, Fl 33426* dated May 17, 2012.
3. *Safety-Kleen Systems, Inc., Boynton Beach; FLD 984 167 791; Operating Permit No. 49625/HO/007; Palm Beach County, First Notice of Deficiencies Dated June 20, 2012 (July 30, 2012 response to First NOD).*
4. e-mail dated August 28, 2012 from Jeff Curtis to Merlin Russell with updated Tables 7.1-1 and 7.2-1.

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5. *Safety-Kleen Systems, Inc., Boynton Beach, FLD 984 167 791, Operating Permit 49625/HO/007, RCRA Facility Assessment (RFA) Addendum dated September 11, 2012.*

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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.

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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 time or location reasonably necessary to assure compliance with this permit or Department rules.

Reasonable time may depend on the nature of the concern being investigated.

8. The Permittee shall comply with the following notification and reporting requirements:
 - a. 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.
 - b. Notification of any noncompliance or emergency response including interim source removal, 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 days. The verbal report shall include the name, address, I.D. number, and telephone number of the facility and its owner or operator; the

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date, time, and type of incident; the name and quantity of materials involved; the extent of any injuries if any; an assessment of actual or potential hazards; and the estimated quantity and disposition of recovered material. The written submission shall contain all the elements of the verbal report and:

- (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.
- c. The Permittee shall comply with the "Notices" provisions of Rule 62-780.220, F.A.C.:
- (1) prior to performing field activities;
 - (2) when contamination beyond the facility boundary is confirmed by laboratory analysis;
 - (3) when a temporary point of compliance (TPOC) is established beyond the boundary of the source property in conjunction with monitored natural attenuation or active remediation;
 - (4) five year annual update to the status of a TPOC; and
 - (5) warning signs at facilities where there may be a risk of exposure to the public of environmental media contaminated with hazardous waste.
- d. The Permittee shall give written notice to the Department within 15 days of any planned physical alterations or additions that could affect activities covered by this permit. The notice shall include at a minimum, a summary of the planned change, the reason for the planned change, a discussion of the effect(s) the planned change will have on the ability to investigate contamination at or from the contaminated site, and a discussion of the effect(s) the planned change will have on the known or suspected contamination.
- e. 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.
- f. Biennial report: A biennial report covering facility activities during the previous calendar year shall be submitted by March 1 of each even numbered year.

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- g. Manifests:
- (1) Unmanifested waste report: The Permittee shall submit an unmanifested waste report to the Department within 15 days of receipt of unmanifested waste.
 - (2) 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 prescribed 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 written Department approval in accordance with Rule 62-4.120 and Subsection 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 C.F.R. Part 264 and Chapter 62-730, F.A.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

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work site, then the permit or a copy thereof shall be kept at an alternate location agreed to by the department.

13. Reserved.

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.
- 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 C.F.R. Part 264 Subparts F and G, and 40 C.F.R. 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 all required items in Chapter 62-160, F.A.C. These 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 to comply with land disposal restrictions (40 C.F.R. Part 268) for at least three years from the date that the waste which is the subject

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of such documentation was last sent to an on property or off-property facility for 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 hazardous waste manifests for three years;
 - (3) The results of inspections;
 - (4) The closure plan, postclosure plan, and remedial action (corrective measures) plans as applicable for each contaminated site, along with cost estimates for each plan;
 - (5) Inspections of emergency and safety equipment (Condition 25 of this Part);
 - (6) Biennial reports;
 - (7) Personnel training records (Part II Subpart A - Condition 3);
 - (8) The Waste Minimization Program Plan (Part II Subpart A - Condition 8);
 - (9) Annual certification of waste minimization (Part II Subpart A - Condition 8);
 - (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 C.F.R. 264.12(b);
 - (13) A log of dates of operations and unusual events;
 - (14) A summary report and details of incidents that require implementation of the contingency plan (Part II Subpart A - Condition 6);

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- (15) Monitoring and test data for 40 C.F.R. 264 Subparts AA, BB, and CC requirements; and
 - (16) Documentation that local officials have agreed or refused to enter into preparedness prevention arrangements with the Permittee.
15. Within the timeframe requested by the Department, the Permittee shall furnish any information required by law which is needed to determine compliance with the permit. If the Department's request does not include a timeframe, the time of response is 30 days. 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 provided as described below.
- a. One hard and one electronic copy in optical media format shall be sent to:

Environmental Administrator
Hazardous Waste Regulation Section M.S. 4560
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400
 - b. In addition to copies sent to the Hazardous Waste Regulation Section in Tallahassee, one electronic copy of all submittals in response to postclosure or operating permit conditions shall be sent to:

Hazardous Waste Supervisor
Department of Environmental Protection
Suite 200
400 North Congress Avenue
West Palm Beach, Florida 33401
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 Part(s) and Condition(s) affected, and the permit number and project name of the permit involved.
18. All documents proposing modifications to the approved permit and involving the practice of engineering must be submitted to the Department for review and be

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signed, sealed, and certified by a Professional Engineer registered in the State of Florida, in accordance with Chapter 471, F.S. and Subsection 62-730.220(9), F.A.C. 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 Subsection 62-730.220(10), F.A.C.

19. The Department of Environmental Protection's 24-hour emergency telephone numbers are (850) 413-9911 and (800) 320-0519. During normal business hours, the DEP District Office may be contacted at (561) 681-6600 (West Palm Beach).
20. 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. The application shall meet the fee requirements of Rule 62-730.293, F.A.C. The Permittee shall submit the application for revisions to the address 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
Hazardous Waste Regulation Section
Post Office Box 3070
Tallahassee, Florida 32315-3070
 - b. The modification fee may also be submitted electronically. However, if the Permittee intends to submit the modification fee electronically, the 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.
 - c. All requests for permit modifications shall include an evaluation of the applicability of, and Permittee's compliance with, the siting criteria of Section 403.7211, F.S. and Rule 62-730.186, F.A.C.
21. 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

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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 permit in accordance with DEP Form 62-730.900(2), F.A.C. The Permittee shall submit the renewal to the address in Condition 16 of this Part. The Permittee shall submit one copy of the cover letter accompanying the renewal and the fee to:

Florida Department of Environmental Protection
Hazardous Waste Regulation Section
Post Office Box 3070
Tallahassee, Florida 32315-3070

The renewal fee may also be submitted electronically. However, if the Permittee intends to submit the renewal fee electronically, the 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.

