

## Russell, Merlin

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**From:** Stuart Stapleton <Stuart.Stapleton@eqonline.com>  
**Sent:** Tuesday, February 04, 2014 4:19 PM  
**To:** Russell, Merlin  
**Cc:** Ken Dean; Gene Cieply; Christopher Poole; 'Jerry Kubal <Jerry.Kubal@kci.com> (Jerry.Kubal@kci.com)'  
**Subject:** EQ Edits to Draft HW-SW Permit  
**Attachments:** EQ Edits-Draft HW-SW Permit.docx

Merlin,

We have completed the review of the draft permit and only have a few comments. The version with the track changes is attached. Please let me know if you need anything else.



**Stuart Stapleton**  
*EHS Manager*

### **EQ – The Environmental Quality Company**

#### **EQ Florida, Inc.**

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## Florida Department of Environmental Protection

RICK SCOTT  
GOVERNOR

HERSCHEL T. VINYARD JR.  
SECRETARY

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PERMITTEE:  
EQ FLORIDA, INC  
7202 East 8<sup>th</sup> Avenue  
Tampa, Florida

ATTENTION:  
Bob Mulholland Gene Cieply

HAZARDOUS WASTE I.D. NUMBER: FLD 981 932 494  
SOLID WASTE I.D. NUMBER: 44633  
HAZARDOUS WASTE PERMIT NUMBER: 34875-HO-011  
SOLID WASTE PERMIT NUMBER: 34757-010/SO/30  
DATE OF ISSUE:  
EXPIRATION DATE:  
COUNTY: Hillsborough  
PROJECT: Operation of a Hazardous Waste Container  
Storage Facility, Construction and Operation of a  
Hazardous Waste Treatment Tank, Operation of a Solid  
Waste Materials Processing Facility, Operation of a  
Hazardous Waste Transfer Facility and Facility-wide  
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 Sections 403.707 and 403.722 Florida Statutes (F.S.), and Chapters 62-4, 62-160, 62-701, 62-730, 62-777 and 62-780 Florida Administrative Code (F.A.C.). This permit replaces expired permits 34875-HO-010 and 34757-006-SO/30. The above-named Permittee is hereby authorized to perform the work or operate the facility shown on the application dated November 2013 (Revision 01) that is 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.

1. To operate a hazardous waste container storage facility.

The container storage facility, which occupies 5,866 square feet, is a totally enclosed building consisting of three (3) separate bays. Each bay is separated by an eight (8) inch wide concrete block wall and fire doors. Bays 1 and 3 are at opposite ends of the building and have identical dimensions of approximately 48-feet by 50-feet. Bay 2 is in the center and has been specifically designed and built for the storage of ignitable and reactive hazardous wastes. The dimensions of Bay 2 are approximately 22-feet by 50-feet. A 1,786 square foot, covered loading/unloading area and improved secondary containment area is

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located on the loading dock side of Bay 2. The facility has a total hazardous waste capacity of 50,000 gallons; comprised of 20,000 gallons for both Bays 1 and 3, and a 10,000 gallon capacity for Bay 2. The capacity of the secondary containment is 10,000 gallons. The improved secondary containment area is used for container storage of hazardous waste and a vehicle loading and unloading area. The facility flooring is five (5) inches of continuously poured 4,000 psi concrete coated with a chemical resistant sealant and two (2) layers of chemical resistant polyurethane coating. The Container Storage layout is shown on Attachment B. There are five (5) separate containment sumps with a capacity of 1,001-gallons each in the hazardous waste storage building. Two (2) sumps are in Bays 1 and 3, and one sump in Bay 2. Recontainerization activities of hazardous waste occurring at the facility include paint can crushing, drum crushing, loading to roll-offs, and loading to tanker trucks. Hazardous waste codes accepted and stored at this facility are listed in Attachment C.

2. To construct and operate a hazardous waste treatment tank.

The Permittee intends to construct and operate a new on-ground tank system to treat characteristic hazardous wastes codes D002 and D004 through D011. The new tank will be located on a concrete slab that forms the foundation of the existing treatment building. The tank dimensions are 20 feet wide by 20 feet long by 4 feet 7 inches tall. The tank capacity is approximately 68 cubic yards (CY). The floor and walls of the box will be constructed of 3/4-inch and 1/2-inch steel plate, respectively, and the top of the box will be open. The connections between the plates will be joined together with full penetration welded joints so that the box is liquid-tight, and will not allow waste to escape. The design and installation of the new solidification tank shall comply with all the requirements specified in 40 CFR Subpart J. The tank layout is shown on Attachment D. Prior to use the final as-builts for this unit must be submitted and approved by FDEP.

3. To relocate and construct a non-hazardous waste engineered solidification unit.

The unit will be a 21 feet wide by 21 feet long by 3 feet tall non-hazardous waste engineered solidification unit [approximate capacity 49 CY], and related minor improvement to the Waste Processing building and operate a solid waste materials processing and transfer facility, for the processing, consolidation, bulking, and solidification of solid waste materials in the northern portion of the Waste Processing Building, including the operation of a shredder in the northwest corner of the Waste Processing Building. Roll-offs of solidified non-hazardous waste generated in the Waste Processing Building are temporarily staged in the Solid Waste Operations Area [shown on Attachment D](#).

4. To operate a Hazardous Waste Transfer Facility:

The Permittee shall be authorized to operate a transfer facility on site in accordance with Rule 62-730.171, F.A.C., and shall be authorized to store manifested hazardous waste on site not to exceed ten (10) days as allowed for transfer facilities. EQ Florida, Inc., (EQ), shall not utilize the transfer facility for any waste where EQ is the designated facility on the

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manifest or originated at the facility with EQ listed as the generator. The storage of transfer facility waste must be located on the paved lot within the 8th Ave. property as identified on Attachment D. Vehicles and trailers parked in this area must be marked as a 10-day vehicle or trailer. The maximum storage shall not exceed 20,000 gallons or 100 cubic yards.

5. To operate a Reactives Storage Container unit:

The proposed reactives magazine will consist of a custom Type 2 Class ABC, Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) spec indoor magazine. The magazine will be used for the temporary storage and pass-through of road flares, DOT 1.4 material, marine aerial and signal flares, small arms munitions, black powder, residential fireworks and other permitted explosives. No forbidden explosives will be transported to the site and/or stored in the magazine. No treatment or processing of explosive materials will be completed on site. The unit will be placed in the Waste Processing building [as shown on Attachment D.](#)

6. Other Activities:

- EQ is a used oil and used oil filter transporter and transfer facility in accordance with Chapter 62-710, F.A.C.
- EQ is a transporter and handler of mercury containing lamps and devices that are regulated in accordance with Chapter 62-737, F.A.C.
- EQ also manages household hazardous waste (HHW) at the facility. This waste is regulated as a Solid Waste. Any HHW received with a hazardous waste manifest will be managed as hazardous waste.
- EQ also manages pharmaceutical wastes in accordance with a Drugs, Devices and Cosmetics permit (53;00007) issued by the Florida Department of Health.
- EQ plans to install a 6,000 gallon oil-water separation tank outside the northeast corner of the Waste Processing building.

7. HSWA Units: No Further Action:

- SWMU-1 Drum Storage Area
- SWMU-2 Loading and Unloading Area
- SWMU-3 Retention Pond
- SWMU-4 Filter Press (closed-no longer in use)
- SWMU-5 Municipal Waste Dumpster
- SWMU-6 Pre-Treatment Unit
- SWMU-7 Solid Waste Processing Facility
- SWMU-8 Universal Waste Battery Storage Area
- SWMU-9 Paint Can Crushing Area
- SWMU-10 Roll-off Storage
- SWMU-11 Transfer Facility

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- SWMU-12 Used Oil Facility
- SWMU-13 Satellite Accumulation Area
- SWMU-14 Parts Washer
- SWMU-15 Additional Retention Pond
- SWMU-16 Universal Waste Lamp Storage Area
- SWMU-17 Aerosol Can Crushing (no longer in use)
- SWMU-18 Drum Crushing
- SWMU-19 Oil-Water Separator Tank/System (proposed construction)

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 2002 North Orient Road in Tampa, Hillsborough County, Florida.

