Kim Thursby Digitally signed by Kim Thursby DN: cn=Kim Thursby, o=Division of Waste Management, ou=Permitting and Compliance Assistance Program, email=kim.thursby@dep.state.fl.us, c=US Date: 2013.11.13 10:47:39 -05'00'

Thursby, Kim

From: Curtis, Jeff <Jeff.Curtis@safety-kleen.com>
Sent: Saturday, November 09, 2013 12:10 PM
To: Epost HWRS
Subject: RE: Safety-Kleen Systems, Inc.; FLD 980 847 214;Intent

Received.

Thank you,

Jeff Curtis EHS Manager | Safety-Kleen | A Clean Harbors Company | Boynton Beach, FL | jeff.curtis@safety-kleen.com
561.738.3026 (o) | 561.523.4719 (c) | 561.731.1696 (f) | safety-kleen.com



From: Thursby, Kim [mailto:Kim.Thursby@dep.state.fl.us] **On Behalf Of** Epost HWRS
Sent: Friday, November 08, 2013 12:22 PM
To: Curtis, Jeff
Cc: Bahr, Tim; Goddard, Charles; Breland, Jabe; annie_dziergowski@fws.gov; FWCConservationPlanningServices@myfwc.com; diane.hutchings@claycountygov.com; bastek.brian@epa.gov; Patel, Ashwin; jrenninger@aol.com; Russell, Merlin; Tripp, Anthony; Kothur, Bheem
Subject: Safety-Kleen Systems, Inc.; FLD 980 847 214;Intent

In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Program and Permitting 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, P.G.
Environmental Administrator
Hazardous Waste Program & Permitting
Department of Environmental Protection
E-Mail Address: epost_hwrs@dep.state.fl.us

Florida Department of Environmental Protection

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

RICK SCOTT
GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

November 08, 2013

Sent Via E-mail
Jeff.Curtis@safety-kleen.com

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

RE: Safety-Kleen Systems, Inc.,
EPA ID Number: FLD 980 847 214
Operating Permit No. 0077130-HO-009
Clay County

Dear Jeff:

The purpose of this letter is provide Notice of Intent to Issue a Permit for your facility located at 161 Industrial Loop South, Orange Park, Clay County, Florida, specifically for operation of a container and tank storage facility and implementing/continuing corrective action requirements under the Department's authorized program for implementing/continuing the federal Hazardous and Solid Waste Amendments (HSWA). Please review the attached documents and ensure publication within the time allotted.

If you have any questions or would like to discuss this matter, please contact Merlin D. Russell Jr. at merlin.russell@dep.state.fl.us or (850) 245-8796**.**

Sincerely,

Tim J. Bahr, Administrator
Hazardous Waste Program & Permitting

TJB/mdr
Enclosures

cc (with enclosures):

Jabe Breland, FDEP Jacksonville, Jabe.Breland@dep.state.fl.us
Annie Dziergowski, U.S. Fish & Wildlife Service, annie_dziergowski@fws.gov
Florida Fish & Wildlife Conservation Commission Planning Services
FWCConservationPlanningServices@myfwc.com
Diane Hutchings, County Commissioner District 3,
diane.hutchings@claycountygov.com
Brian Bastek, EPA/Region 4, bastek.brian@epa.gov
Ashwin Patel, FDEP Jacksonville, Ashwin.Patel@dep.state.fl.us
Jim Renninger, Mayor, jrenninger@aol.com

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an
Application for an Operating Permit by:

Safety-Kleen Systems, Inc.
161 Industrial Loop South
Orange Park, Florida 32073
_____/

DEP File No.: 0077130-HO-009
Clay County

INTENT TO ISSUE

The Florida Department of Environmental Protection ("the Department") gives notice of its intent to issue an Operating Permit (copy enclosed) for the proposed project as detailed in the application specified above, for the reasons stated below.

On June 20, 2013, the applicant, Safety-Kleen Systems, Inc., applied to the Department, for renewal of a Permit to operate a hazardous waste container and tank storage facility at the Safety-Kleen Systems, Inc., site at 161 Industrial Loop South, Orange Park, Clay County, Florida. Additional information was supplied dated September 30, and October 14, 2013.

The Department has permitting jurisdiction under Section 403.722, Florida Statutes (F.S.) and Chapters 62-4 and 62-730, Florida Administrative Code (F.A.C.). The project is not exempt from permitting procedures. The Department has determined that an Operating Permit is required for the proposed work. The Department intends to issue the Operating Permit with the conditions included in the enclosed draft.

Pursuant to Sections 403.722 and 403.815, F.S. and Rule 62-730.220, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Newspaper Notice, and to broadcast over a local radio station the enclosed Radio Announcement. The notice shall be published one time only within 30 days of receipt of this letter in the legal ad section of a daily, major newspaper of general circulation in the area affected. The newspaper must contain at least 25 percent of its words in the English language, be for sale to the public generally, be available to the public generally for the publication of official or other notices and customarily contain information of a public character or of interest or of value to the public. The newspaper must have been in existence for one year, unless no such newspaper exists in the affected area (See Sections 50.011 and 50.031, F.S.). Where there is more than one daily newspaper of general circulation in the county, the newspaper used must be one with significant circulation in the area that may be affected by the permit. If you are uncertain that a newspaper meets these

requirements, please contact the Office of General Counsel of the Department at (850) 245-2242. The applicant shall provide proof of publication to the Department of Environmental Protection at 2600 Blair Stone Road, Mail Station #4560, Tallahassee, Florida 32399-2400; Attention: Administrator, RCRA Program & Permitting Section, within 14 days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the Permit.

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

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

If you should have any questions please call Merlin D. Russell Jr. at (850) 245-8796.

Executed in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

for

Charles F. Goddard, Program Administrator
Permitting and Compliance Assistance Program
2600 Blair Stone Road, M.S. 4550
Tallahassee, Florida 32399-2400

FILING AND ACKNOWLEDGMENT

FILED on this date, pursuant to Section 120.52(11), Florida Statutes, with the designated Deputy Clerk, receipt of which is hereby acknowledged.



Deputy Clerk

November 8, 2013

Date

Newspaper Notice:

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE

THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) GIVES NOTICE OF ITS INTENT TO ISSUE A PERMIT UNDER SECTION 403.722, FLORIDA STATUES (F.S) AND CHAPTERS 62-4 AND 62-730, OF THE FLORIDA ADMINSTRATIVE CODE (F.A.C) TO SAFETY-KLEEN SYSTEMS INC. with respect to the facility at 161 Industrial Loop South, Orange Park, Florida, having assigned facility I.D. number FLD 980 847 214.

The draft RCRA Permit contains the conditions for Operating Permit 0077130-HO-009. The Permit is intended to be issued to operate a hazardous waste container and tank storage facility at the Safety-Kleen Systems, Inc. site in Orange Park, Florida.

Copies of the application and the draft Permit are available for public inspection during normal business hours 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at FDEP, Jacksonville District Office, 8800 Baymeadows Way West, Suite 100, Jacksonville, Florida 32256 (904) 256-1700, and at Division of Waste Management, Bureau of Solid & Hazardous Waste, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850) 245-8796. Electronic copies of the application and draft permit can be accessed in the Department's OCULUS data system located at http://depedms.dep.state.fl.us/Oculus/servlet/login

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

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

(a) The name, address, any e-mail address, any facsimile number, and telephone number of each petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (b) An explanation of how each petitioner's substantial interests will be affected by FDEP's proposed action; (c) A statement of when and how the petitioner received notice of FDEP's decision; (d) A concise statement of ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of FDEP's proposed action; (e) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of FDEP's proposed action ; and (f) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the proposed action.

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

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

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

Mediation is not available in this proceeding.

Radio Announcement:

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF INTENT TO ISSUE PERMIT

The Florida Department of Environmental Protection gives notice that it has determined to issue an Operating Permit to Safety-Kleen Systems, Inc. The Permit authorizes Safety-Kleen Systems, Inc. to operate a hazardous waste container and tank storage facility at the Safety-Kleen Systems, Inc., site in Orange Park, Florida.

Any person who opposes the Department's action may file a petition for an administrative hearing or request a public meeting. Any request must be received by the Department within 45 days of this announcement.

For more information concerning requirements of the petitioning process and the necessary time frames for filing a petition, or requesting a public meeting, or obtaining a copy of the permit, please contact the Office of General Counsel in Tallahassee at (850) 245-2242, or 3900 Commonwealth Blvd, MS 35, Tallahassee, FL 32399.

Mediation is not available in this proceeding.