22. The Permittee shall comply with those sections of 40 C.F.R. Part 124 specified in Subsection 62-730.200(3), F.A.C., 40 C.F.R. Parts 260 through 268, and 40 C.F.R. Part 270 as adopted in Chapter 62-730, F.A.C., until all operations have ceased and the facility has been closed and released from postclosure care requirements and all facility-wide corrective action requirements.
23. The Permittee shall comply with the security provisions of 40 C.F.R. 264.14 and the facility security provisions in section Part II.A.4 Facility Security of the permit application dated May 2012 and revised July 2012.
24. If this facility is a suspected or confirmed contaminated facility where there may be a risk of exposure to the public, then upon direction from the Department the Permittee must comply with the warning sign requirements of Section 403.7255, F.S., and Subsection 62-730.225(4), F.A.C. The Permittee is responsible for supplying, installing and maintaining the warning signs.
25. The Permittee shall visually inspect the facility emergency and safety equipment in accordance with 40 C.F.R. 264.15 and page 10 of the Preparedness, Prevention, Contingency Plan, and Emergency Procedures for Daily Business Operations (5/23/12 Revision) of the permit application dated May 2012 and revised July 2012, during permitted activities. The Permittee shall remedy any deterioration or malfunction discovered by an inspection, in accordance with the requirements of 40

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C.F.R. 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.

26. 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 that is described on Table 5.6-1 of the Preparedness, Prevention, Contingency Plan, and Emergency Procedures for Daily Business Operations (May 23, 2012 Revision) of the permit application dated May 2012 and revised July 2012.
 - b. The Permittee shall test and maintain the required equipment as necessary to assure its proper operation in time of emergency.
 - c. The Permittee shall maintain immediate access to an internal communications or alarm system.
 - d. The Permittee shall maintain arrangements with State and local authorities as required by 40 C.F.R. 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 to allow the unobstructed movement of personnel, fire protection, and emergency response equipment to any area of the Facility.
27. The conditions in this permit shall take precedence over the permit application documents where there are differences between those documents and the permit conditions.
28. The Permittee may claim that any information required to be submitted by this permit is confidential in accordance with Subsection 62-730.100(3), F.A.C.
29. 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 implement all work plans, reports and schedules as provided in the approved submittal. If the Department disapproves a submittal, the Department will:

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- 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.
30. Any dispute resolution will be conducted in accordance with Chapter 120, F.S. (Administrative Procedure Act), Chapter 28-106, F.A.C., and the Department's existing rules and procedures.
31. The following conditions apply to land disposal (placement) of hazardous wastes:
 - a. 40 C.F.R. 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 C.F.R. Part 268. Where the Permittee has applied for an extension, waiver, or variance under 40 C.F.R. 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 written approval of such application.
 - b. A restricted waste identified in 40 C.F.R. Part 268 Subpart C may not be placed in a land disposal unit without further treatment unless the requirements of 40 C.F.R. Part 268 Subparts C and/or D are met.
 - c. The storage of hazardous wastes restricted from land disposal under 40 C.F.R. Part 268 is prohibited unless the requirements of 40 C.F.R. Part 268 Subpart E are met.
32. The Permittee shall implement remedial activities beyond the facility boundary, if there is suspected or confirmed off-property contamination, 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

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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 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 expenses 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 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.

33. The Permittee owns the real property that comprises the Facility. If and when the Permittee intends to transfer parcels to third parties, the Permittee may drop a parcel from the Facility covered by this permit, and the Department will approve the dropping of the parcel so long as the parcel never contained a contaminated site, or so long as any contamination associated with the contaminated site has been addressed to the satisfaction of the Department. The satisfaction of the Department maybe conditioned on a sale with certain legal restrictions on the future use and/or remedial activity requirements on the parcel being dropped. Even though a parcel is no longer defined as part of the facility as a result of the permit modification (using the minor modification requirements of Subsection 62-730.290(4), F.A.C.), in the unanticipated and improbable event that a previously unknown contaminated site is found on the parcel, and such contamination resulted from activities which occurred prior to the sale, the Permittee will be responsible for any corrective action along with any other persons who may have legal responsibility for the contamination.
34. The Permittee shall maintain compliance with 40 C.F.R. Part 264, Subpart H - Financial Requirements and Subsection 62-730.180(6), F.A.C. All submittals relating to financial assurance shall be submitted to:

Financial Assurance M.S. 4560
Hazardous Waste Regulation Section

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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 continuing (rolling) period of 30 years, unless this period is shortened or increased by the Department in a permit renewal or modification. The cost estimates must be based on the cost to the owner or operator of hiring a third party to conduct remedial activities. The Permittee shall include cost estimates with every work plan required by this permit. Cost estimates are subject to review and written approval by the Department. In the event the total cost estimate for all remedial activities increases beyond the amount provided by the Permittee, the financial assurance instrument(s) must be increased accordingly within 60 days of the estimate increase, or, for those facilities using a financial test, 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

Part II Subpart A-General Operating Conditions

1. The Permittee shall notify the Department in writing four 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.
2. The owner or operator of a facility that receives hazardous waste from an off-site source (except where the owner or operator is also the generator) must inform the generator in writing that he has the appropriate permit(s) for, and will accept, the waste the generator is shipping.
3. Facility personnel must successfully complete the approved training program, Personnel Training, starting on page 41 of the permit application dated May 2012 and revised July 2012, within six 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

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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.

4. 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 that could threaten human health or the environment.
5. Permittee shall comply with the manifest requirements of 40 C.F.R. 264.71 and 264.72. The Permittee must document the reconciliation of any manifest discrepancies.
6. The Permittee shall comply with the following conditions concerning the Contingency Plan:
 - a. The Permittee shall immediately carry out the provisions of the *Preparedness, Prevention, Contingency Plan, and Emergency Procedures for Daily Business Operations* starting on page 6 of the permit application dated May 2012 and revised July 2012, and follow the emergency procedures described by 40 C.F.R. 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 calendar days, must submit to the Department a written report which includes all information required in Part I Condition 8.(b).
 - b. The Permittee shall maintain arrangements with State and local authorities as required by 40 C.F.R. 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. At a minimum, the "State and local authorities" for this condition shall include:
 - (1) Boynton Beach Fire Station #5
 - (2) Boynton Beach Police Department
 - (3) Bethesda Memorial Hospital
 - (4) Your Emergency Response Contractor.
 - c. Copies of the *Preparedness, Prevention, Contingency Plan, and Emergency Procedures for Daily Business Operations* and all subsequent revisions shall be

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supplied, at a minimum, to all first responders including those identified in Specific Condition 6.b.(1), (2) and (4) above. The Plan shall be in electronic format if the first responder has the capabilities to receive and use an electronic copy.