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

1. May 13, 2011 *RCRA Facility Assessment (RFA) Addendum*.
2. October 31, 2013 *Closure Certification for EQFL Filter Press*.
3. November 1, 2013 DEP acceptance of the certification of closure for the filter press.
4. *Construction and Operation Permit Application, 2002 North Orient Road, Tampa, FL 33619, Permit No. 34875-HO-10, prepared for EQ Florida, Inc. dated November 2013, Revision 01.*
5. *Volume 3 of 3 Permit Renewal Application, 7202 E. 8<sup>th</sup> Avenue, Tampa, FL 33619, Permit No. 34757-006-SO/30, prepared for EQ Florida, Inc. dated November 2013, Revision 01, as revised by information received December 6, 2013, including but not limited to:*
  - (1) Engineering Report, November 2013 [Sec 1.0 through 13.0, Figures, & Appendices]
  - (2) Waste Storage and Containment Calculations [Appendix B]

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- (3) Operation Plan, November 2013 [Appendix C]
- (4) Contingency Plan, November 2013 [Appendix D]
- (5) Closure Plan, revised December 6, 2013 [Appendix E]
- (6) Waste Analysis Plan, November 2013 [Appendix H]
- (7) Oil-Water Separator System Operation Schematic [Appendix M]
- (8) Waste Area Locations, [Figure 6]
- (9) Waste Processing Building (Proposed Layout), [Figure 9A]

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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

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hours, and 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 (813) 470 5700.

- (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 VII 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.

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- (3) The dates that analyses were performed.
- (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 hazardous waste 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:

Hazardous Waste Supervisor  
Department of Environmental Protection  
13051 North Telecom Parkway,  
Temple Terrace, Florida 33637-0926

All submittals in response to solid waste permit conditions shall be provided as described below:

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- c. One electronic copy in optical media format shall be sent to:

Compliance Assistance Program  
Southwest District Office  
Department of Environmental Protection  
[SWD\\_Waste@dep.state.fl.us](mailto:SWD_Waste@dep.state.fl.us)

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.
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 [DEP Form 62-730.900(1)(b)].

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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 renewal application shall be submitted in accordance with Rules 62-4, 62-701, 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, 62-701, 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. and Subsection 62-701.320(10), F.A.C.
    - (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 Program and Permitting  
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.

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- 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 post closure 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 Permittee'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 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.

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- 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 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 exceedance, or, for those facilities using a financial test, in the next scheduled submittal.

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- 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 Program and Permitting, 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—HAZARDOUS WASTE OPERATING CONDITIONS**

### **Part II Subpart A—General Hazardous Waste Container Storage Operating Conditions**

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.

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- (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.
  - a. The Permittee is liable for waste profiles supplied to generators.
  - b. 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.
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

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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 local fire and police departments, sheriff's office, state police, hospitals, ambulance services and emergency medical technicians, and state and local emergency response centers.
- 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).

- 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.

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- 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.
  - 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—Specific Hazardous Waste Container Storage Operating Conditions**

1. Container storage shall be conducted only within the three (3) bays of the container storage building and within the covered, improved containment area. Total container

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storage volume within the permitted building and the covered, improved containment area shall not exceed 50,000 gallons as per Section 10 (Use and Management of Containers) of the application.

2. Containers shall be kept closed except when adding or removing waste and be handled in a manner that will not allow the containers to rupture or leak. If a container holding hazardous waste is not in good condition, or begins to leak, the waste shall be transferred to another container in good condition [40 CFR Parts 264.171, 264.173].
3. The Permittee shall use containers that are compatible with the hazardous waste to be stored to comply with the requirements of 40 CFR Part 264.172.
4. The Permittee shall not store incompatible waste in containers or place it in unwashed containers or place it in unwashed containers that have previously held incompatible waste [40 CFR 264.177].
5. The Permittee shall inspect the container loading/unloading areas as well as the container storage area in accordance with the schedule and procedures identified in Section 10.4 (Use and Management of Containers) and Section 5 (Inspection Plan) of the application and 40 CFR 264.174.
6. Any unknown waste shall be segregated from all other hazardous wastes until it is identified by analysis and a compatibility group is assigned.
7. The Permittee shall not store incompatible wastes in the same bay or in bays having the same containment system. Incompatible waste shall be physically separated by a dike, berm or other approved device in accordance with 40 CFR Part 264.177(c).
8. The Permittee shall store all "cyanide bearing" waste in storage area 2A located in Bay 2. "Cyanide bearing" waste includes D003 wastes that meet the definition under 40 CFR Part 261.23(a)(5) and any "listed" wastes that has any form of cyanide as a "Basis for Listing" under 40 CFR Part 261 Appendix VII (e.g., F006-F012, F019, K007, K060).
9. Hazardous waste must be compatible with the secondary containment systems and liners of the storage bays and covered, improved secondary containment area [40 CFR 264.175(b)].
10. Spilled or leaked waste and accumulated precipitation from the container storage and temporary staging areas must be removed from the sumps the same day the waste is discovered to reduce the potential of overflow in the secondary containment collection system.
11. Liquids that accumulate in the containment sumps will be sampled, analyzed and managed as described in Section 10.5.5 of the permit application.

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12. The container loading/unloading areas shall be clear of any liquids and/or debris at all times.
13. The Permittee shall comply with the 15-meter (50-foot) setback rule concerning the locating of ignitable and reactive wastes in containers per 40 CFR 264.176.
14. All service vehicle trucks, roll-offs and tractor trailers shall be situated over a manmade surface having emergency liquid containment or at one of the unloading areas when the vehicle contains hazardous waste.
15. Vehicles with incoming shipments of hazardous waste shall be unloaded into the appropriate storage area within five (5) calendar days of the vehicle's arrival at the facility. Vehicles being loaded for outgoing shipment shall leave the facility within ten (10) calendar days of the first container of hazardous waste being placed on the vehicle. Documentation of the above shall be maintained in the facility's operating record. The above 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 in accordance with Rule 62-730.171(6), F.A.C.
16. The Permittee shall not allow pass-through bulk waste shipments to be held at the facility in excess of 24 hours.
17. An inventory shall be taken each business day and recorded on the daily inventory logs. This inventory is to be taken at about the same time each day, i.e. at the opening of each business day or at the end of each business day.
18. The inventory of containers that have been loaded onto transport vehicles for outbound shipment and have not left the facility shall be counted towards the maximum storage area inventory of 50,000 gallons. This shall include the total container storage volume within the permitted building and the covered, improved containment area and the staging area. The inventory of waste received at the facility which remains unloaded on the transport vehicle shall not be counted towards the maximum capacity of the facility but shall be included in the closure plan, financial assurance documents, and inspection logs.
19. The maximum quantity of waste received at the facility that remains unloaded shall not exceed 10,000 gallons at any one time.
20. Container arrangement is identified in Figure 14 of the permit application and Attachment B of this permit. Any change to the container arrangement in any bay requires prior approval by the Department.
21. The Permittee may store non-regulated materials in the regulated storage area provided:

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- a. The containers are managed according to 40 CFR 264 Subpart I.
  - b. The volumes of non-regulated materials are included in calculating the total volume of liquid to be stored in the regulated storage area.
  - c. The Permittee shall maintain the required aisle spacing in the storage area for both the regulated and non-regulated materials in accordance with 40 CFR 264.35.
  - d. The Permittee assures that non-regulated materials have labels indicating the contents of the containers and that the materials are non-regulated.
  - e. The Permittee includes the daily inventory of non-regulated material in the facility operating record.
  - f. The Permittee manages all containers in a manner that ensures a release will not occur.
  - g. The non-regulated materials are compatible with other material in that storage area.
22. The Permittee shall clearly mark upon receipt of shipment each container of hazardous waste restricted from land disposal with the following information:
- a. A description of the contents, including all applicable EPA waste identification numbers.
  - b. The date the waste was received at the facility.

