



Department of Environmental Protection

Lawton Chiles
Governor

Northeast District
7825 Baymeadows Way, Suite B200
Jacksonville, Florida 32256-7590

Virginia B. Wetherell
Secretary

December 29, 1994

CERTIFIED MAIL - RETURN RECEIPT

Mr. Roy Stewart
Branch Manager
Safety-Kleen Corporation
161 Industrial Loop South
Orange Park, Florida 32073

Dear Mr. Stewart:

Safety-Kleen Corporation
Warning Letter No. WL94-0481HW10NED
High Priority Hazardous Waste Violations
DEP/EPA ID FLD 980 847 214
Clay County - Hazardous Waste

A hazardous waste compliance inspection was conducted at your facility on November 14 & 15, 1994. This inspection was conducted under the authority of Section 403.091, Florida Statutes, and Chapter 403, Part IV, Florida Statutes, in order to determine the compliance status of your facility with Title 40 Code of Federal Regulations Parts 260 through 268, as adopted in Florida Administrative Code Chapter 62-730.

During this inspection, possible violations of rules regarding hazardous waste management were noted. These possible violations are described in the "Summary of Violations" section of the attached inspection report.

You are advised that any activity at your facility that may be contributing to violations of the above described statutes and rules should be ceased immediately. Operation of a facility in violation of state statutes or rules may result in liability for damages and restoration, and the judicial imposition of civil penalties up to \$50,000 per violation per day pursuant to Section 403.727, Florida Statutes.

You are requested to contact Karen Cates of this office at (904) 448-4320 within 10 calendar days of receipt of this Warning Letter to arrange a meeting with Department personnel to discuss the issues raised in this Warning Letter. You may wish to consult an attorney and to have the attorney attend the meeting with the Department.

DOCKET # 94-31

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

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PLEASE BE ADVISED that this Warning Letter is part of an agency investigation preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. The purpose of this letter is to advise you of potential violations and to set up a meeting to discuss possible resolutions to any potential violations that may have occurred for which you may be responsible. Under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued within 90 days of the date of the attached inspection report. The issuance of the NOV may be avoided through the entry of a Consent Order or a demonstration that the listed violations did not occur. If the Department issues a Notice of Violation, and you are named as a party, you will be informed of your rights to contest any determination made by the Department in the Notice of Violation.

If after further investigation, the Department determines that the violation occurred, this matter may be resolved through the entry of a Consent Order which will include a compliance schedule and an appropriate penalty.

Sincerely,

Ernest E. Frey

Ernest E. Frey, P.E.
Director of District Management

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EEF:kr

Enclosure