- d. The Permittee shall comply with the requirements of 40 C.F.R. 264.53.
 - e. Within seven calendar days of meeting any criterion listed in 40 C.F.R. 264.54(a), (b) or (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 days of the change. Amendments to the plan must be approved in writing by the Department. All amended plans must be distributed to the appropriate agencies.
 - f. The Permittee shall comply with the requirements of 40 C.F.R. 264.55, concerning the emergency coordinator.
7. Sampling and analysis of permitted and new hazardous wastes shall be conducted in accordance with Part II.A.5 Waste Information (Waste Analysis Plan) of the permit application dated May 2012 and revised July 2012. Prior to acceptance of new waste codes a permit modification is required.
 8. The Permittee shall develop and maintain a Waste Minimization Program Plan. The Permittee shall maintain copies of the certification required by this Condition in the facility operating record for a minimum of three years. 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; and
 - 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.
 9. In addition to the copies sent to the Hazardous Waste Regulation Section in Tallahassee, one electronic copy of all submittals in response to permit conditions in this Part shall be sent to the district office at the address listed in Part I.16.b.

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10. With respect to ignitable and reactive wastes, the Permittee shall comply with 40 C.F.R. 264.17, 264.176, and 264.198. With respect to incompatible wastes, the Permittee shall comply with 40 C.F.R. 264.177 and 264.199.

Part II Subpart B-Specific Operating Conditions for Container Storage

1. Container storage shall be conducted within the areas of the facility as depicted in Figure 8.1-1 of the application. Total container storage volume within this permitted area shall not exceed 29,720 gallons including no more than 6,912 gallons (432 16-gallon containers or their equivalent) of hazardous waste as per Part II.B Containers of the permit application.
 - a. The Permittee shall notify the Department if the volume of hazardous waste in the container storage area exceeds the permitted capacity.
 - b. The Permittee shall not stack any containers in the Container Storage Area over six feet high and no stack shall consist of more than two containers.
2. 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 C.F.R. 264.171 and 40 C.F.R. 264.173].
3. The Permittee shall use containers that are compatible with the hazardous waste to be stored [40 C.F.R. 264.172].
4. The Permittee shall not store incompatible waste in containers or place it in unwashed containers that have previously held incompatible waste [40 C.F.R. 264.177].
5. 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 C.F.R. 264.174.
6. The Permittee shall not store incompatible wastes in the same area or in areas having the same containment system. Incompatible waste shall be physically separated by a dike, berm or other approved device in accordance with 40 C.F.R. 264.177(c) requirements.

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7. Hazardous waste must be compatible with the secondary containment systems and liners of the storage area.
8. Spilled or leaked waste in the container storage area must be removed from the sump the same day the waste is discovered by the daily inspection in order to reduce potential overflow of the collection system [40 C.F.R. 264.175(b)(5)].
9. 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 as soon as possible.
10. The Permittee shall comply with the 15 meters (50 foot) setback rule concerning the storage of ignitable and reactive wastes in containers as per 40 C.F.R. Part 264.176.
11. All service vehicle trucks and tractor trailers containing hazardous waste shall be situated over a manmade surface which has emergency liquid containment or at one of the unloading areas.
12. Vehicles with incoming shipments of hazardous waste shall be unloaded into the appropriate storage area within three consecutive working days of the vehicle's arrival. Vehicles being loaded for outgoing shipment shall leave the facility within five consecutive working days of the first container of hazardous waste being placed on the vehicle. 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.
13. The Permittee shall document the placement of RCRA waste containers on board the transport vehicle designated for off-site disposal of such RCRA waste.
14. The container storage area shall be closed in accordance with Section 10 of the application as required by 40 C.F.R. Part 264 Subpart G and 40 C.F.R. 264.178.
15. The Permittee may store non-regulated materials in the regulated storage area provided:
 - a. The Permittee complies with the requirements of 40 C.F.R. 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.

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- 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 C.F.R. 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 record shall include:
 - (1) The type and the quantity of the materials;
 - (2) Verification of adequate secondary containment;
 - (3) Confirmation that appropriate aisle spacing is available;
 - (4) Documentation of compatibility of the non-regulated materials with all other materials already present in the storage area.
16. The Permittee shall manage all containers, which shall include containers of non-regulated waste, in the manner outlined in this permit to ensure that a release of hazardous waste or hazardous constituents will not occur.
17. The Permittee shall ensure that those containers being managed under the transporter/transfer station requirements of 40 C.F.R. Part 263 are clearly identified.
18. The Permittee shall inspect the integrity of all containment areas to ensure that they are free of cracks or gaps, and the concrete sealant remains impervious to leaks.

Part II Subpart C-Specific Operating Conditions for Tank Systems

Tank Systems, for Subpart II.C of this permit, are 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 the 15,000 gallon tank designated for hazardous waste storage. This tank is shown in Figure 9.2-1 of the permit application.

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2. The Permittee shall not place waste into any tank if that waste is incompatible with the construction materials of the tank (40 C.F.R. 264.192(a)) or the residue of any material previously in the tank (40 C.F.R. 264.199).
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 maintain, inspect and operate the spill and overfill prevention controls during loading and unloading procedures occurring at the tank system in accordance with 40 C.F.R. 264.194.
5. 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 C.F.R. 264.196(d)). The released materials must be removed within 24 hours or as soon as possible to prevent harm to human health and the environment. (40 C.F.R. 264.196(b)(2)).
6. The Permittee shall submit to the Department a report that satisfies the requirements of 40 C.F.R. 264.196(d)(3) within 30 calendar days of detection of a release to the environment.
7. The Permittee shall report any changes, component replacement or extensive repairs to the tank system to the Department. This report will include the information required by 40 C.F.R. 264.196(e). The tank system shall not be returned to service until the certification report as required by 40 C.F.R. 264.196(f) has been submitted to the Department and approved.
8. The Permittee shall inspect the tank system in accordance with the schedule and procedures identified in pages 78-79 of the application and 40 C.F.R. 264.195.
9. 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 C.F.R. 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 C.F.R. 264.196(a).
 - b. Remove waste from leaking tank system to prevent further releases and to allow for inspection and repair, and remove released waste from the secondary

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containment structure at the earliest possible time in accordance with 40 C.F.R. 264.196(b).