Florida Department of Environmental Protection
BOB MARTINEZ CENTER
2600 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT
GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

PERMITTEE:
Safety-Kleen Systems, Inc.
Orange Park Service Center
161 Industrial Loop South
Orange Park, FL 32073

I.D. NUMBER: FLD 980 847 214
PERMIT NUMBER: 0077130-HO-009
DATE OF ISSUE:
EXPIRATION DATE: December 20, 2018

ATTENTION:
Jeff Curtis
Safety-Kleen Systems, Inc.
5610 Alpha Drive
Boynton Beach, FL 33426

COUNTY: Clay
PROJECT: Operation of Two Hazardous Waste Container Storage Areas, a Tank Storage Facility and HSWA Corrective Action

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 expired permit 0077130-HO-006. The above-named Permittee is hereby authorized to perform the work or operate the facility shown on the application dated June 20, 2013 and supplemented by submissions dated September 30, 2013 and October 14, 2013 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. Solid waste management units (SWMUs) and areas of concern (AOCs) identified to date are listed in Appendix A. The RCRA-regulated units, permitted units or permitted activities are specifically described as follows.

Above Ground Tank Storage:

One 15,000 gal, Level I tank is used for storing hazardous waste solvent under this permit.

Five aboveground storage tanks are maintained at the Safety-Kleen Orange Park facility (Attachment A). One steel 15,000 gal. vertical tank is used for storing hazardous waste solvent under this permit. Two 15,000 gal. steel vertical tanks are used for storing used oil. One 12,000 gal. steel horizontal tank is used for storing fresh parts washer solvent. One 6,000 gal. poly vertical tank is used for storing used antifreeze. The three 15,000 gal. tanks are underlain by a 49.6 ft × 18.7 ft concrete slab surrounded by a 4 ft. high concrete wall for secondary containment (Attachment B). One 12,000 gal. double walled tank is used for storing fresh solvent and is located outside the containment area. The used antifreeze tank is located next to the return/fill station.

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Solvent Return/Fill Station:

The solvent return/fill station is a 40 ft × 25 ft concrete portion of the building located between the warehouse and the paint waste storage shelter (see Attachment C). It contains two wet dumpsters. The two wet dumpsters are used to receive returned solvent from containers prior to pumping to the 15,000 gal hazardous waste storage tank. These dumpsters with a capacity of 108 gals each are not intended for storage.

Container Storage Areas:

The hazardous waste container storage unit is separated into two areas: the container storage area located in the warehouse (Attachment D) and the paint waste container storage area (Attachment E), located north of the main building.

Warehouse Container Storage Area:

The warehouse container storage area has concrete floors, concrete berms, and a central collection trench to form a spill containment system within the area. The container storage area has a 25.4 ft × 24 ft concrete floor with 4 inch curbing on exposed sides and two containment sumps with a combined containment capacity of 255.3 gals. The maximum storage capacity is 2,553 gals. Waste allowed for storage are immersion cleaner, dry cleaning solvent, parts washer solvent, dumpster mud, tank bottoms, and oil filter containers (Attachment F).

Paint Waste Container Storage Area:

The paint waste shelter consists of a 45 ft. x 68 ft. concrete pad underlying a 15.5 ft × 20 ft shelter with metal containment pans. This shelter is divided into a paint waste storage area and an Allied Products storage area. Allied Products inventory are all unused or virgin materials. The storage shed has six metal containment pans each measuring 5 ft × 10 ft. The pans have overlapping lips, which prevent liquids from migrating between pans and onto the concrete floor. The total containment capacity is 1,222 gallons. Permissible materials for storage are Allied Products inventory and flammable paint-waste. The maximum total storage capacity is 4,800 gals. Of that, only 1,222 gals of hazardous paint waste may be accumulated in the paint waste container storage area.

Transfer Facility:

The Safety-Kleen Orange Park facility is registered with the Department as a hazardous waste transfer facility in accordance with Rule 62-730.171, F.A.C. The transfer facility provisions allow a hazardous waste transporter to hold waste at the transfer facility for ten days or less while in transportation to another facility. The southern portion of the warehouse, eastern side adjacent to the permitted container storage area and the southeast return/fill area (Attachment A)

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may be used to hold waste regulated under the transfer facility provisions for short periods of time. The Permittee shall ensure that the transfer facility waste is accumulated in areas that are clearly demarked as transfer facility areas and that are in compliance with the requirements of Rule 62-730.171, F.A.C., including but not limited to 40 CFR 265, Subpart I.

Mercury Containing Lamps and Devices Storage:

The Safety-Kleen Orange Park facility is registered in Florida as a transporter and storage facility for mercury-containing lamps and devices destined for recycling in accordance with Rule 62-737, F.A.C. As a registered storage facility, the Branch can store up to 2,000 kg of lamps and devices for a period of up to 180 days.

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. Pursuant to 40 Code of Federal Regulations (CFR) 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 property under control of the Permittee (see Attachment A, a map of the property boundaries of the land under the Permittee's control) and to all contamination that originated from discharges at the 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 Section 403.727(3)(a) F.S., and Rule 62-730.290, F.A.C., and potential enforcement action.

The facility is located at 161 Industrial Loop South, Orange Park, Florida 32073.

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

1. October 1991 RCRA Facility Assessment.
2. October 25, 1999 Continued Use Program letter from the Department.
3. April 17, 2000 Minor Permit Modification Request
4. May 30, 2000 DEP minor modification approval letter.
5. March 28, 2003 Permit Renewal Application
6. July 7, 2003 revisions to permit renewal application.
7. June 30, 2004 Departmental letter of concurrence granting NFA status at SWMU 8.
8. June 20, 2013 Operating Permit Application Renewal.

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9. September 30, 2013 Letter response to the First Notice of Deficiencies.

10. October 14, 2013 Updated pages received in an e-mail.

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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, 430.727, or 403.859 through 403.861, 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 430.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.

4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.

5. This permit does not relieve the Permittee from liability for harm or injury to human health or welfare, animal or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the Permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.

6. The Permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the Permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.

7. This permit or a copy thereof shall be kept at the work site of the permitted activity. In the event that there is no building or reasonable repository for such a copy at the work site, an alternate location must be approved by the Department in writing.

8. 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

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activity is located or conducted for the activities below. Reasonable time may depend on the nature of the concern being investigated.

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.
c. Sample or monitor any substances or parameters at any time or location reasonably necessary to assure compliance with this permit or Department rules.

9. The conditions in this permit shall take precedence over the permit application documents where there are differences between those documents and the permit conditions.

10. 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 the permitted activity which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted activity 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.

11. 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.

12. 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.
(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. The Permittee will report any event requiring emergency response or noncompliance that may endanger human health or the environment from fires and explosions or releases of hazardous waste that may endanger public drinking water supplies. The Permittee will report to the Department verbally within 24 hours, and

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provide a written report of the incident to the Hazardous Waste Regulation Section at the address in Part I.15 or by alternate means *(e.g.*, e-mail) as approved by the Department, within five calendar days. It is the responsibility of the Permittee to ensure receipt of the written report. The Department of Environmental Protection's 24-hour emergency telephone number is (850) 413-9911 or (800) 320-0519. During normal business hours, the DEP District Office may be contacted at 904.256.1700.

(1) The verbal report shall include the following information.

(a) The name, address, I.D. number, e-mail address, and telephone number of the facility and its owner or operator.
(b) The date, time, and type of incident.
(c) The identity and quantity of materials involved.
(d) The extent of any injuries.
(e) An assessment of actual or potential hazards.
(f) The estimated quantity and disposition of recovered materials.

(2) The written report shall include all of the information in the verbal report and the following information.

(a) A description and cause of the noncompliance.
(b) If not corrected, the expected time of correction, and the steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

c. Within 15 calendar days of discovery per Part V.1.b, the Permittee shall notify the Department in writing of any newly discovered release(s) of contaminant(s) to the environment resulting in a de Minimis cleanup (Part V.4) or a suspected new AOC(s) and/or SWMU(s) discovered during the course of groundwater monitoring, field investigations, environmental audits, or other means.

(1) 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 map of appropriate scale; general dimensions of affected area; media affected; hazardous constituents released; and magnitude of release).
(2) The Department may conduct, or require that the Permittee conduct, confirmatory sampling in order to determine whether contamination is present (Part V.A.3). The Department will notify the Permittee in writing of the final determination as to the status of the newly discovered or suspected site.
(3) Depending upon the type of discovery, notification requirements of Part I.12.b may also be required.

d. The Permittee shall comply with the "Notices" provisions of Rules 62-780.220, F.A.C., and 62-730.225, F.A.C.

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(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) When a fifth year update to the status of a TPOC is issued.
(5) By placing warning signs at facilities where there may be a risk of exposure to the public of environmental media contaminated with hazardous waste.

e. The Permittee shall give written notice to the Department at least 15 days prior to physical alterations or additions to the facility that could affect activities covered by this permit. The notice shall include a summary description of the project, an evaluation of the effect it will have on: the operation of a hazardous waste facility, postclosure care, the ability to investigate contamination at or from a contaminated site, and an evaluation of the effect it might have on the known or suspected contamination.
f. Operating and Postclosure Permittees that generate hazardous waste, and all HSWA Corrective Action Permittees that are also a large quantity generator (LQG) of hazardous waste, shall submit a Biennial Report covering facility activities during the previous calendar year by March 1 of each even numbered pursuant to Chapter 62-730, F.A.C.