#### **Part II Subpart C—General Hazardous Waste Tank Systems**

1. Tank system, for the purpose of this permit, is defined as the treatment tank, appurtenant equipment and secondary containment structures.
2. The Permittee is allowed to treat only those hazardous wastes specified in the application.
3. The Permittee shall not place waste into tanks that are incompatible with the construction materials of the tank. [40 CFR 264.192(a)]
4. The Permittee shall not place waste into an insufficiently cleaned tank that previously held incompatible waste or material. [40 CFR 264.199(b)]
5. The Permittee shall ensure that ignitable or reactive waste is not placed into the treatment tank.
6. The Permittee shall report any changes, component replacement or extensive repairs to the tank system to the Department. This report will include the information required by 40 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 ensure that the secondary containment systems, including the curbs around the warehouse, are maintained to prevent a release to the environment.
8. The Permittee shall inspect the treatment tank system in accordance with procedures stipulated in the permit application.

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9. The Permittee shall report any release greater than one pound (1 lb.) resulting from a leak or spill to the environment within 24 hours of its detection to the Department [40 CFR 264.196(d)]. The released materials must be removed within 24 hours or in as timely a manner as is possible to prevent harm to human health and the environment [40 CFR 264.196(b)(2)].
10. The Permittee shall submit to the Department a report that contains the requirements of 40 CFR 264.196(d)(3) within 30 calendar days of detection of a release to the environment.
11. The Permittee shall comply with the provision of response to leaks or spills and disposition of leaking or unfit-for-use tank systems of 40 CFR 264.196 by satisfying the following requirements:
  - a. Stop flow or addition of waste into the tank or secondary containment and inspect the system to determine the cause of the release. [40 CFR 264.196(a)]
  - b. Remove waste from leaking tank system to prevent further releases and to allow for inspection and repair, and remove released waste from the secondary containment structure at the earliest possible time. [40 CFR 264.196(b)]
  - c. Prevent possible or further migration of the leak or spill to the environment, and remove and properly dispose of wastes, contaminated soils or residues. [40 CFR 264.196(c)]
  - d. Comply with the notification and report requirements of 40 CFR 264.196(d).
  - e. Comply with the secondary containment, repair or closure requirements of 40 CFR 264.196(e).
  - f. Certify major repairs of the tank system in accordance with 40 CFR 264.196(f).

#### **Part II Subpart D—Hazardous Waste Treatment Tank Construction Conditions**

1. The Permittee shall construct the treatment tank in accordance with Section 12.0 (On Ground Treatment Tank System) of the permit application.
2. Upon completion of construction, the Permittee shall submit to the Department, a construction report including as-builts certified by a professional engineer in the State of Florida.
3. Operation of the treatment tank shall not commence until written authorization from the Department has been received by the Permittee.

#### **Part II Subpart E—Specific Hazardous Waste Treatment Tank Operating Conditions**

1. The Permittee shall only treat selected characteristic hazardous waste codes D002 and D004 through D011.

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2. After treatment, each batch of treated waste must be tested to ensure that the batch is no longer hazardous, it meets the Universal treatment Standards, and that it passes the Paint Filter Test prior to disposal.
3. All wastes that meet Specific Condition 2 above must be placed into a permitted Subtitle D landfill.
4. The treatment tank must be inspected daily as discussed in Section 5.0 Inspection Plan.
5. Spills of liquid in the sump in the southern portion of the Waste Processing Building (hazardous waste treatment area), regardless of origin, shall be containerized and characterized prior to treatment or disposal.

**Part II Subpart F–Hazardous Waste Closure Conditions**

1. The Permittee shall close each hazardous waste management 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.

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- 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 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.

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- 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 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 – HAZARDOUS WASTE POSTCLOSURE CONDITIONS**

Not applicable at this time.

### **PART IV – HAZARDOUS ENVIRONMENTAL MONITORING CONDITIONS**

Not applicable at this time.

### **PART V – SOLID WASTE GENERAL OPERATING CONDITIONS**

1. Facility Designation. The solid waste materials management facility portion of this site [SWMF] shall be classified as a materials processing facility for the processing of non-hazardous materials only.
  - a. Unless specifically stated otherwise in this permit, Special Wastes and Solid Wastes, may be accepted, processed, stored and managed at the SWMF only if the permittee performs, or requires the generator to perform, the analyses listed in the Waste Analysis Plan (WAP) [\[ref. Eng. Rpt., Appendix H\]](#), at a minimum. As used in SWMF permit, the term "Special Wastes" means solid wastes that can require special handling and management, including, but not limited to, contaminated soils, used oil and filters, lead-acid batteries, asbestos, ash residue, mercury lamps & devices, universal wastes, and petroleum contact water. As used in the SWMF permit, the term "Solid Waste" is defined in Subsection 62-701.200(107), F.A.C. "Solid Wastes" are materials which are not included in the definition of hazardous wastes pursuant to Chapter 62-730, F.A.C., or 40 CFR

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261.3, and also do not exhibit the characteristics of hazardous waste described in 40 CFR 261 Subpart C, and are not listed in 40 CFR 261 Subpart D.

- b. If the generator performs the sampling and analyses, copies of the results shall be retained by the permittee in accordance with the recordkeeping requirements of the SWMF permit. Notwithstanding the sampling and analyses conducted pursuant to the Waste Analysis Plan, the permittee shall ensure that all materials are accepted, processed, stored or otherwise managed at this facility in accordance with the requirements of this permit.

2. Definitions. The following terms are defined as follows for the purposes of the SWMF:

- a. "Contamination" or "Contaminated" as defined in Subsection 62-780.200(11), F.A.C.
- b. "Decanting" for the purpose of this permit means the process of allowing the waste (typically sludges) to settle into two or more phases. The liquid and/or sludge phase is physically removed from the remaining solid phase by pouring, pumping, or other similar method [\[ref. Eng. Rpt., Sec 5.2.6\]](#).
- c. "Impervious surface" means a surface which has been constructed to prevent the discharge of contaminants into or onto the soil mantle. Asphalt pavement shall not be considered "impervious" for the purposes of this permit. Concrete which has been sealed by a chemical resistant sealant, and which does not exhibit cracking, spalling, gouges, or other deficiencies, may be considered "impervious" for the purposes of this permit.
- d. "Non-hazardous materials" are materials which are not included in the definition of hazardous wastes pursuant to Chapter 62-730, F.A.C., or 40 CFR 261.3.
- e. "Petroleum contaminated soil" as defined by Subsection 62-713.200(6), F.A.C.
- f. "Petroleum contact water" as defined by Subsection 62-740.030(1), F.A.C.
- g. "Processing" means any technique designed to change the physical, chemical, or biological character or composition of any solid waste so as to render it safe for transport, amenable to recovery, storage or recycling, or safe for disposal, or reduced in volume or concentration. Pursuant to Section 403.704(16), F.S., and Subsection 62-4.070(3), F.A.C., with respect to the specific activities authorized at the SWMF permit, "Processing" does not include techniques designed to change the chemical or biological character or composition of any solid waste. However, "processing" does include the separation, consolidation and solidification of materials received based on physical characteristics, bulking and consolidation of materials from small containers into larger containers, separation of liquids and solids, and removal of free liquids from solids and semi-solids. "Processing" does not include "treatment".
- h. "Segregation" for the purpose of the SWMF permit means the physical process of separating closed containers in a waste shipment into two or more distinct types of materials to improve waste management [\[ref. Eng. Rpt., Sec. 5.2.4\]](#).