- c. Prevent possible or further migration of the leak or spill to the environment, and remove and properly dispose of wastes, contaminated soils or residues in compliance with 40 C.F.R. 264.196(c).
 - d. Comply with the notification and report requirements of 40 C.F.R. 264.196(d).
 - e. Comply with the secondary containment, repair or closure requirements of 40 C.F.R. 264.196(e).
 - f. Certify major repairs of the tank system in accordance with 40 C.F.R. 264.196(f).
10. The Permittee shall notify the Department if the results of the tank thickness testing (conducted 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.
11. The Permittee shall keep records at the facility documenting that the tank system has been designed, installed, and maintained in accordance with 40 C.F.R. 264.193(b) and (d).
12. The two wet dumpsters in the Solvent Return/Fill Station contain drum washers and solvent. At least once in each 24-hour period, all liquids and sludge shall be removed from each dumpster and all drums shall be removed from the Return/Fill Station.

Part II Subpart D-Continued Use Program

The Continued Use Program (CUP) is not in operation and not permitted at this time. If the Permittee chooses to re-establish this program, a Standard Operating Procedure must be submitted with a request for modification of this permit. The Standard Operating Procedure must incorporate these conditions:

- 1. Education of the continued use customers in potential solvent cross contamination with toxic chemicals that will render the mixture hazardous waste and therefore ineligible to be transported as continued use material on a DOT shipping paper to the Safety-Kleen branch facility.

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2. Safety-Kleen will pursue effective implementation of their customer's adherence to Safety-Kleen's Best Management Practices and Environmental Safeguards and Controls as outlined in the meeting between DEP and Safety-Kleen on October 20, 1999.
3. Each Safety-Kleen branch facility operation will provide all manifests for waste and DOT shipping papers for continued use materials, as needed, to DEP field inspectors for their review in the course of a compliance inspection at that branch.
4. Continued use materials will not be speculatively accumulated at a Safety-Kleen branch operating facility or by any continued use customers.
5. If any part of a bulk shipment or individual container of solvent destined for continued use is reclaimed, burned for energy recovery, or otherwise defined as solid or hazardous waste, the entire shipment or container is subject to hazardous waste regulation.
6. If the used solvents are used as drum washing agent when the drums do not need washing, using the used solvents would not be considered legitimate or within the Continued Use Program.
7. If the used solvent is being used in excess of the amount of solvent needed for the drum washing operation, using the used solvent would not be considered legitimate.
8. If the used solvent would not be an effective washing agent for the drums, using the used solvent in lieu of other effective drum washing agents would not be considered legitimate.
9. The Safety-Kleen facility must request a permit modification and have that request approved by DEP before implementing the Continued Use Program at that facility.

Part II Subpart E-Closure Conditions

1. The Permittee shall close the Tank Storage, Solvent Return/Fill Station and Container Storage in a manner that minimizes or eliminates, to the extent necessary to protect human health and the environment, postclosure escape of hazardous waste, hazardous waste constituents, hazardous waste decomposition products, contaminated leachate or run-off, to the groundwater, surface waters, or to the atmosphere.

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2. The Permittee shall have a written closure plan as required by 40 C.F.R. 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 C.F.R. 264.115, and accepted by the Department.
3. The Permittee shall modify/revise the approved Closure Plan per the requirements of 40 C.F.R. 264.112(c) and Rule 62-730.290, F.A.C., by submitting a written request to the Department to amend the approved closure plan.
4. The Permittee must complete physical closure activities in accordance with the Closure Schedule on Figure 10.3-1 of the permit application dated May 2012 and revised July 2012. Any changes in the time allowed for closure activities after approval shall require prior written Department approval.
5. The Permittee shall notify the Department 45 days prior to the date on which they expect to begin partial or final closure of a unit(s).
6. At least 30 calendar days prior to initiating closure activities, the Permittee shall prepare and submit a Closure Activities Report with "schedule date" and "completed" columns to document the progress of closure. Upon Department approval, the Closure Activities Report shall be maintained and updated by the Permittee throughout the closure period, with copies submitted monthly to the Department. Each report must be submitted to the Department by the tenth (10th) day of each month for the preceding month until the acceptance of physical closure by the Department. The schedule for submittal can be changed with written Department approval. These reports can be submitted electronically. Any deviation from schedule or described tasks shall be fully documented on the checklist.
7. Within 90 days after receiving the final volume of hazardous waste, or upon notification by the Department that closure of a unit is required, the owner or operator must treat or remove from the unit all hazardous waste. The Permittee shall complete closure activities within 180 days after notification to the Department of closure. Any changes in the time allowed for closure of the units after approval shall require prior written Departmental approval.
8. The Permittee shall properly decontaminate or dispose of all equipment, structures, and residues used during or resulting from the closure activities.
9. The Permittee shall manage all hazardous wastes, residues, sludges, spilled or leaked waste, or contaminated liquids and soils removed during closure of the

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unit(s) in accordance with the applicable provisions of 40 C.F.R. Parts 260 through 268, including the manifest requirements. A copy of each manifest required as a result of closure activities shall be submitted to the Department with the Closure Certification.