13. 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 all information required by the permit at the facility or other location designated by this permit. This includes records of all monitoring information (including all calibration and maintenance records and all original recordings for continuous monitoring instrumentation); copies of all reports; records of all data used to complete the permit application; and all monitoring data required by 40 CFR Part 264 and Part IV and when applicable, Part VI of this permit when applicable. 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. Any Remedial Action Plan as applicable for each contaminated site and associated cost estimate(s) shall be held until a Site Rehabilitation Cleanup Order is issued.
c. Records of monitoring information shall include all required items in Chapter 62-160, F.A.C., and the following information.

(1) The date, exact place, and time of sampling or measurements.
(2) The person responsible for performing the sampling or measurements.
(3) The dates that analyses were performed.

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(4) The person responsible for performing the analyses.
(5) The analytical techniques or methods used.
(6) The results of such analyses.

d. If the Permittee generates 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 CFR Part 268 and Rule 62-730.183, F.A.C.) for at least three years from the date that the waste which is the subject 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.

14. 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 that the relevant facts were not submitted or were incorrect in the permit application or any report submitted to the Department, such facts or information shall be corrected promptly.

15. Except as otherwise specifically provided in this permit, all submittals in response to permit conditions shall be provided as described below.

a. One hardcopy and one electronic copy in optical media format (CD/DVD) shall be sent to:

Environmental Administrator
Hazardous Waste Program and Permitting, M.S. 4560
Department of Environmental Protection
2600 Blair Stone Road, Tallahassee, Florida 32399-2400

b. In addition to copies sent to Hazardous Waste Program and Permitting in Tallahassee, one hardcopy and one electronic copy of all submittals in response to postclosure or operating permit conditions shall be sent to:

Waste & Air Resource Program Administrator
Department of Environmental Protection-Northeast District
8800 Baymeadows Way West, Suite 100
Jacksonville, Florida 32256

16. 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) of the permit affected, the E.P.A. I.D. number, and the permit number and project name of the permit involved.

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17. All documents proposing modifications to the approved permit and involving the practice of engineering must be submitted to the Department for review and be signed, sealed, and certified by a Professional Engineer registered in the State of Florida, in accordance with Chapter 471, F.S., and 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.

18. All work plans, reports, 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 do one of the following.

    a. The Department will 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 unless an alternative deadline is approved in writing by the Department.
    b. The Department will 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.

19. 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. Changes in the Part I information may also require changes to the Department's 8700-12FL form.

20. The Permittee may claim that any information required to be submitted by this permit is confidential in accordance with Chapter 403.73, F.S.

21. 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 noncompliance of the permitted activity until the transfer is approved by the Department. Before transferring ownership or operation of this facility during the term of this permit, the Permittee must notify the new owner or operator in writing of the requirements of 40 CFR Part 264 and Chapter 62-730, F.A.C.

22. The following conditions apply to renewal, modification and revocation of this permit.

    a. The Permittee shall submit a complete application for the renewal of this permit a minimum of 180 calendar days before the expiration of the permit. The permit

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renewal application shall be submitted in accordance with Rules 62-4 and 62-730, F.A.C.

b. The Department may modify, revoke, reissue, or terminate for cause this permit in accordance with Chapters 62-4 and 62-730, F.A.C.

c. The Permittee may submit any permit modification to the Department for approval. The filing of a request for a permit modification, revocation, reissuance, termination, notification of planned changes, or anticipated noncompliance on the part of the Permittee does not stay the applicability or enforceability of any permit condition.

d. The Permittee shall submit the application for a permit renewal or modification to the addresses in Part I.15.

(1) The Permittee shall submit a fee with the permit renewal or modification application that meets the requirements of Rule 62-730.293, F.A.C. A Permittee choosing to pay the fee on an annual basis shall submit the annual fee payment no later than the anniversary date of permit issuance.

(2) The Permittee shall submit a copy of the cover letter accompanying the permit renewal or modification application and the fee to the following address.

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

(3) The Permittee shall also submit notification of fee submittal, or notification of annual fee submittal, to the addresses in Part I.15.a., or by an alternate means (*e.g.*, e-mail) as approved by the Department.

(4) The permit renewal or modification application fee may alternately be submitted electronically. If the Permittee intends to submit the application fee electronically, the Permittee shall obtain instructions from the Department on the proper procedures, and shall follow such instructions in making the electronic submittal. Notification per Part I.22.d.(3) is still required.

e. The timeframes for permit review begin on the date when the Department has received both the permit renewal or modification application and the application fee.

f. 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.

g. Any request to modify a permit for the treatment, storage, or disposal of hazardous waste generated off-site shall include an evaluation of the applicability of, and Permitee's compliance with, the siting criteria of Section 403.7211, F.S., and Rule 62-730.182, F.A.C.

23. If and when the Permittee intends to transfer parcels to third parties, the Permittee may remove a parcel from the Facility covered by this permit, and the Department will approve the removal of the parcel so long as the parcel never contained a contaminated

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site, or so long as any contamination associated with the contaminated site has been addressed to the satisfaction of the Department. The Department will approve the transfer or removing of a parcel in writing.

a. The satisfaction of the Department may be conditioned on a sale with certain legal restrictions on the future use and/or remedial activity requirements on the parcel being transferred.
b. Following the legal transfer of the property, a permit modification request to transfer the parcel from the permit must be made per Part I.22 within 30 days. A new facility map denoting the current property boundary and new property boundary legal description shall be submitted with the permit modification request.
c. 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 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 (see Part V.1.b. regarding discovery of a new SWMU).

24. The following conditions apply to land disposal (placement) of hazardous wastes.

a. 40 CFR Part 268 and Rule 62-730.183, F.A.C., identifies hazardous wastes that are restricted from land disposal and defines those limited circumstances under which an otherwise prohibited waste may continue to be placed on or in a land treatment, storage, or disposal unit. The Permittee shall maintain compliance with the requirements of 40 CFR Part 268. Where the Permittee has applied for an extension, waiver, or variance under 40 CFR Part 268, the Permittee shall comply with all restrictions on land disposal under this Part pending final written approval of such application.
b. Waste identified in 40 CFR Part 268 Subpart C may not be placed in a land disposal unit without treatment unless the requirements of 40 CFR Part 268 Subparts C and/or D are met.
c. The storage of hazardous wastes restricted from land disposal in 40 CFR Part 268 is prohibited unless the requirements of 40 CFR Part 268 Subpart E are met.

25. The Permittee is not relieved of responsibility to clean up a release that has migrated beyond the facility boundary where off-property access is denied or revoked.

a. 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 access to real property necessary for work to be performed in the implementation of this permit.
b. 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

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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.

c. 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. Payments shall be performed in accordance to Part I.22.d.

26. The Permittee shall maintain compliance with 40 CFR Part 264, Subpart H - Financial Requirements and Subsection 62-730.180(6), F.A.C. 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. Federal and State of Florida facilities are exempt from financial assurance requirements.

a. The cost estimates must be based on the cost to the owner or operator of hiring a third party to conduct remedial activities.
b. 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
c. In the event the total cost estimate for all remedial activities exceeds the amount provided by Permittee, the financial assurance instrument(s) must be increased accordingly within 60 days of the exceedence, or, for those facilities using a financial test, in the next scheduled submittal.
d. If the cost 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.
e. All submittals relating to financial assurance shall be submitted to the following address:

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

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.

PART II – OPERATING CONDITIONS

Part II Subpart A – General Operating Conditions

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1. The Permittee shall comply with those sections of 40 CFR Part 124 specified in Subsection 62-730.200(3), F.A.C., 40 CFR Parts 260 through 268, and 40 CFR Part 270 as adopted in Chapter 62-730, F.A.C., until all hazardous waste permitting operations have ceased and the facility has been closed and released from postclosure care requirements and all facility-wide corrective action requirements.

2. The Permittee shall comply with the manifest requirements of 40 CFR 264.71 and 264.72. The Permittee must document the reconciliation of any manifest discrepancies.

3. 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.

4. The owner or operator of a facility that is authorized by the Department to receive 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.

    a. The Permittee that receives hazardous waste from an off-site source shall comply with the following notification and reporting requirements.

        (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.

5. Sampling and analysis of permitted and new hazardous wastes shall be conducted in accordance with the Waste Analysis Plan of the permit application. Prior to acceptance of new waste codes, a permit modification per Condition I.22 is required. The need for a substantial modification should be evaluated using the criteria in Subsection 62-730.182(4), F.A.C.