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- i. "Solidification/Stabilization" for the purpose of the SWMF permit means the process of physically solidifying a sludge or liquid waste [ref. Eng. Rpt., Sec. 5.2.6].
- j. "Solidification agents", include "oil-dri", vermiculite, clay absorbents, clean soil, sawdust, and other materials which may change the physical characteristics (e.g. solid/liquid state), but not the chemical characteristics, of the materials. Sawdust from unadulterated wood is the only currently approved solidification agents approved for use at the SWMF [ref. Eng. Rpt., Sec. 5.2.6].
- k. "Stabilization Agents" include cement kiln dust, fly ash, lime, or other chemical reagents whose addition may alter the chemical characteristics of the materials. No stabilization agents are currently approved for use at the SWMF.
- l. "Transfer" for the purpose of the SWMF permit means the recontainerization of solid waste that may not require further processing. Transfer operations include repacking, pumping, and/or emptying smaller containers of waste into larger containers such as 55-gal drums, tote tanks, roll-off containers, vacuum trucks, or similar bulk containers [ref. Eng. Rpt., Sec. 5.2.5].

#### **Part V Subpart A – Solid Waste Specific Construction Conditions**

1. Construction. All construction activities shall be approved by the Department prior to initiating work, unless specifically authorized otherwise.
  - a. The SWMF permit authorizes the relocation and construction of the relocated Engineered Solid Waste Solidification Unit (SW-ESU) and related improvements to the Waste Processing Building [ref. Eng. Rpt, Sec. 2.0 & Figure 9A].
  - b. This permit authorizes the construction of a 6,000 gallon oil-water separator tank outside the northeast corner of the Solid Waste Processing Building upon receipt of authorization to construct under the permittee's used oil transfer registration [ref. Eng. Rpt, Sec. 2.0 & Appendix M].
2. Certification of Construction Completion. All information required by this Specific Condition shall be signed and sealed by a registered professional engineer or land surveyor as appropriate. At the completion of construction, information listed below shall be provided to the Department as part of the Certification of Construction Completion.
  - a. The owner or operator shall submit a Certification of Construction Completion, Form 62-701.900(2), signed and sealed by the professional engineer responsible for the construction to the Department for approval, and shall arrange for Department representatives to inspect the construction in the company of the permittee, the engineer, and the facility operator.
  - b. The owner or operator shall submit Record Drawings/Documents showing all changes (i.e. all additions, deletions, revisions to the plans previously approved by

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the Department). The Record Documents shall include as-built plans details and elevations (survey) as appropriate.

- c. The owner or operator shall submit a narrative indicating all changes in plans and the cause of the deviations, and certification by the design engineer to the Department.
3. Record Drawings/Documents. The Record Drawings/Documents shall include, but not be limited to, the following information:
    - a. As-built drawings, including elevations as appropriate, of the relocated SW-ESU and related improvements to the Waste Processing Building.
    - b. As-built drawings, including elevations as appropriate, of the 6,000 gallon oil-water separator tank and secondary containment area.
    - c. Operation of the relocated SW-ESU and 6,000 gallon oil-water separator tank shall not commence until written authorization from the Department has been received by the Permittee.

#### **Part V Subpart B – Solid Waste Specific Operating Conditions**

1. Facility Operation Requirements.
  - a. The permittee shall operate the SWMF in accordance with Rule 62-701.710, F.A.C., Volume 3 of 3 Permit Renewal Application..., November 2013 Revision 1, including the facility Operation Plan [\[ref. Eng. Rpt., Appendix C\]](#) , and other operational information included in Volume 3 of 3.
  - b. All processed materials shall be transferred to, or disposed of at, an appropriately permitted disposal or treatment facility. The permittee shall not transfer any material, processed or unprocessed, for treatment or disposal, to a facility not specifically approved for the disposal or treatment of such materials.
    - (1) In accordance with Chapter 62-713, F.A.C., only petroleum contaminated soils from the SWMF may be disposed of at a permitted soil thermal treatment facility. Waste solids and debris, waste liquids, PPE, and waste sludges shall not be disposed of at a soil thermal treatment facility permitted under Chapter 62-713, F.A.C. [\[see Eng. Rpt., Sec. 4.2\]](#).
  - c. Incompatible materials shall not be combined during receipt, storage or processing at the SWMF.
  - d. Waste streams generated by the operation or maintenance of the SWMF and equipment shall be managed such that any residual contaminants (such as gasoline, oil, antifreeze, etc.) shall be stored such that the residues or constituents thereof are not spilled, leaked, dumped, or otherwise discharged onto the ground or into surface or groundwaters.
  - e. In the event that the processing equipment becomes inoperable, the permittee shall complete repairs, or provide reserve equipment, within one week of discovery of the equipment failure. In the event that sufficient reserve equipment

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is not available within one week of the equipment failure, and the facility has reached its permitted storage capacity, the SWMF shall not accept additional waste materials until sufficient equipment is operating at the site.

## 2. Authorized Waste Types.

- a. The materials which are permitted to be accepted, processed, stored or otherwise managed at the SWMF are limited to the non-hazardous materials identified below [\[ref. Eng. Rpt., Sec 4.1\]](#).
  - (1) Petroleum contaminated soil.
  - (2) Petroleum contaminated sorbent materials (e.g. pads, booms, etc.), and personal protective equipment (PPE).
  - (3) Petroleum contact water as defined in Part V 2. f., above.
  - (4) Petroleum contaminated sediments, sludges and liquids which originate from oil/water separators at residential car washes, rollover car washes, and tunnel car washes as defined in Subsection 62-660.803(3), F.A.C.
  - (5) Materials identified in [Section 4.1](#) of the Engineering Report.
  - (6) Other industrial solid wastes, as defined in Subsection 62-701.200(58), F.A.C., which are not included in the definition of hazardous wastes pursuant to Chapter 62-730, F.A.C., or 40 CFR 261.3.
- b. Unless specifically stated otherwise in this permit, the materials listed in Part V Subpart B.2., above, may be accepted, processed, stored and managed at the SWMF only if the permittee performs, or requires the generator to perform, the analyses listed in Waste Analysis Plan, at a minimum. If the generator performs the sampling and analyses, copies of the results shall be retained by the permittee in accordance with the recordkeeping requirements of this permit.  
Notwithstanding the sampling and analyses conducted pursuant to the Waste Analysis Plan, the permittee shall ensure that only non-hazardous materials as defined in Part V.2.d., above, are accepted, processed, stored or otherwise managed at the SWMF.
- c. Materials not specifically listed or described in Part V Subpart B.2.a., above, may only be managed at the SWMF on a case-by-case basis with prior approval from the Department.
- d. This permit does not authorize the acceptance, storage, processing or other management of putrescible solid wastes, biomedical, polychlorinated biphenyl, or radioactive wastes at the SWMF [\[ref. Eng. Rpt., Sec. 4.1\]](#).
- e. The SWMF permit does not specifically authorize the acceptance, processing, storage or other management of materials regulated pursuant to Chapter 62-710, F.A.C. and 40 CFR 279, and Chapter 62-737, F.A.C. The management of these materials may require a separate Department permit.
- f. Incompatible materials which may produce effects such as fire, explosion, violent reaction, or toxic gases shall not be combined during receipt, storage or processing at the SWMF.