10. The Permittee shall provide opportunities for site inspections by the Department by informing the Department at least seven calendar days in advance of any physical closure activity (e.g., tank system decontamination, soil sampling, soil removal, etc.).
11. Within 60 calendar days of the completion of closure, the Permittee shall submit to the Department, by certified mail or hand delivery, a Closure Certification report signed by the Permittee and an independent Professional Engineer registered in the State of Florida, stating that the unit has been closed in compliance with the Closure Plan and the conditions of this permit. The Closure Certification must be based on the Professional Engineer's own observation and knowledge of the closure activities. The Closure Certification must include, but not be limited to, the following:
 - a. Sampling data to verify clean closure;
 - b. Decontamination data;
 - c. Copies of manifests or other appropriate shipping documents for removal of all hazardous wastes and all contaminated residues;
 - d. Groundwater monitoring data summary pertaining to closure activities;
 - e. A description of the summary of final closure activities; and
 - f. A final inspection check-off sheet.
12. The Permittee shall notify the Department within seven calendar days of any determination that actions undertaken as part of closure or associated monitoring programs no longer satisfy the requirements set forth in this permit. If the Department determines that a modification of the permit is required, the Permittee shall, within 60 calendar days, submit an application for a permit modification in accordance with Rule 62-730.290, F.A.C.
13. Within 30 days of determining that all contaminated soil cannot be practically removed or decontaminated, the Permittee shall notify the Department of such

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determination. Within 90 days of the determination the Permittee shall submit an application for permit modification to close the facility as a landfill and perform postclosure care as required by 40 C.F.R. 264.310.

14. Within 30 calendar days of submitting a Closure Certification for a land disposal unit, including a land disposal unit identified under Condition 13 of this Part, the Permittee shall submit to the Department and to the local zoning authority, or the authority with jurisdiction over local land use, a survey plat indicating the type, location, and quantity of hazardous wastes disposed of within the unit with respect to permanently surveyed benchmarks in accordance with 40 C.F.R. 264.116. For hazardous wastes disposed of before January 12, 1981, the owner or operator must identify the type, location, and quantity of the hazardous wastes to the best of his/her knowledge and in accordance with any existing records. This notice is in addition to the requirement to execute a formal land use control (*e.g.* a restrictive covenant) in order to obtain a site rehabilitation completion order (SRCO) based on restricted exposure risk assumptions under Chapter 62-780, F.A.C.

PART III-POSTCLOSURE CONDITIONS

Not applicable at this time.

PART IV-ENVIRONMENTAL MONITORING CONDITIONS

Not applicable at this time.

PART V-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 contaminant(s) to the environment; or

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- (3) receives information from a credible source of the presence of a new release of contaminant(s) 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 contaminant(s) to the environment; 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 relevant information (*e.g.*, location of site(s) on a topographic map of appropriate scale; general dimensions of affected area; 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 written 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 determine the need for further investigation at sites covered in the CS Report and notify the Permittee in writing.

4. De Minimis discharge is a release of contaminant(s) that is removed from the soil, sediment, surface water, and groundwater to cleanup target levels or background

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concentrations within 30 days of discovery of the release. If the Permittee intends to treat a discharge under the De Minimis discharge provision of Rule 62-780.550, F.A.C., the Permittee must meet the notification requirements of Condition 2 of this Part, notifying the Department that a De Minimis action is underway. A De Minimis Remediation Report must be submitted to the Department within 90 days of discovery of the release. The report must include a description of all actions taken in response to the discharge and the information required by the Interim Source Removal Report pursuant to Paragraph 62-780.500(7)(a), F.A.C.

5. 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 ("contaminated sites") 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.
6. Upon notification by the Department, the Permittee shall submit to the Department an Interim Measures (IM) Work Plan for any release, SWMUs or AOCs that the Department determines necessary to minimize or prevent further migration of contaminants or to limit human or environmental exposure to contaminants. The IM Work Plan shall be designed to mitigate any current or potential threat(s) to human health or the environment and to be consistent with long-term corrective actions at the facility. The IM Work Plan shall include the IM objectives, procedures for implementation, a schedule of activities, and associated designs, plans, and specifications.
7. If the Department or the Permittee at any time determines that any approved work plan no longer satisfies the requirements of 40 C.F.R. 264.101 or this permit for prior or continuing releases of contaminant(s) to the environment, the Permittee shall submit an amended work plan to the Department within 60 calendar days of such determination.

PART VI-REMEDY SELECTION AND IMPLEMENTATION

Part VI Subpart A-General Conditions

1. Within 90 calendar days of Department approval of a Site Assessment Report or Site Assessment Report Addendum the Permittee shall submit a Remedial Action Plan developed in accordance with Chapters 62-780 and 62-730 F.A.C. Remedial

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Action Plans may be performance based, including remediation options to be implemented based on changing conditions at the site.

2. Within 30 days of Department written approval of the remedial alternative(s) selected, the Permittee shall publish notice of a proposed permit modification in accordance with Paragraph 62-730.292(3)(c), F.A.C. This modification will serve to incorporate a final remedy into this permit. Final approval of remedial action which is achieved through interim measures shall be in accordance with this condition.
3. The Remedial Action Plan shall include a provision for the Permittee to submit periodic Remedial Action Status Reports in accordance with Subsection 62-780.700(13). The intent to implement a different approved remedy in a performance based Remedial Action Plan can be provided in the Remedial Action Status Report. Proposals to modify a previously approved remedy in a performance based Remedial Action Plan can be provided in the Remedial Action Status Report and implemented with written Department approval.
4. When site rehabilitation (remedial action) is complete, the Permittee shall submit to the Department a Site Rehabilitation Completion Report in accordance with Chapter 62-780, F.A.C. Site Rehabilitation Completion Reports can be part of a combined document with the Remedial Action Status Report.
5. For site rehabilitation involving the cleanup of groundwater contaminated by a release from a designated 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 as per 40 C.F.R. 264.100.(f).
6. When appropriate, the Department will approve completion of site rehabilitation by inclusion in a permit renewal, permit modification, or separate Site Rehabilitation Completion Order.