6. With respect to ignitable and reactive wastes, the Permittee shall comply with 40 CFR 264.17, 264.176, and 264.198. With respect to incompatible wastes, the Permittee shall comply with 40 CFR 264.17, 264.177 and 264.199.

7. If this facility has suspected or confirmed environmental contamination 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 Rule 62-780.220, F.A.C. The Permittee is responsible for supplying, installing and maintaining the warning signs.

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8. The Permittee shall comply with the security provisions of 40 CFR 264.14 and the facility security provisions of the permit application.

9. Facility personnel must successfully complete the approved training program indicated in the permit application, 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 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.

10. The Permittee shall maintain and operate the facility to minimize the possibility of fire, explosion or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment.

11. The Permittee shall comply with the following conditions concerning preparedness and prevention.

    a. At a minimum, the Permittee shall have the equipment available at the facility which is described in the Prevention and Preparedness Plan (PPP) of the permit application. The Permittee shall visually inspect and maintain the facility emergency and safety equipment (40 CFR 264.32) listed in the PPP, in accordance with 40 CFR 264.15, 40 CFR 264.33 and the permit application, during permitted activities. The Permittee shall remedy any deterioration or malfunction discovered by an inspection, in accordance with the requirements of 40 CFR 264.15(c). A schedule for the inspection of the facility emergency and safety equipment must be maintained as the operating record of the facility. Changes, additions, or deletions to the schedule must be approved in writing by the Department.
    b. The Permittee shall maintain immediate access to an internal communications or alarm system, fire protection equipment, spill control equipment and decontamination equipment.
    c. The Permittee shall maintain arrangements with State and local authorities as required by 40 CFR 264.37, and with local medical facilities and emergency response personnel. 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. Authorities/facilities include Clay County Sheriff, Clay County Fire Rescue, and Orange Park Medical Center.
    d. The Permittee shall maintain aisle space, as required pursuant to 40 CFR 264.35, to allow the unobstructed movement of personnel, fire protection, and emergency response equipment to any area of the facility.

12. The Permittee shall comply with the following conditions concerning the Contingency Plan (CP).

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a. The Permittee shall immediately carry out the provisions of the permit application, and follow the emergency procedures described by 40 CFR 264.56, whenever there is a fire, explosion, or release of hazardous waste or hazardous waste constituents which threatens or could threaten human health or the environment. The Permittee shall give proper notification if an emergency situation arises and, within five calendar days, must submit to the Department a written report which includes all information required in Condition I.12.b.
b. The Permittee shall comply with the requirements of 40 CFR 264.53. Electronic copies of the CP must be submitted to the authorities/facilities in Condition II.A.11.c., provided the entity has the capability to receive electronic submittals.
c. Within seven calendar days of meeting any criterion listed in 40 CFR 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 approved amendments or plans must be distributed to the State and local authorities in Condition II.A.11.c.
d. The Permittee shall comply with the requirements of 40 CFR 264.55, concerning the emergency coordinator.
e. The Permittee shall perform at a minimum, an annual review of the Contingency Plan to ensure that it is up to date and contains current information. The date of review should be noted in the written operating record at the facility.

13. 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, the following.

    a. The Permittee has a program in place to reduce the volume and toxicity of hazardous waste generated to the degree determined by the Permittee to be economically practicable.
    b. The proposed method of treatment, storage or disposal is the most practicable method available to the Permittee, which minimizes the present and future threat to human health and the environment.

14. The Permittee shall keep a written operating record at the facility that includes the following.

    a. The results of any waste analysis.
    b. Copies of hazardous waste manifests for three years.
    c. The results of inspections.
    d. The closure plan, postclosure plan, and remedial action (corrective measures) plans as applicable for each contaminated site, along with cost estimates for each plan.
    e. Inspections of emergency and safety equipment.
    f. Biennial reports.
    g. Personnel training records.

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h. The Waste Minimization Program Plan and annual certification of waste minimization.
i. The description and quantity of each hazardous waste received or generated.
j. The location and quantity of each hazardous waste within the facility.
k. Notices to generators as specified in 40 CFR 264.12(b).
l. A log of dates of operations and unusual events.
m. A summary report and details of incidents that require implementation of the contingency plan.
n. The date of annual review of the Contingency Plan.
o. Monitoring and test data for 40 CFR 264 Subparts AA, BB, and CC requirements.
p. Documentation that local officials have refused to enter into preparedness prevention arrangements with the Permittee.

Part II Subpart B.1-Specific Operating Conditions: Container Storage Areas

1. The Permittee shall only store hazardous waste in containers within the designated areas of the facility shown in Attachments D and E of this permit and in accordance with Part 2.B of the permit application.

2. The Permittee shall not accumulate more than 2,553 gals of material in containers in the warehouse area (Attachment D).

3. The Permittee shall only store the hazardous waste listed in Attachment F of this Permit in the warehouse container storage area.

4. The Permittee shall not accumulate more than 4,800 gals of unused virgin material and paint waste in containers in the paint waste container storage area (Attachment E). The Permittee shall not accumulate more than 1,222 gals of hazardous waste in the paint waste container storage area.

5. The Permittee shall only store flammable paint waste and compatible Allied Product inventory in the paint waste storage area.

6. No container of hazardous waste shall remain at the facility for a period longer than one year. It shall be a violation of this permit to put hazardous waste into a different container or to change the label on a container in order to avoid this time limit. This time limit shall not apply where the Permittee can demonstrate that storage for more than one year is solely for the purpose of accumulation of such quantities of hazardous waste as are necessary to facilitate proper recovery, treatment or disposal. The Permittee shall notify the Department by making the demonstration before the one year period is reached."

7. The Permittee shall manage all containers, which shall include containers of non-hazardous waste, in the manner outlined in this permit to ensure that a release of hazardous waste or hazardous constituents will not occur.

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8. The Permittee shall ensure that those containers being managed under the transporter and transfer station requirements of 40 CFR 263 and Rules 62-730.170 and 62-730.171, F.A.C. are clearly identified and only stored in the designated areas located in the southern portion of the warehouse or the southeast return/fill station area.

9. Accumulation areas containing transfer facility waste shall be clearly marked with signage and floor markings.

10. The Permittee shall notify the Department as soon as practicable if the volume of material in the container storage areas exceeds the permitted capacity.

11. The Permittee shall not stack any containers in the container storage areas over seven feet high and no stack shall consist of more than two containers.

12. Containers shall be handled in a manner that will prevent container rupture or leakage. 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.

13. The Permittee shall only use containers compatible with the hazardous waste contents. The Permittee shall not place waste in unwashed containers that have previously held incompatible waste.

14. The Permittee shall ensure that stored hazardous waste is compatible with the secondary containment systems and liners of the storage areas.

15. The Permittee shall inspect the integrity of the containment areas to ensure that they are free of cracks and gaps.

16. The Permittee shall contain and clean up spilled or leaked waste within 24 hours of the release.

17. The Permittee shall not place or store containers in a manner that obstructs inspection or prevents any emergency action.

18. The Permittee shall inspect the container loading/unloading area and the container storage areas at least once weekly looking for leaking containers and for deterioration of containers and containment systems caused by corrosion and other factors following procedures identified in Section 2.B of the permit application.

19. The Permittee shall move all misplaced waste to its designated area by the end of each business day.

20. The Permittee shall remove all drums, excluding transfer waste containers stored in their designated area, from the Solvent Return/Fill Station area at the end of each business day.

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21. The secondary containment areas shall be clear of any liquids and/or debris at all times. Any liquids or non-hazardous debris materials present in these areas shall be removed within 24 hours.

22. The Permittee may store non-regulated materials in the regulated storage area provided that the Permittee complies with the requirements of 40 CFR 264.175 and:

    a. The volume of non-hazardous materials is included in the total volume of waste allowable in the regulated storage area.

    b. The Permittee maintains the required aisle spacing in the storage area for both the regulated and non-hazardous materials.

    c. The Permittee assures non-hazardous materials have labels specifying their contents.

    d. The Permittee maintains in the facility operating record a written log of any non-hazardous materials stored in the regulated storage area. The log shall include:

        (1) The type and the quantity of non-hazardous materials;

        (2) Verification of adequate secondary containment;

        (3) Confirmation of appropriate aisle spacing availability; and

        (4) Documentation of compatibility of non-hazardous materials and other materials present in the Containment Storage Area.

23. All service vehicle trucks and tractor trailers containing waste shall be situated either over a manmade surface which is capable of preventing spills or releases to the ground (i.e. capable of containing liquids) or at the loading/unloading area.

24. 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.

25. The Permittee shall manage all containers stored at the facility, including transfer waste containers, in accordance with the applicable provisions of 40 CFR 264 subpart CC and in accordance with Section 2.S of the revised permit application.

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26. The Permittee shall ensure that all containers are kept closed with rings tightened and bungholes plugged except when adding or removing waste.