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- g. Asbestos may be managed at the SWMF pursuant to 29 CFR 1910.1001 and 40 CFR 61.
    - (1) Asbestos shall not be mixed with non-asbestos containing materials, or be processed at the facility.
    - (2) Asbestos may be re-containerized or consolidated with other asbestos materials at the facility, provided the original packaging of the asbestos remains intact. Asbestos may not be added to other solid wastes or shredded.
    - (3) Friable asbestos which is disposed within the State of Florida, shall be disposed at a Class I or Class III landfill authorized and permitted by the Department.
  - h. The SWMF permit does not authorize the management of household hazardous wastes (described in 40 CFR 261.4), or hazardous wastes generated by conditionally exempt hazardous waste generators regulated under 40 CFR 261.5 (CESQG's).
3. Operating Personnel.
- a. The owner or operator shall be responsible for operating and maintaining the SWMF in an orderly, safe, and sanitary manner.
  - b. Sufficient trained personnel shall be available, to adequately operate the SWMF in compliance with this permit and Department rules. Training requirements shall include courses appropriate to ensure proper facility operation and management of wastes. Training documentation shall be maintained at the facility, and copies shall be provided to the Department upon request.
  - c. At least one trained operator shall be at the SWMF at all times when the facility receives waste in accordance with Paragraph 62-701.710(4)(c), F.A.C.
4. Control of Access. Access to, and use of, the facility shall be controlled as required by Subsection 62-701.500(5), F.A.C. Adequate access to the waste processing facility and storage areas shall be provided for all weather conditions.
5. Monitoring of Waste.
- a. Hazardous Waste or Hazardous Substances. The owner or operator shall ensure that the materials accepted at the SWMF are non-hazardous materials as described in Part V.2.d. above. In the event that hazardous waste, or materials which do not comply with the definition in Part V.2.d., above, are received at the SWMF, these materials shall be immediately transported and stored in the area of the facility designated for hazardous waste storage. Every effort shall be made to determine the origin of the waste, and the waste shall be characterized and disposed of in accordance with applicable federal, state and local regulations.
  - b. Waste Characterization.

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- (1) "Generator's knowledge" shall not be the sole basis for acceptance of the representation of the material as non-hazardous.
- (2) MSDS sheets may be acceptable for determining the character of the waste for virgin (unused) materials.

c. Waste Acceptance.

- (1) Materials shall be accepted in accordance with the Engineering Report, Operation Plan, Waste Analysis Plan, and other information listed in Part V Subpart B.1.a., above.
- (2) Prior to acceptance of materials at the SWMF, the permittee shall perform, or shall require the generator to perform, the minimum sampling and analysis, required by Waste Analysis Plan of this permit. Records which correlate and track the samples taken, analytical results, and waste shipments (received and disposed) shall be maintained at the facility, and shall be provided to the Department upon request.
- (3) In the event that a consistent industrial waste stream is received, documentation which includes the original analytical results and the information, a description of the process which produced the waste, confirmation by the industrial facility indicating that the process has not changed since the analyses were performed, and the pre-acceptance evaluation information specified in [Section 2.0](#) of the [Waste Analysis Plan](#), shall be acceptable as "pre-acceptance analyses" for the SWMF permit. The recertification from the industrial facility shall be re-submitted annually, by the anniversary date of the original Waste Approval from this materials processing facility [see [WAP, Sec. 2.0](#)].
- (4) In the event that materials which are received do not correlate with the associated Waste Profile Sheet and/or Non-Hazardous Waste Manifest, a description of the discrepancy and actions taken shall be recorded. A summary of these incidents shall be provided to the Department upon request.

d. Solid Waste Disposal.

- (1) The permittee shall ensure that the materials which are disposed have been adequately characterized to meet the intended disposal facilities' acceptance criteria.
- (2) Pursuant to Subsection 62-660.803(5), F.A.C., contaminated liquids from car (or truck) wash oil/water separators shall be disposed of at a Department permitted wastewater treatment facility or a pre-treatment facility connected to a department-permitted wastewater treatment facility. Oil/water separator sludges, as described in Part V Subpart 2.a.4, above, shall be disposed of at a Class I solid waste landfill authorized by the Department.
- (3) A minimum of 10 percent of the containers (or one container, whichever is greater) for each waste stream for Special Wastes and Solid Wastes shall be sampled and analyzed in accordance with the Waste Analysis Plan prior to

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removal off-site for disposal [ref. WAP, Sec. 4.0]. The sampling locations shall be selected such that the samples taken are representative of the load/batch/mixture of wastes which are being removed for disposal. Testing shall include mandatory fingerprint analysis, and TCLP testing or other suitable testing to demonstrate the acceptability to the disposal facility.

6. Control of Nuisance Conditions. The owner or operator shall be responsible for the control of odors and fugitive particulates arising from construction and operation of the SWMF. Such control shall minimize the creation of nuisance conditions on adjoining property. Complaints confirmed by Department personnel upon site inspection, shall constitute a nuisance condition, and the permittee must take immediate corrective action to abate the nuisance. The owner or operator shall control disease vectors so as to protect the public health and welfare.
7. Facility Maintenance and Repair.
  - a. The SWMF shall be properly maintained including building maintenance, maintenance of processing equipment, containment systems, leachate collection and removal system, impervious surfaces and stormwater systems.
  - b. In the event of damage to any portion of the waste processing site facilities, equipment, leachate collection and removal system, storage areas, or buildings, failure of any portion of the associated systems, fire, explosion, or any spill outside of the secondary containment areas which discharges to the environment, the permittee shall immediately (within 24 hours) notify the Department explaining such occurrence, method to prevent reoccurrence, remedial measures to be taken and time needed for repairs. Written detailed notification shall be submitted to the Department within seven (7) days following the occurrence.
8. Stormwater System.
  - a. The site shall continue to have a stormwater management system operated and maintained in accordance with Chapter 62-330, F.A.C., and any other applicable Department or water management district rules.
  - b. Runoff from the sawdust pile shall be managed such that the stormwater management system is not adversely affected (e.g. sediment control).
9. Drainage Requirements and Leachate Management.
  - a. All areas shall be cleaned at the end of each day's operation, or as needed, to prevent nuisance conditions, hazardous conditions, odor or vector problems. Floors shall be free of standing liquids.
  - b. Floors, asphalt-paved or concrete areas shall be free of standing contaminated liquids or leachate. The Covered Processing Area, Staging Area, Waste

