



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET
ATLANTA, GEORGIA 30365

JUL 12 1983

REF: 4AW-WC

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RECEIVED
JUL 25 1983

EA, SOLID WASTE

Mr. A. F. Styling
Vice President, Operations
V.A.W. of America, Inc.
Post Office Box 367
St. Augustine Shores, Florida 32048

Re: Final Agreement and Final Order, V.A.W. of America, Inc.
EPA I.D. No. FLD092980937, Docket No. 83-132-R-KMC

Dear Mr. Styling:

Enclosed please find a copy of the Final Agreement and Final Order ratified by Charles R. Jeter, Regional Administrator. The original Final Agreement and Final Order is being forwarded to the Regional Hearing Clerk, as directed in Section 22.06 of the Consolidated Rules of Practice.

If you have any questions regarding the provisions of the Final Order, please contact Mr. David R. Brentzel of the Waste Compliance Section at 404/881-4552 or Mr. Keith M. Casto, Office of Regional Counsel at 404/881-2641.

Sincerely yours,

Thomas W. Devine
Director
Air & Waste Management Division

Enclosure

cc: Mr. Robert W. McVety
Florida Department of Environmental Regulation

Copy sent to Jmy
9-13-83
rld

FLD 092 718576

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IV

IN THE MATTER OF:)
)
V.A.W. of) Resource Conservation and Recovery Act
America, Inc.) Section 3008(A)(1)
Box 357) 42 U.S.C. §6928(a)(1)
St. Aug. Shores, FL 32048) Docket No.: 83-132-R-KMC
) FINAL AGREEMENT AND FINAL ORDER
EPA ID NO. FLD092980937)

A Complaint was filed pursuant to Section 3008(a)(1) of the Solid Waste Disposal Act, commonly referred to as the Resource Conservation and Recovery Act, (RCRA), 42 U.S.C. §6928(a)(1), and the Environmental Protection Agency's Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, 40 CFR Part 22. The Complainant is the Regional Administrator, Region IV, United States Environmental Protection Agency (hereinafter EPA). The Respondent is the V.A.W. of America, Inc.

The parties to this action being desirous to settle this action enter into the following stipulations:

1. Respondent has been served with a copy of the Complaint and Compliance Order with Notice of an Opportunity for a Hearing on this matter and the Regional Administrator has jurisdiction over this matter pursuant to Section 3008 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §6928.

2. Respondent owns and operates an existing hazardous waste management facility as defined by 40 CFR §260.10.

3. Respondent submitted a notification of hazardous waste activity pursuant to Section 3010 of RCRA on September 20, 1980.

4. Respondent did not file Part A of the RCRA hazardous waste facility permit application until April 8, 1981.

5. Respondent neither admits nor denies any other allegation in the Complaint.

ORDER

Based upon the foregoing stipulations, the parties agree to the entry of the following Final Order in this matter.

A. Respondent shall comply with the Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities, 40 CFR Part 265; and

B. Respondent shall fully comply with the Consolidated Permit Regulations, 40 CFR Parts 122 and 124, as if Respondent had filed a timely Part A RCRA hazardous waste facility application pursuant to Section 3005(e) of RCRA and a timely notification pursuant to Section 3010 of RCRA.

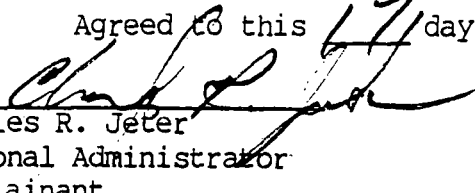
Notwithstanding any other provision of this Order, an enforcement action could be brought pursuant to Section 7003 of RCRA, 42 U.S.C. §6923, or other statutory authority should the EPA find that handling, storage, treatment, transportation, or disposal of solid waste or hazardous waste at the facility presents an imminent and substantial endangerment to human health or the environment.

Agreed to this 13th day of May, 1983.

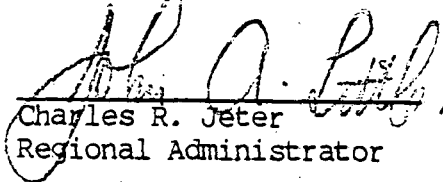

Respondent

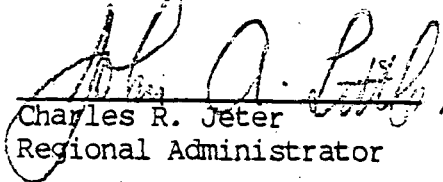
Vice President, Operations
Title

Agreed to this 17 day of May, 1983.


Charles R. Jeter
Regional Administrator
Complainant
U.S. Environmental Protection Agency
Region IV

It being Agreed, it is so ORDERED this 17 day of May, 1983.


Charles R. Jeter
Regional Administrator

, Deputy for