27. The Permittee shall not operate Level III containers at the Safety-Kleen - Orange Park Branch facility.

Part II Subpart B.2-Specific Operating Conditions: Tank Storage Areas

1. The Permittee shall only store waste mineral spirits and other used parts washer solvent in the Level I, 15,000 gal tank designated for hazardous waste storage. This tank is shown in Attachment B of this permit and Part II.C of the permit application.

2. The used oil storage tank shall not be used for hazardous waste storage.

3. The Permittee shall not place any material into any tank if that material is incompatible with the construction materials or contents of the tank.

4. The Permittee shall maintain, inspect and operate the spill and overfill prevention controls to prevent spills and overflows from the tank or containment system.

5. The Permittee shall remove any tank contents released to the secondary containment system within 24 hours.

6. The Permittee shall report any changes, component replacement or extensive repairs to the tank system to the Department. This report shall include the information required by 40 CFR 264.196(e). The tank system shall not be returned to service until the certification report required by 40 CFR 264.196(f) has been submitted to the Department and approved.

7. The Permittee shall inspect the tank system in accordance with the schedule and procedures identified in Section II.C of the permit application. The Permittee shall inspect the following at least once each operating day:

    a. Above ground portions of the tank system for evidence of corrosion, wear or any other factors that may contribute to, or cause, a release of tank contents.

    b. Data gathered from monitoring and leak detection equipment for evidence the system is operating according to design specifications.

    c. The secondary containment system to detect erosion or signs of a release of tank contents.

    d. The area immediately surrounding the externally accessible portion of the tank system for evidence of a release of tank contents.

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8. If a release of tank contents occurs, the Permittee shall do the following:

    a. Immediately cease adding new material into the tank.

    b. Remove liquids from the leaking tank system and take all measures to prevent continued release.

    c. Remove liquids from the secondary containment structure.

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

    e. Inspect the tank and secondary containment systems to determine the cause of the release.

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

    g. Certify major repairs of the tank system in accordance with 40 CFR 264.196(f).

9. The Permittee shall keep records at the facility documenting that the tank system has been designed, installed, and maintained in accordance with 40 CFR 264.193.

10. The Permittee shall drain all liquids and sludge from the two wet dumpsters in the Return/Fill Station Area at the end of each business day.

11. The Permittee shall manage the hazardous waste storage tank shown in Attachment B of this permit in accordance with the applicable Level I Tank control standards of 40 CFR 264 subpart CC and in accordance with Part II.S of the permit application.

12. The Permittee shall operate and maintain the pumps, compressors, pressure relief devices, sampling connection systems, open-ended valves or lines, flanges and connectors, and any other control devices according to the plans contained in Part II.S of the permit application and all applicable provisions of 40 CFR 264 subpart BB.

13. The Permittee shall ensure that all applicable equipment is marked/tagged for inspection in accordance with 40 CFR 264 subpart BB and inspected for leaks each business day.

14. The Permittee shall repair leaks in accordance with the requirements of 40 CFR 264 subpart BB.

15. The Permittee shall keep as part of the operating records the results of inspections, monitoring reports, repairs, and any other documents required by 40 CFR 264 subparts AA, BB and CC for a minimum of three years.

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Part II Subpart B.3-Continued Use Program

1. As stipulated in the approval letter dated October 25, 1999, the Permittee shall operate the Continued Use Program in accordance with the conditions contained in the minor permit modification request dated April 17, 2000.

2. The Permittee shall only use the Continued Use Program vat located in the Return/Fill Station area for handling Continued Use Program solvent in accordance with Section 8 of the permit application dated March 28, 2003 and revised on July 7, 2003.

3. The Permittee shall provide instruction to each Continued Use Program customer on how to follow Safety-Kleen's Best Management Practices and Environmental Safeguards and Controls for the Continued Use Program.

4. The Permittee shall maintain a record of instruction given to Continued Use Program customers pursuant to Condition 3 of this Part for a minimum of three years. At a minimum the following items shall be documents:

    a. date of instruction;

    b. location of instruction;

    c. name of instructor; and

    d. name of person receiving instruction.

5. The Permittee shall not speculatively accumulate Continued Use Program materials at the Safety-Kleen Orange Park branch or at the Continued Use Program customer's facility.

6. If any part of a bulk shipment or individual container of solvent destined for the Continued Use Program is reclaimed, burned for energy recovery, or is otherwise definable as a solid and hazardous waste then the entire shipment or container is subject to hazardous waste regulation.

7. The Permittee shall not use Continued Use Program solvent for washing drums when the drums do not need washing.

8. The Permittee shall not use more Continued Use Program solvent than is needed for the drum washing operation.

9. The Permittee shall not use Continued Use Program solvent when it would not be an effective washing agent for the drums.

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10. This permit does not relieve the Permittee from obtaining any necessary permit modifications from this agency to implement the Continued Use Program, nor does this permit relieve the Permittee from obtaining all other required permits from any other agency within the state of Florida.

Part II Subpart C – Closure Conditions

1. The Permittee shall close the container storage and tank storage units 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 (40 CFR Part 264.111).

2. The Permittee shall have a written Closure Plan as required by 40 CFR 264.112(a). The Closure Plan and all revisions to the plan must be kept at the facility until closure is completed, certified in accordance with 40 CFR 264.115, and accepted by the Department.

3. Modifications to the approved Closure Plan shall be in accordance with the requirements of 40 CFR 264.112(c) and Rule 62-730.290, F.A.C.

4. 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 of notice by the Department, submit an application for a permit modification in accordance with Part II.C.3.

5. 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.

6. The Permittee shall complete closure activities within 180 days after notification to the Department of closure and in accordance with the closure schedule in the permit application. Any changes in the time allowed for closure activities or reporting requirements shall require prior written Department approval. At least 30 calendar days prior to initiating physical closure activities, the Permittee shall prepare and submit a Closure Activities Report.

    a. The Closure Activities Report will be in columnar format (*i.e.* a table or spreadsheet) with columns for “closure activity,” “schedule date,” and “completed date.”
    b. The Closure Activities Report shall be maintained and updated by the Permittee throughout the closure period, with copies submitted monthly to the Department, unless an alternate submittal schedule is approved by the Department in writing. Each report must be submitted to the Department by the tenth day of each month for

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the preceding month until the acceptance of physical closure by the Department. These reports can be submitted electronically.

c. Any deviation from the schedule or described tasks shall be fully documented in the Closure Activities Report.

7. The Permittee shall notify the Department 45 days prior to the date on which the Permittee expects to begin partial or final closure of a unit(s).

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 unit(s) in accordance with the applicable provisions of 40 CFR 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 days in advance of any major physical closure activity (*e.g.*, unit decontamination or removal, cap installation, soil sampling, soil removal, etc.).

11. Within 30 days of determining that all contaminated soil cannot be practically removed or decontaminated, the Permittee shall notify the Department of such determination. Within 90 days of the determination the Permittee shall submit an application for permit modifications to close the facility as a landfill (land disposal unit) and perform postclosure care as required by 40 CFR 264.

12. 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 Report must include, but not be limited to the following.

    a. Environmental sampling data to verify closure activities.
    b. Decontamination data.
    c. Copies of manifests or other appropriate shipping documents for removal of all hazardous wastes and all contaminated residues.
    d. A description of final closure activities.
    e. A final Closure Activities Report (Condition II.C.6 of this Subpart).

13. Within 30 calendar days of submitting a Closure Certification Report for a land disposal unit, including a land disposal unit identified under Part II.C.11, the Permittee shall submit to the Department and to the local zoning authority, or the authority with

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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 CFR 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 the Permittee's 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 based on restricted exposure risk assumptions under Chapter 62-780, F.A.C.

PART III – POSTCLOSURE CONDITIONS

1. Not applicable at this time.

PART IV – ENVIRONMENTAL MONITORING CONDITIONS

1. Not applicable at this time.

PART V – CORRECTIVE (REMEDIAL) ACTION CONDITIONS

Subpart A – General Corrective Action Conditions

1. The Conditions of this Part apply to the following.

    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 mean. As used in this Part, the terms "discover", "discovery", or "discovered" refer to the following.

        (1) The date the Permittee visually observes evidence of a new SWMU or AOC.
        (2) The date the Permittee visually observes evidence of a previously unidentified release of contaminant(s) to the environment.
        (3) The date the Permittee receives information from a credible source of the presence of a new release of contaminant(s) to the environment.

    c. Contamination that has migrated beyond the facility boundary, if applicable.

2. The Permittee shall comply with the notification requirements for the discovery of a new SWMU in Part I.12.c.

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. The Work Plan shall be submitted within 60 calendar days of notification by the Department unless the notification letter establishes a different time frame.