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- Processing Building, and Solid Waste Operations Area, (shown on Figure 6 of the Eng. Rpt.) shall be maintained such that the ponding of water is prevented.
- c. Except for discharges to permitted disposal facilities by approved methods, liquids shall not be discharged outside of the leachate containment areas of the Covered Processing Area, Waste Processing Building and Solid Waste Operations Area.
  - d. All drains, piping and leachate collection trenches and sumps shall be visually inspected for damage and clogging at least daily, and shall be cleaned or repaired as required. In the event that liquids do not free flow into the trench, the grates shall immediately (within 24 hours) be removed and the trench cleaned.
  - e. Spillage, drippage, or other discharges in the SWMF area of the of the Waste Processing Building, which may be incidental to the processing operation, shall be managed in accordance with the procedures in Volume 3 Section 6.2.4 and the facility Contingency Plan [ref. Eng. Rpt., Appendix D]. Liquid in the SWMF that drains to the sump in the northern portion of the Waste Processing Building will be managed consistent with the waste that caused the leak and disposed in the SW-ESU or managed and disposed of as solid waste leachate. Spills of liquid in the SWMF that drain to the sump in the southern hazardous waste management portion of the Waste Processing Building will be managed and disposed as indicated in Part II Subpart E.5, above.
  - f. Solid Wastes.
    - (1) In the event that liquid or semi-solid materials of this type are spilled, leaked, dumped, or otherwise discharged during processing such that these materials, or constituents thereof, enter the trench drain(s) system, then the requirements of Part V Subpart B.9.e., above, apply to the management of the discharge. If the material does not enter the trench drain(s) system, the materials shall be removed from the affected area, but decontamination is not required.
    - (2) In the event that solid materials of this type are spilled, leaked, dumped, or otherwise discharged during processing such that liquids (e.g. stormwater) contacts these materials, and the liquids, solids, semi-solids, or constituents thereof, enter the trench drain(s), then the requirements of Part V Subpart B.9.e., above, apply to the management of the discharge. If the material or liquids which have contacted the waste material does not enter the trench drain(s) system, the materials and contact (contaminated) liquids shall be removed from the affected area, but decontamination is not required.
    - (3) In the event that liquid or semi-solid materials of this type are spilled, leaked, dumped, or otherwise discharged during processing in the Waste Processing Building, such that these materials, or constituents thereof, enter the floor sump, these materials shall be pumped/vacuumed and processed into roll-off containers within 24 hours of occurrence.
  - g. Discharges described in Part V Subparts B.9.e. & f., above, shall be documented in the Facility Inspection Log or other appropriate records.

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#### 10. Materials Management and Storage.

- a. Material Storage. Materials shall be stored as shown on Figure 6 - Waste Management Area Locations [ref. Eng. Rpt., Figure 6], and as otherwise indicated on the Figures and Drawings in the Engineering Report. All materials shall be stored on impervious surfaces.
- (1) Waste storage and management associated with the SWMF in the Staging Area is limited to the temporary staging of covered tractor-trailers of in-bound or out-bound wastes, the unloading, loading or temporary staging (up to 48 hours) of non-bulk covered containers, and the storage of recyclable materials in designated recyclable storage areas [ref. Eng. Rpt., Secs. 5.2.3 & 6.2.3]. Solid and semi-solid waste materials may be staged in the staging area only if the containers, vehicles, etc., are covered or enclosed, and non-leaking, and are constructed of, or lined with, materials compatible with the wastes stored and:
  - (a) Stormwater from the staging area which may have contacted waste residues on the storage containers is contained and managed as leachate; or
  - (b) Stormwater from the staging area which may have contacted waste residues on the storage containers is contained, sampled and analyzed, and the analyses demonstrate that the contaminated stormwater does not exceed Department water quality standards; or
  - (c) The exterior of all containers have been decontaminated such that waste residues do not contact stormwater.
- (2) Waste storage and management associated with the SWMF in the Solid Waste Operations Area is limited to the temporary staging of roll-off containers of solids or solidified wastes processing the Waste Processing Building [ref. Eng. Rpt., Secs. 5.2.3 & 6.1.5].
- (3) Waste storage and processing associated with the SWMF is limited to the Waste Processing Building, the Covered Processing Area, and the Waste Management Building. Waste staging, segregation and the storage of recyclables may also occur in these areas.
- (4) The maximum quantity of material stored at the SWMF shall be in accordance with Waste Storage and Containment Calculations [ref. Eng. Rpt., Appendix B].
- (5) Stored materials will be processed and shipped off site within 60 working days of receipt. In the event that a specific waste stream will be stored for longer than 60 working days, the permittee shall notify the Department prior to exceeding the 60 working day storage limit [ref. Eng. Rpt., Sec. 5.2.3].

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- b. Materials Processing. All materials shall be processed materials shall be processed on impervious surfaces in the processing areas or inside the processing buildings as shown on Figure 6 - Waste Management Area Locations, and as otherwise indicated on the Figures and Drawings in the Engineering Report. All materials shall be processed on impervious surfaces.
- (1) Waste processing activities associated with the SWMF include, storage, transfer (recontainerization), decanting, filtration, solidification, and shredding of waste [ref. [Eng. Rpt., Sec. 5.2.6](#)]. Solidification and shredding of solid waste associated with the SWMF is limited to the designated areas in the northern portion of the Waste Processing Building [ref. [Eng. Rpt., Secs. 5.2.6 & 6.2.4](#)].
  - (2) Liquids shall be managed in a manner which minimizes leakage, spillage, and other discharges of materials to the processing and storage areas.
  - (3) The trench drain(s) system sump pump shall be disabled during all processing activities and at any time that containers are open within the processing area. The sump pump shall not be enabled until the processing and storage area have been inspected for spillage, and appropriate cleanup actions have been taken in accordance with Part V Subparts B.9.e. & f., above. The Facility Inspection Log shall document that the sump pump has been disabled during processing activities.
  - (4) Filtration of liquids shall be conducted at the SWMF by pumping liquids through a filter media, as specified in Section 5.2.6 of the Engineering Report.
  - (5) During liquid transfer and processing operations, the truck and all associated hoses and equipment shall be located within processing area such that spillage outside of the trench drain(s) system does not occur.
  - (6) Solidification/Stabilization: Solidification/Stabilization at the SWMF shall be conducted in accordance with the procedures in Section 5.2.6. & Section 5.3 of the Engineering Report and the Standard Operating Procedure (SOP) - Solidification in the Operation Plan [ref. [Eng. Rpt., Appendix C, SOP #OPS-OP-031-FLA](#)].
  - (7) Materials which are mixed using a backhoe or similar equipment shall be processed in accordance with the procedures in Section 5.3 of the Engineering Report.
  - (8) Shredding: Shredding of waste at the SWMF shall be conducted in accordance with the procedures in Section 5.2.6 and Section 5.3 of Vol.3 and Standard Operating Procedures (SOP) – Operation of Shredder/Conveyor System in the Operation Plan [ref. [Eng. Rpt., Appendix C, SOP #OPS-OP-030-FLA](#)]. Solid waste shredding is limit to containers that are not larger than a 5 gallon bucket [ref. [Appendix C, SOP #OPS-OP-030-FLA, Sec. 1.7.2; see - Eng. Rpt., Sec. 5.3](#)]. Spillage and leakage from the shredding operation shall be prevented.

#### 11. Fire Safety.

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- a. A fire safety survey shall be conducted at least annually. The fire safety inspection report shall be maintained at the facility for five years and copies shall be provided to the Department upon request.
- b. In the event that deficiencies are noted in the annual fire safety inspection report, within 30 days of completion, the permittee shall provide documentation to the Department indicating correction of any deficiencies noted. The documentation shall include approval of the corrections by the local fire authority.

12. Operation Plan and Operating Record.

- a. A copy of the Department approved permit, operational plan, construction reports and record drawings, and supporting information shall be kept at the facility at all times for reference and inspection. Operating records as required by Subsection 62-701.710(9), F.A.C. are part of the operations plan, and shall also be maintained at the site.
- b. Proposed changes to the current Department approved Engineering Report [or Operation Plan] shall be submitted in writing to the Department for review and may require a permit modification in accordance with Part I.22. The Engineering Report and Operation Plan shall be updated as operations change and for renewal of the permit. Revised pages shall be provided as replacement pages with revisions noted (deletions may be struckthrough ~~struckthrough~~ and additions may be underlined underlined or a similar method may be used) and each page numbered with the document title and date of revision.