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

A.1. List of SWMUs/AOCs requiring Confirmatory Sampling:				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment and Basis for Determination	Dates of Operation	Potentially Affected Media
There are no units identified as requiring Confirmatory Sampling at this time pursuant to this permit.				
A.2. List of SWMUs/AOCs requiring a Site Assessment (a/k/a RCRA Facility Investigation [RFI]) or a Risk Assessment:				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment	Dates of Operation	Potentially Affected Media
There are no units identified at this time as requiring a Site or Risk Assessment.				
A.3. List of SWMUs/AOCs requiring a Remedial Action Plan or Natural Attenuation with Monitoring Plan (a/k/a Corrective Measures Study [CMS]):				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment	Dates of Operation	Affected Media
There are no units identified at this time requiring a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.				
A.4. List of SWMUs/AOCs <u>implementing</u> a Remedial Action Plan or Natural Attenuation with Monitoring Plan (a/k/a Corrective Measures Implementation Report [CMI]):				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment	Dates of Operation	Affected Media

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There are no units identified at this time implementing a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.			
A.5. List of SWMUs/AOCs at which Site Rehabilitation Completion Determinations without controls have been made:			
SWMU/ AOC Number/Letter	SWMU/ AOC Name	Unit Comment and Basis for NFA	Dates of Operation
There are no units identified at this time at which Site Rehabilitation Completion Determinations without controls have been made.			
A.6. List of SWMUs/AOCs at which Site Rehabilitation Completion Determinations with controls have been made:			
SWMU/ AOC Number/Letter	SWMU/ AOC Name	Unit Comment and Basis for NFA	Dates of Operation
There are no units identified at this time at which Site Rehabilitation Completion Determinations with controls have been made.			
A.7. List of SWMUs/AOCs Where No Further Action Determinations have been made based on no suspected or confirmed contamination:			
SWMU/ AOC Number/Letter	SWMU/ AOC Name	Unit Comment and Basis for NFA	Dates of Operation
SWMU-1	Container Storage Area inside Service Center	August 1990 RFA	1991-Present
SWMU-2	Tank Storage Area inside Tank Farm Building	August 1990 RFA	1991-Present
SWMU-3	Debris Field of Construction Materials	August 1990 RFA	1990
SWMU-4	Stormwater Retention Pond	August 1990 RFA	1990-Present
SWMU-5	Oil Filter Storage (located in SWMU-1)	September 2012 RFA Addendum	2009-Present
SWMU-6	Mercury Lamps Storage Area (located in SWMU-1)	September 2012 RFA Addendum	1996-Present
SWMU-7	Used Antifreeze Tanker	September 2012 RFA Addendum	1990-Present
SWMU-8	Municipal Dumpster	September 2012 RFA	1991-Present

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		Addendum	
SWMU-9	Transfer Waste Storage Area (located in SWMU-1)	September 2012 RFA Addendum	1991-Present
SWMU-10	Return/Fill Station	September 2012 RFA Addendum	1991-Present
SWMU-11	Satellite Container Storage (located in SWMU 10)	September 2012 RFA Addendum	2002-Present
SWMU-12	Containerized Waste Loading/Unloading Dock	September 2012 RFA Addendum	1991-Present
SWMU-13	Oily Water Tanker	September 2012 RFA Addendum	2010-Present

Issued November 16, 2012

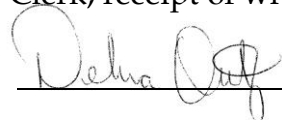
STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



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.