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a. 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.
b. In accordance with the schedule in the approved CS Work Plan, or no later than 60 calendar days after Department's written approval of a CS Work Plan, the Permittee shall submit a Confirmatory Sampling 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 a contaminant(s) that is removed from the soil, sediment, surface water, and groundwater to cleanup target levels or background 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 or Rule 62-780.560 F.A.C., the Permittee must meet the notification requirements of Part I.12.c, and inform 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 Subsection 62-780.500(7)(a), F.A.C.

5. If contamination is confirmed by the Confirmatory Sampling Report, the Department will notify the Permittee to 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. 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., unless the notification letter specifically establishes a different time frame to commence or complete site assessment. An alternative schedule can be implemented with written Department approval.

6. The Permittee shall conduct Emergency Response Actions in accordance with Subsections 62-730.225 and 62-780.500, F.A.C. The Permittee may, or upon notification by the Department, shall conduct an Interim Source Removal action in accordance with Subsections 62-730.225 and 62-780.500 F.A.C. for any release, SWMUs, or AOCs determined necessary to minimize or prevent further migration of contaminants or to limit human or environmental exposure to contaminants.

7. If the Department or the Permittee at any time determines that any approved work plan no longer satisfies the requirements of Rule 62-730.225 or Chapter 62-780, F.A.C. 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.

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PART VI – REMEDY SELECTION AND IMPLEMENTATION

Part VI Subpart A – General Remedy Selection and Implementation 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 Action Plans may be performance based, including remediation options to be implemented based on changing conditions at the site.

2. The Permittee shall apply for a permit modification in accordance with Part I.22. of this permit within 30 days of a Department approved final remedy unless an alternative permit modification schedule has been approved by the Department. 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(12), F.A.C. 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. The Remedial Action Status Reports may be combined with any Environmental Monitoring Report required by Part IV.

4. When site rehabilitation (remedial action) is complete, the Permittee shall submit to the Department a Site Rehabilitation Completion Report in accordance with Subsection 62-780.750(6), 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 CFR 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.

Part VI Subpart B – Selected Remedies

1. Not applicable at this time.

APPENDIX A - SUMMARY OF FACILITY SITES - SOLID WASTE MANAGEMENT UNITS (SWMUS) AND AREAS OF CONCERN (AOCS)

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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 and Basis for Determination	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 RCRA Corrective Measures Study [CMS])				
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 at this time requiring a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.				

A.4 List of SWMUs / AOCs implementing a Remedial Action Plan or Natural Attenuation Monitoring Plan (a/k/a Corrective Measures Implementation [CMI]				
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 at this time undergoing a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.				

A.5 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

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There are no units identified at this time at which Site Rehabilitation Completion Determinations with controls have been made.

A.6 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.			

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A.7 List of SWMUs / AOCs where No Further Action Determinations have been made based on no suspected or confirmed contamination (*i.e.* not 'contaminated sites' as defined by 62-780 F.A.C.)			
SWMU/AOC Number/Letter	SWMU/AOC Name	Basis for NFA	Unit Comment
SWMU 1	Container Storage Area/Transfer Waste Area	Permitted Unit	
SWMU 2	Paint Waste Building	Permitted Unit	
SWMU 3	FRS Waste Building	no suspected or confirmed contamination	Former 10-day transfer waste area. Currently Allied Product Storage Area
SWMU 4	Former Restaurant Filter Building	no suspected or confirmed contamination	No longer in service. Was operated 1988-1989.
SWMU 5	Return and Fill Area	Permitted Unit	
SWMU 6	Spent Mineral Spirits Tank	Permitted Unit	
SWMU 7	Used Oil Tank	no suspected or confirmed contamination	Originally used to store spent antifreeze Changed to UO storage in June 2007
SWMU 8	Loading/Unloading Areas	no suspected or confirmed contamination	8a-inside warehouse; 8b-tank farm area; 8c-warehouse dock; 8d-eastern side of Return/Fill Dock
SWMU 9	Pallet Accumulation Area	no suspected or confirmed contamination	
SWMU 10	BFI Dumpster	no suspected or confirmed contamination	
SWMU 11	Above Ground Storage Tank Farm	no suspected or confirmed contamination	
SWMU-12	10-day Transfer Waste Area	no suspected or confirmed contamination	
SWMU-13	Mercury Lamps Storage Area	no suspected or confirmed contamination	Located in SWMU-1
SWMU-14	Used Antifreeze Tank	no suspected or	Located in SWMU-5

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		confirmed contamination	
SWMU-15	Satellite Container Storage	no suspected or confirmed contamination	Located in SWMU-5

Issued **Date**

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Signature
CHARLES F. GODDARD, PROGRAM ADMINISTRATOR
PERMITTING AND COMPLIANCE ASSISTANCE PROGRAM

Filing and Acknowledgment

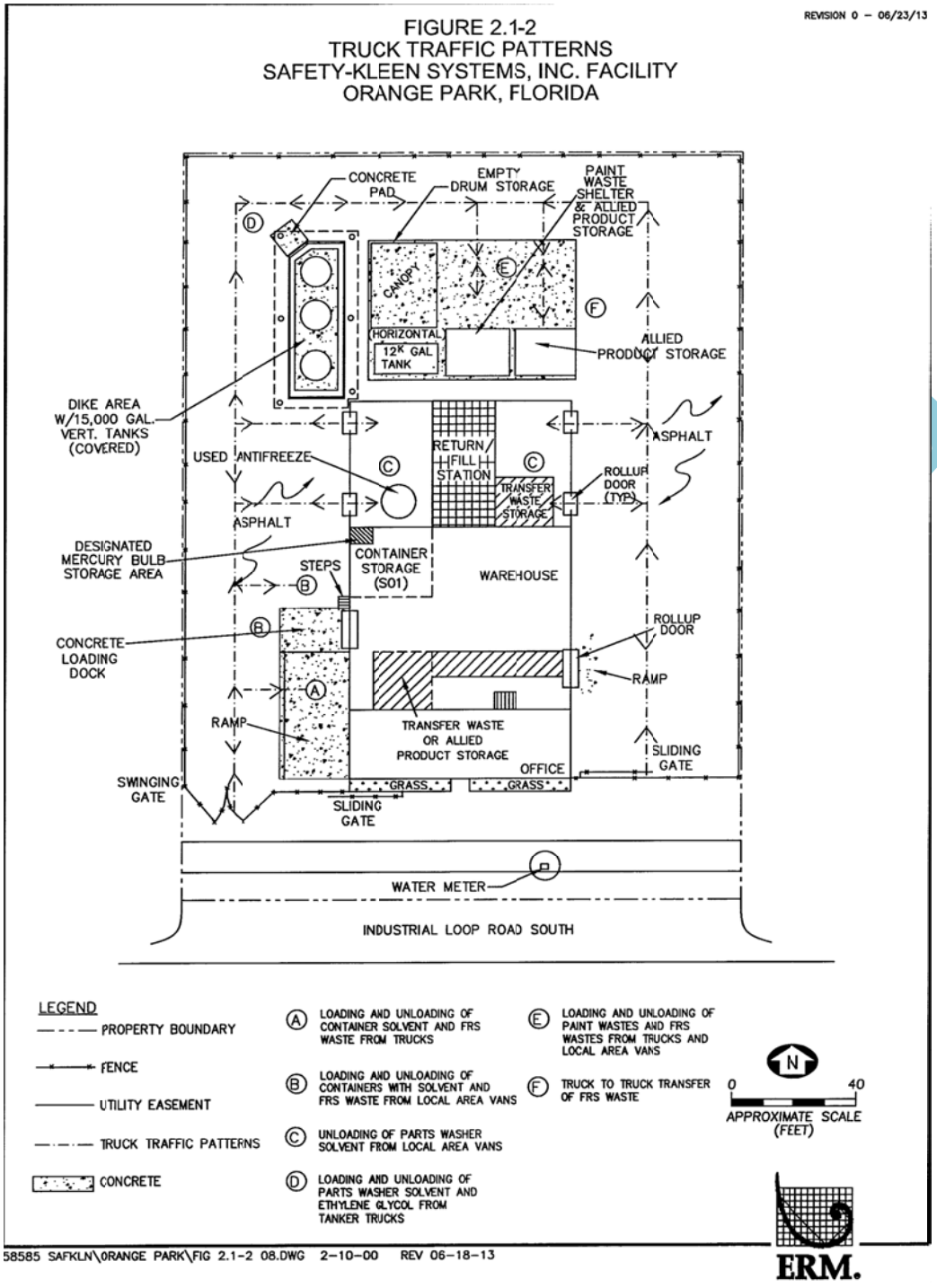
Filed on this date, pursuant to Section 120.52 Florida Statutes, with the designated Clerk, receipt of which is acknowledged.