13. Waste Records.

- a. The owner or operator of the SWMF shall maintain at the site, and provide to the Department upon request, the following waste records for the SWMF (at a minimum, the most recent three years):
  - (1) The amount of material received, stored, processed and disposed. The amount of material shall include: the quantities of Special Wastes and Solid Wastes received (mixed wastes, bulk solids and liquids recorded separately), the quantities of Special Wastes and Solid Wastes (mixed waste, bulk solids and liquids recorded separately) removed from the site, and the disposal location (name, location, type of facility) for each Category and type (e.g. solid, liquid) of material.
  - (2) Documentation of any spillage, leakage, or other discharges, and the corrective measures implemented, as required by Part V Subparts B.9.e. and f. above.
  - (3) The Waste Profile Form, Lab Pack Container Contents sheet, and Waste Manifests, for each drum or shipment of Special Wastes and Solid Wastes accepted at, and removed from, the SWMF facility.
  - (4) The pre-burn analyses, as required by Chapter 62-713, F.A.C., for each shipment (batch) of petroleum contaminated soil from each separate

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contaminated site which is received at the SWMF facility, for those materials which are transferred to a permitted soil thermal treatment facility. As used in this permit, the term "Petroleum contaminated soil" means soil which has become contaminated with one or more of the following liquid products made from petroleum: all forms of fuel known as gasoline, diesel fuel, jet fuel, kerosene, grades 2 through 6 fuel oils, crude oil, bunker C oil, residual oils; and non-hazardous petroleum based lubricating, hydraulic, and mineral oils.

- (5) The pre-acceptance analyses required by the Waste Analysis Plan.
  - (6) In the event that a consistent industrial waste stream is received, documentation which includes the original analytical results, a description of the process which produced the waste, and confirmation by the industrial facility indicating that the process has not changed since the analyses were performed, shall be acceptable as "pre-acceptance analyses" for this permit. These records shall be maintained on site, and provided to the Department upon request.
  - (7) The analyses for all processed materials, if required by the disposal facility, and documentation indicating the acceptance of the material at the disposal or treatment facility for each shipment from this permitted facility.
  - (8) Documentation that the all sampling and analyses performed by the permittee for the characterization of other generators wastes is in accordance with a Department approved Quality Assurance Plan. Documentation may consist of a title page, dated and signed by the Department's QA Section. Sampling and analysis performed by the permittee for the verification of waste characterization submitted by other generators shall be in accordance with the Waste Analysis Plan.
  - (9) For "off-spec" virgin materials, a description of the basis for classifying the material as "off-spec" and analytical results (if required), shall be maintained at the facility and provided to the Department upon request.
  - (10) Solidification/Stabilization records as specified in SOP #OPS-OP-031-FLA.
  - (11) Facility maintenance and inspection logs.
- b. The following information shall be compiled monthly and a summary submitted to the Department quarterly, by January 15th, April 15th, July 15th and October 15th of each year:
- (1) A material balance including the quantities of drums received (gallons), an estimate of the percentage of solids and liquids in each drum received, the quantities of bulk liquids received (gallons), the quantities of bulk solids received (tons), and the quantities of liquids (gallons) and solids (tons) disposed of, and the quantity of liquids, solids and unprocessed drums stored on site.
  - (2) The disposal or treatment facility location of all materials removed from the facility.

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14. Financial Assurance. The owner or operator shall provide adequate financial assurance for the SWMF in accordance with Subsection 62-701.710(7) and Rule 62-701.630, F.A.C.

- a. All costs for closure shall be adjusted and submitted annually, by March 1st each year, to:

Compliance Assistance Program  
Southwest District Office  
Department of Environmental Protection  
[SWD\\_Waste@dep.state.fl.us](mailto:SWD_Waste@dep.state.fl.us)

- b. Proof that the financial mechanism has been adequately funded shall be submitted annually to:

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

#### **Part V Subpart C – Solid Waste Closure Conditions**

1. Closure Requirements. The facility owner or operator shall notify the Department of the facility's closure, no later than 180 days prior to the date when the facility is expected to close, as required by Subsection 62-701.710(6), F.A.C. The SWMF shall be closed in accordance with Rule 62-701.710, F.A.C., and the facility Closure Plan [[ref. Eng. Rpt., Appendix E](#)].

### **PART VI – CORRECTIVE (REMEDIAL) ACTION CONDITIONS**

#### **Part VI 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.

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- 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.
  - 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.

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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.

#### **PART VII – REMEDY SELECTION AND IMPLEMENTATION**

##### **Part VII 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

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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 VII Subpart B – Selected Remedies

Not applicable at this time.

#### APPENDIX A - SUMMARY OF FACILITY SITES - SOLID WASTE MANAGEMENT UNITS (SWMUs) AND AREAS OF CONCERN (AOCs)

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.				

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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
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.			

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	Unit Comment and Basis for NFA	Dates of Operation
SWMU 1	Drum Storage Area	RFA Report dated March 1995	June 1990-present
SWMU 2	Loading and Unloading Area	RFA Report dated March 1995	June 1990
SWMU 3	Retention Pond	RFA Report dated March 1995	June 1990
SWMU 4	Filter Press	RFA Report dated March 1995	Clean closed November 1, 2013
SWMU 5	Municipal Waste Dumpster	RFA Report dated March 1995	June 1990
SWMU 6	Pre-Treatment Unit	RFA Report dated March 1995	June 1990

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SWMU 7	Solid Waste Processing Building	RFA Addendum dated May 13, 2011	Construction completed November 2009; operational in July 2010-present
SWMU 8	Universal Waste Battery Storage Area	RFA Addendum dated May 13	January 2009- present
SWMU 9	Paint Can Crushing Area	RFA Addendum dated May 13	1996- present
SWMU 10	Roll-Off Storage	RFA Addendum dated May 13	November 2008- present
SWMU 11	Transfer Facility	RFA Addendum dated May 13	1990- present
SWMU-12	Used Oil Facility	RFA Addendum dated May 13	1990- present
SWMU-13	Satellite Accumulation Area	RFA Addendum dated May 13	2002- present
SWMU-14	Parts Washer	RFA Addendum dated May 13	January 2009-present
SWMU-16	Universal Waste Lamp Storage Area	RFA Addendum dated May 13	2002- present
SWMU-17	Aerosol Can Crushing	RFA Addendum dated May 13	2003- 2013. No longer performed
SWMU-18	Drum Crushing	RFA Addendum dated May 13	1996- present
SWMU-19	Oil-Water Separator Tank/System	Oil water separation	To be constructed

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

**Date**  
DATE

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ATTACHMENT A-FACILITY PROPERTY BOUNDARY



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ATTACHMENT C-WASTE CODES PERMITTED FOR STORAGE

# PERMITTED HAZARDOUS WASTE CODES

EQ Florida

## CHARACTERISTIC WASTES

D001	D002	D003	D004	D005	D006	D007	D008	D009	D010	D011	D012	D013	D014	D015	D016	D017	D018
D019	D020	D021	D022	D023	D024	D025	D026	D027	D028	D029	D030	D031	D032	D033	D034	D035	D036
D037	D038	D039	D040	D041	D042	D043											

## HAZARDOUS WASTE FROM NON-SPECIFIC SOURCES

F001	F002	F003	F004	F005	F006	F007	F008	F009	F010	F011	F012	F019	F020	F021	F022	F023	F024
F025	F026	F027	F028	F029	F030	F031	F032	F033	F034	F035	F036	F037	F038	F039			