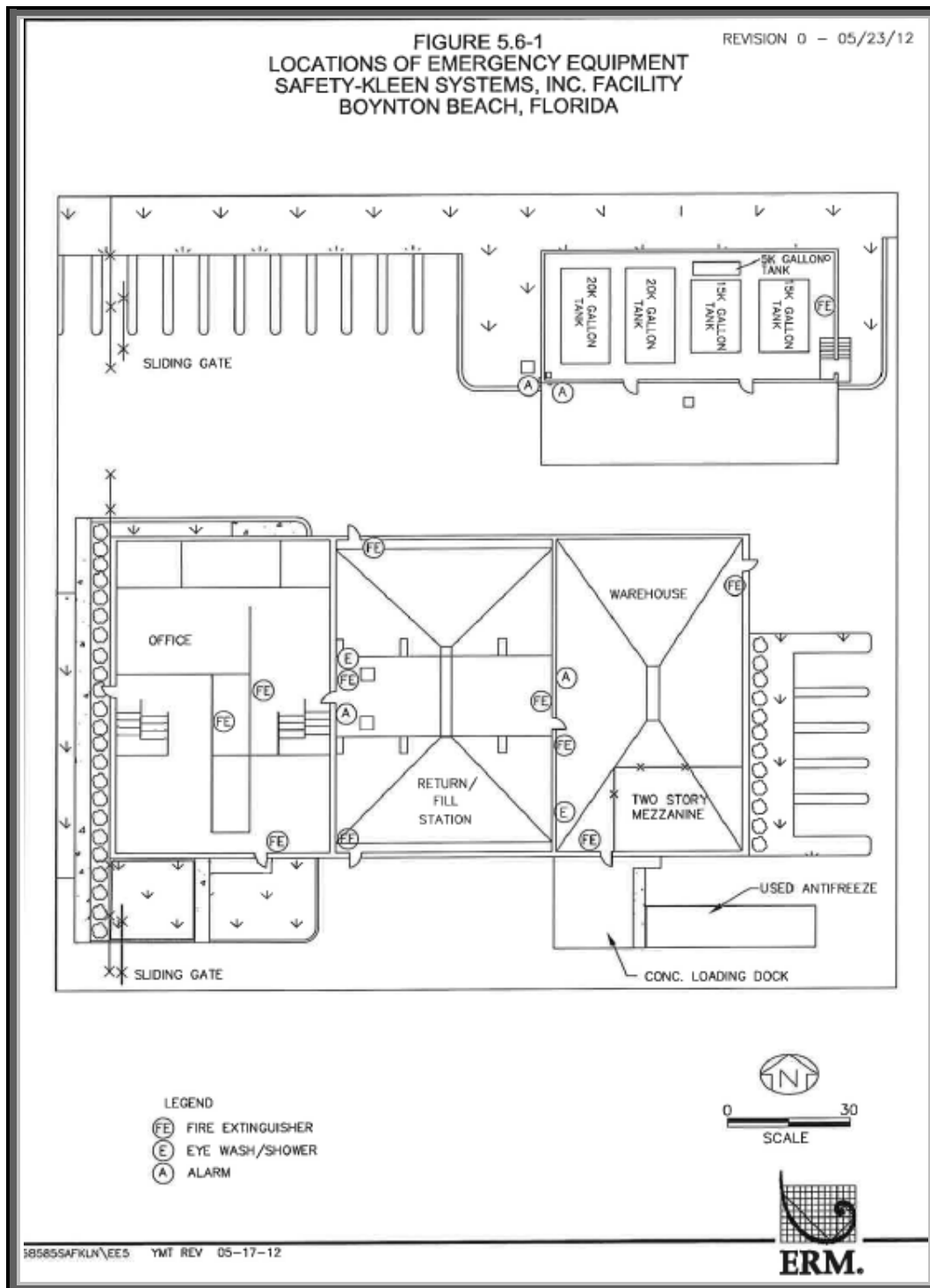
CLERK

November 16, 2012
DATE

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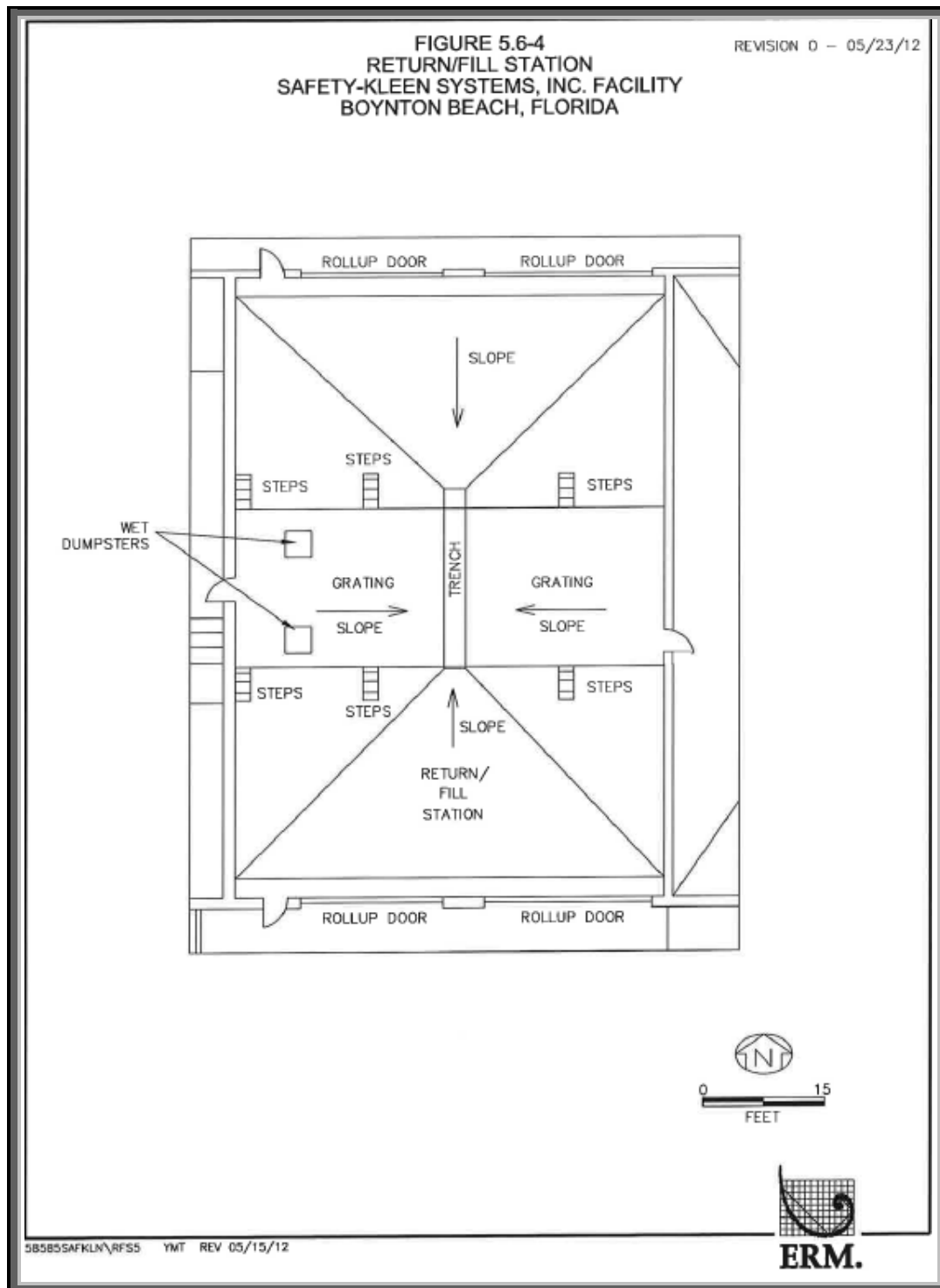
Attachment A-Facility Layout