Signature
CLERK

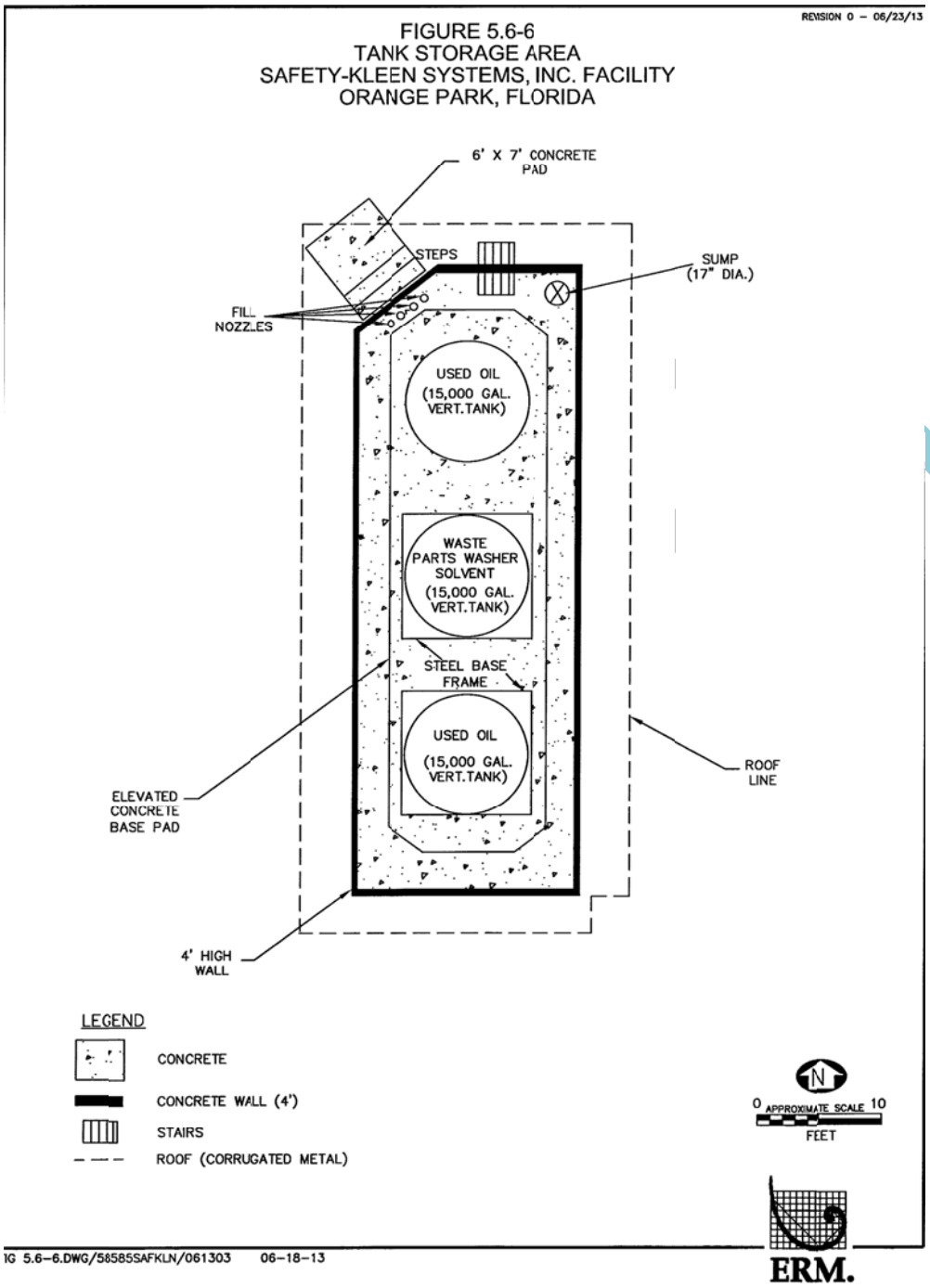
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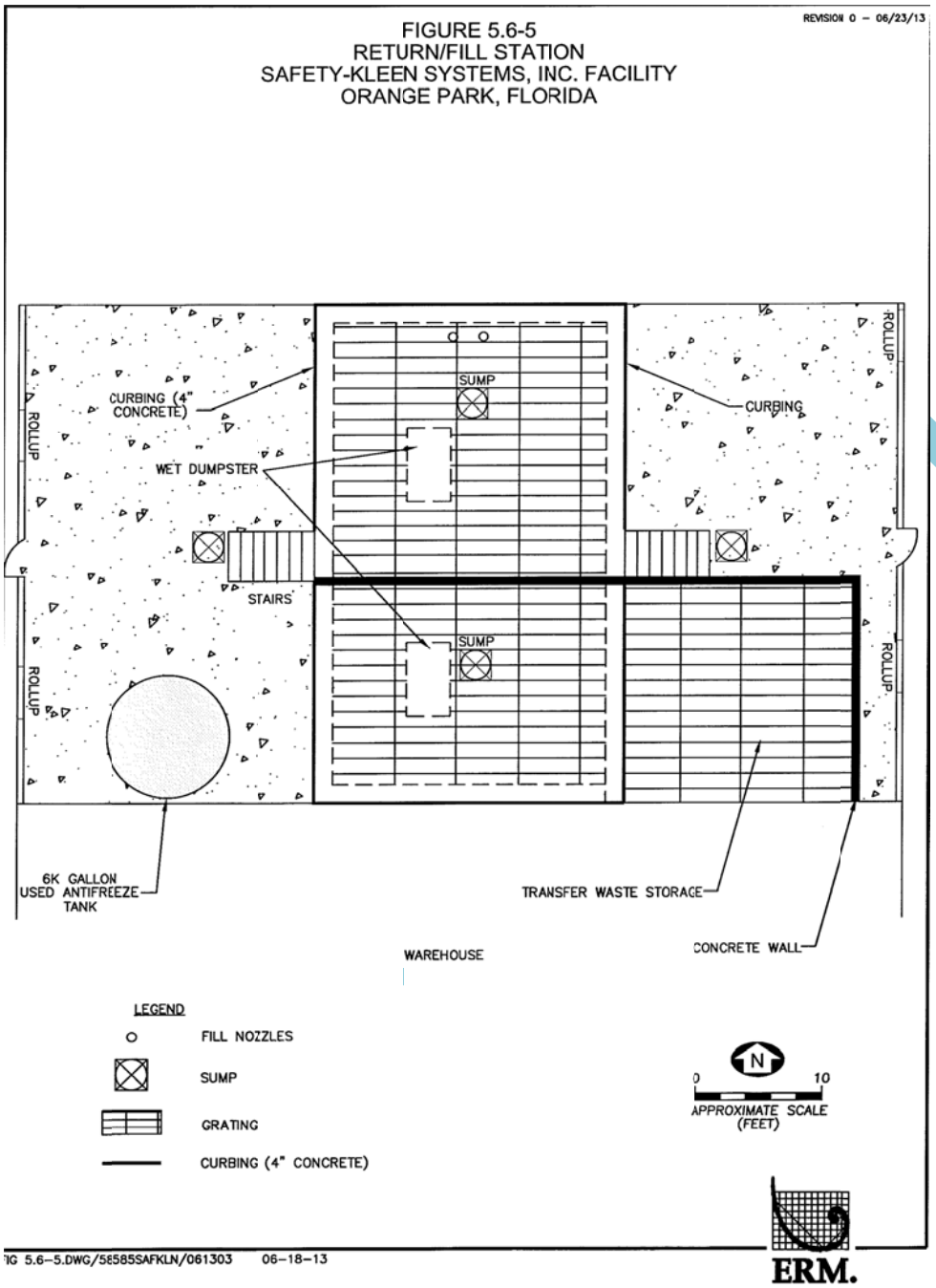
ATTACHMENT A - FACILITY LAYOUT AND PROPERTY BOUNDARIES OF LAND UNDER THE PERMITTEE'S CONTROL