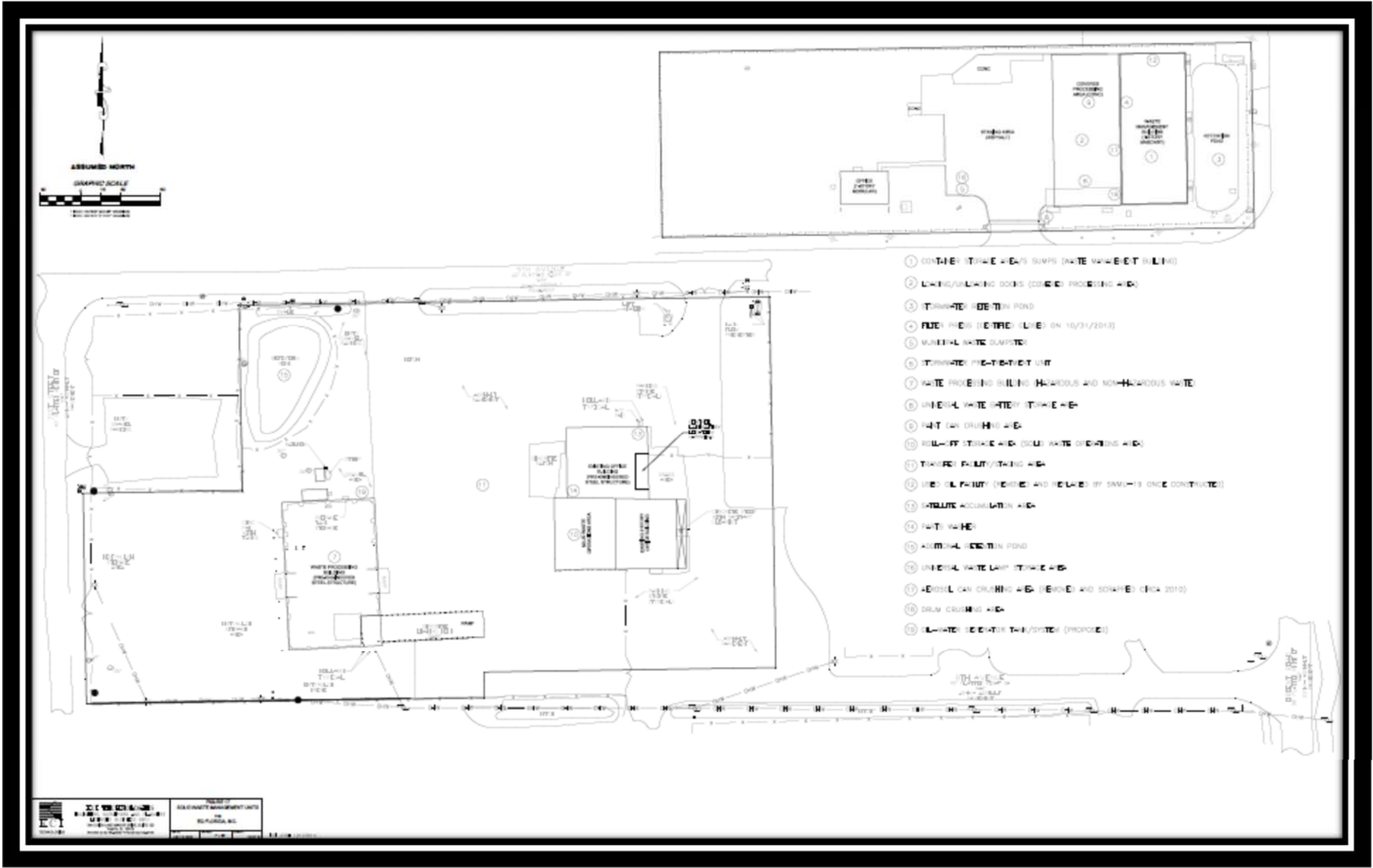
## HAZARDOUS WASTE FROM SPECIFIC SOURCES

K001	K002	K003	K004	K005	K006	K007	K008	K009	K010	K011	K012	K013	K014	K015	K016	K017	K018	K019
K020	K021	K022	K023	K024	K025	K026	K027	K028	K029	K030	K031	K032	K033	K034	K035	K036	K037	K038
K039	K040	K041	K042	K043	K044	K045	K046	K047	K048	K049	K050	K051	K052	K053	K054	K055	K056	K057
K058	K059	K060	K061	K062	K063	K064	K065	K066	K067	K068	K069	K070	K071	K072	K073	K074	K075	K076
K077	K078	K079	K080	K081	K082	K083	K084	K085	K086	K087	K088	K089	K090	K091	K092	K093	K094	K095
K096	K097	K098	K099	K100	K101	K102	K103	K104	K105	K106	K107	K108	K109	K110	K111	K112	K113	K114
K115	K116	K117	K118	K119	K120	K121	K122	K123	K124	K125	K126	K127	K128	K129	K130	K131	K132	K133
K134	K135	K136	K137	K138	K139	K140	K141	K142	K143	K144	K145	K146	K147	K148	K149	K150	K151	K152
K153	K154	K155	K156	K157	K158	K159	K160	K161	K162	K163	K164	K165	K166	K167	K168	K169	K170	K171
K172	K173	K174	K175	K176	K177	K178	K179	K180	K181	K182	K183	K184	K185	K186	K187	K188	K189	K190
K191	K192	K193	K194	K195	K196	K197	K198	K199	K200	K201	K202	K203	K204	K205	K206	K207	K208	K209
K210	K211	K212	K213	K214	K215	K216	K217	K218	K219	K220	K221	K222	K223	K224	K225	K226	K227	K228
K229	K230	K231	K232	K233	K234	K235	K236	K237	K238	K239	K240	K241	K242	K243	K244	K245	K246	K247
K248	K249	K250	K251	K252	K253	K254	K255	K256	K257	K258	K259	K260	K261	K262	K263	K264	K265	K266
K267	K268	K269	K270	K271	K272	K273	K274	K275	K276	K277	K278	K279	K280	K281	K282	K283	K284	K285
K286	K287	K288	K289	K290	K291	K292	K293	K294	K295	K296	K297	K298	K299	K300	K301	K302	K303	K304
K305	K306	K307	K308	K309	K310	K311	K312	K313	K314	K315	K316	K317	K318	K319	K320	K321	K322	K323
K324	K325	K326	K327	K328	K329	K330	K331	K332	K333	K334	K335	K336	K337	K338	K339	K340	K341	K342
K343	K344	K345	K346	K347	K348	K349	K350	K351	K352	K353	K354	K355	K356	K357	K358	K359	K360	K361
K362	K363	K364	K365	K366	K367	K368	K369	K370	K371	K372	K373	K374	K375	K376	K377	K378	K379	K380
K381	K382	K383	K384	K385	K386	K387	K388	K389	K390	K391	K392	K393	K394	K395	K396	K397	K398	K399
K400	K401	K402	K403	K404	K405	K406	K407	K408	K409	K410	K411	K412	K413	K414	K415	K416	K417	K418
K419	K420	K421	K422	K423	K424	K425	K426	K427	K428	K429	K430	K431	K432	K433	K434	K435	K436	K437
K438	K439	K440	K441	K442	K443	K444	K445	K446	K447	K448	K449	K450	K451	K452	K453	K454	K455	K456
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PERMITTEE:  
EQ Florida, Inc.

HAZARDOUS WASTE I.D.NUMBER: FLD 981 932 494  
SOLID WASTE I.D NUMBER: 44633  
HAZARDOUS WASTE PERMIT NUMBER: 34875-HO-011  
SOLID WASTE PERMIT NUMBER: 34757-010/SO/30  
EXPIRATION DATE:

ATTACHMENT D-SOLID WASTE MANAGEMENT UNITS



PERMITTEE:  
EQ Florida, Inc.

HAZARDOUS WASTE I.D.NUMBER: FLD 981 932 494  
SOLID WASTE I.D NUMBER: 44633  
HAZARDOUS WASTE PERMIT NUMBER: 34875-HO-011  
SOLID WASTE PERMIT NUMBER: 34757-010/SO/30  
EXPIRATION DATE:

## ATTACHMENT E-TANK