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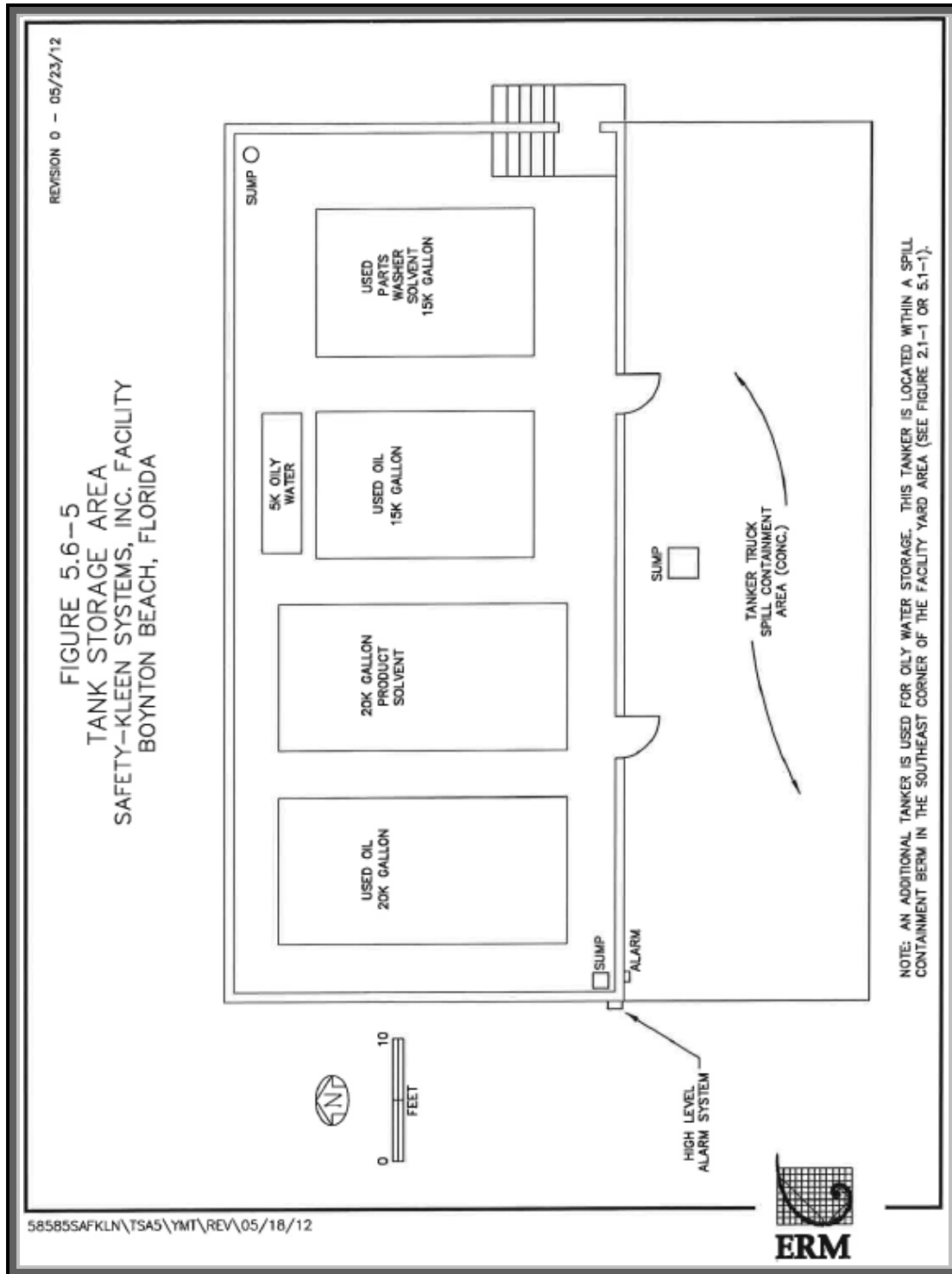
Attachment B-Solvent Return/Fill Station



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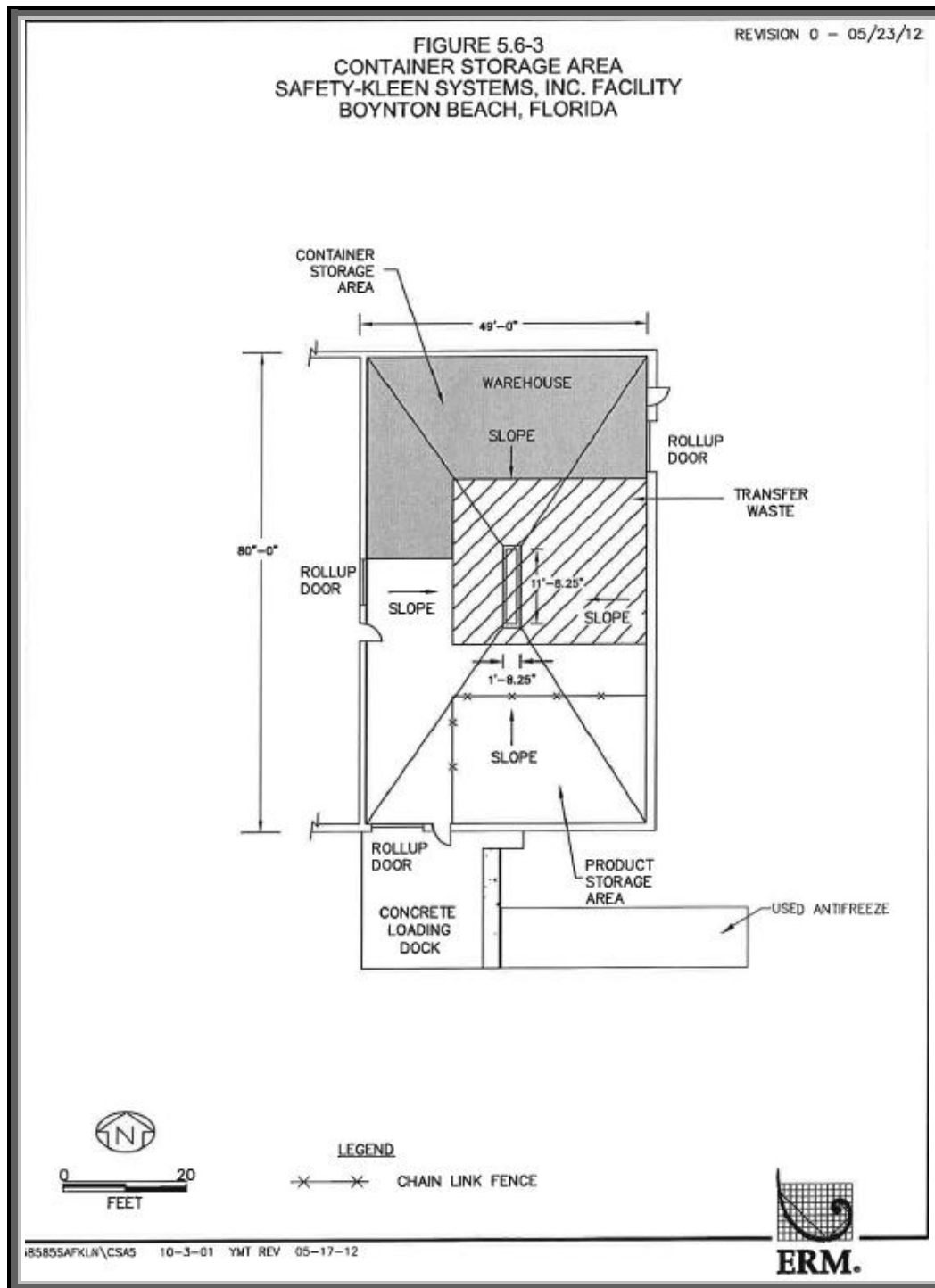
Attachment C-Tank Storage



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Attachment D-Container Storage Area



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Attachment E-Facility Property