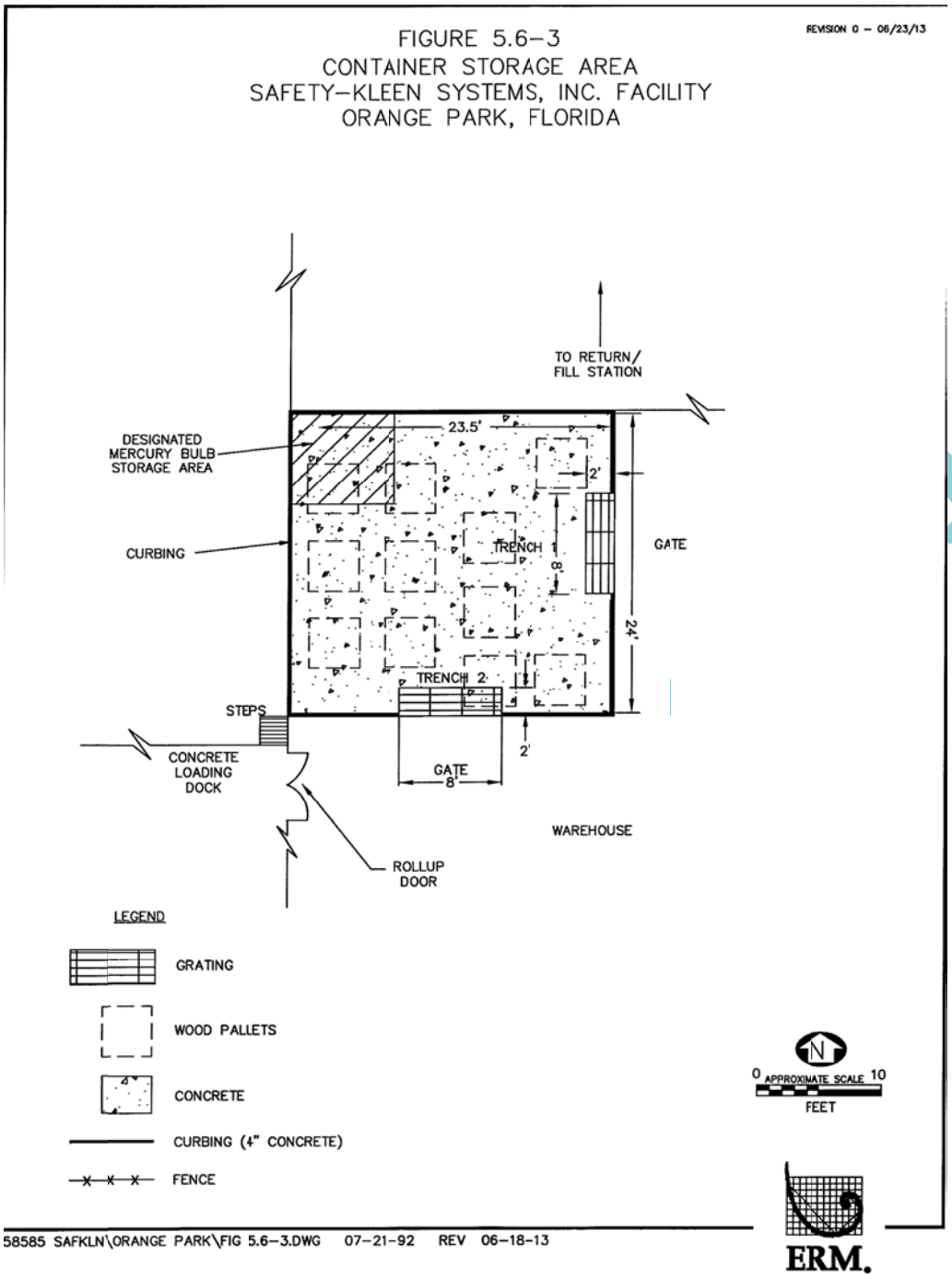
ATTACHMENT B – TANK STORAGE AREA



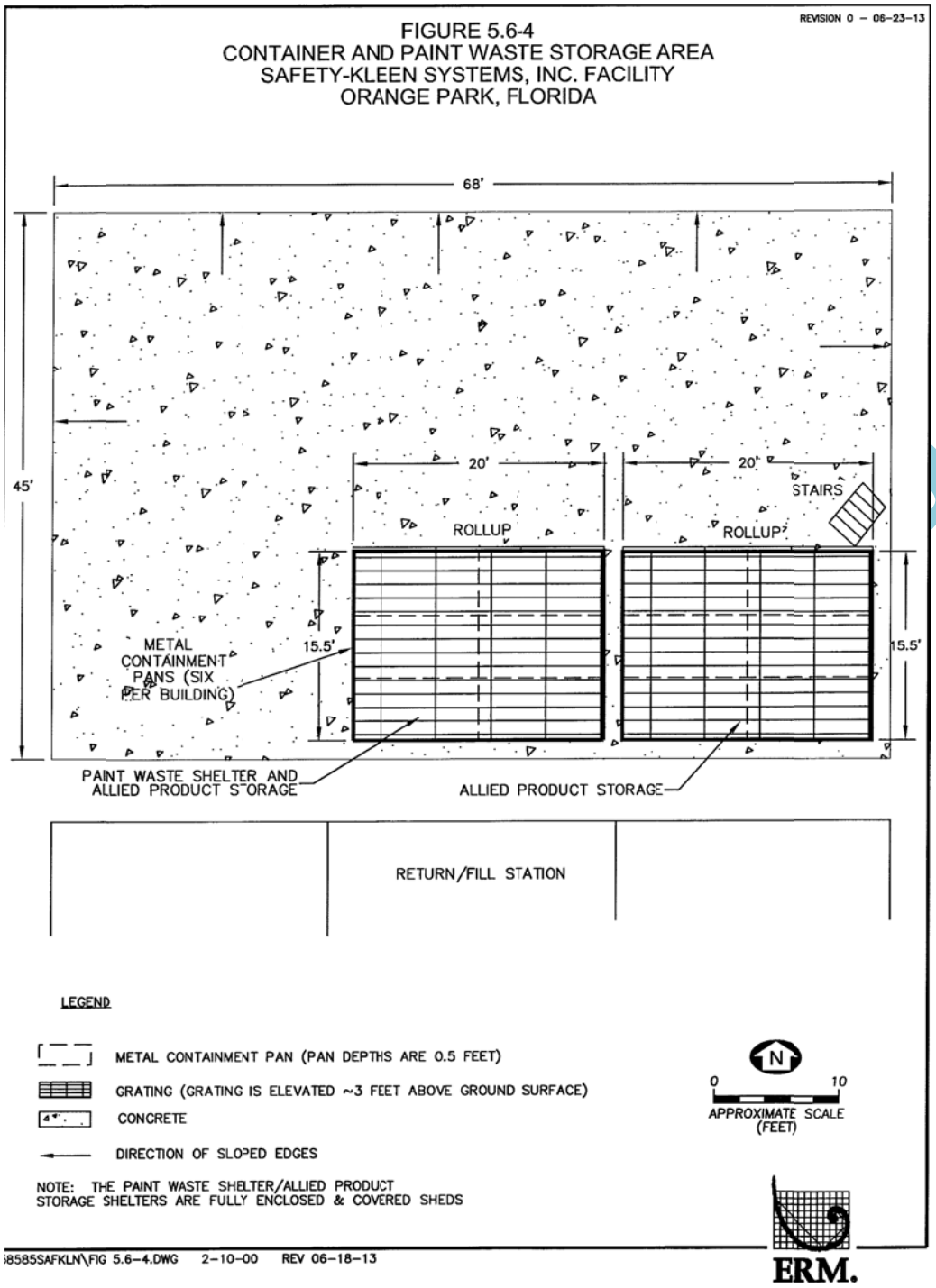
ATTACHMENT C – SOLVENT RETURN/FILL STATION AREA



ATTACHMENT D – WAREHOUSE CONTAINER STORAGE AREA



ATTACHMENT E – PAINT WASTE CONTAINER STORAGE AREA



ATTACHMENT F – PERMITTED AND TRANSFER WASTE

Waste Type	Process Design Capacity (Gallons)	Process Code(s)	Estimated Annual Amounts (Tons)	Waste Codes
Spent Parts Washer Solvent	15,000	S01* S02**	456	D001 and D-codes listed in Note below
Branch-Generated Liquids Solids (Debris)	2,553	S01*	16	D001 and D-codes listed in Note below; F001, F002, F003, F004, F005
Dumpster Sediment	2,553	S01*	Included above	D001 and D-codes listed in note below
Tank Bottoms	2,553	S01*	Included above	D001 and D-codes listed in note below
Used Immersion Cleaner (IC 699)	2,553	S01*	2	D-codes listed in note below
Dry Cleaning Waste (Perchloroethylene)	2,553	S01*	21	F002 and D-codes listed in note below
Dry Cleaning Waste (Non-perchloroethylene)	2,553	S01*	Included above	D-codes listed in note below
Paint Wastes	1,222	S01*	9	D001, F003, F005 and D-codes listed in note below
Fluid Recovery Service (FRS)	14,080	S01***	100	Transfer wastes-waste codes assigned by generator
Mercury-Containing Lamps/Devices	N/A	N/A***	Less than 2.2	N/A-handled as non-hazardous transfer wastes

NOTES:
D-Codes: D004, D005, D006, D007, D008, D009, D010, D011, D018, D019, D021, D022, D023, D024, D025, D026, D027, D028, D029, D030, D032, D033, D034, D035, D036, D037, D038, D039, D040, D041, D042, D043

* This waste will be stored in containers in the container storage area and Paint Waste Shelter. The maximum capacity in the container storage area for hazardous waste is 2,553 gallons and 4,800 gallons for the paint waste shelter.

** The spent parts washer solvent storage tank has a capacity of 15,000 gallons and may be filled up to 14,250 gallons.

*** This waste will be held for transfer in containers in the transfer area and designated mercury bulb storage area.