



Jeb Bush  
Governor

# Department of Environmental Protection

Twin Towers Office Building  
2600 Blair Stone Road MS 4565  
Tallahassee, Florida 32399-2400

April 8, 2002

RECEIVED  
David B. Struhs  
Secretary  
APR 10 2002

DEPT OF ENV PROTECTION  
WEST PALM BEACH

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 NE 48<sup>th</sup> Street  
Pompano Beach, Florida 33064

Re: WACS 00067116 - Magnum Environmental Services, Inc. (Palm Beach)

Dear Mr. Williams:

I reviewed the documentation submitted to demonstrate financial assurance for the above referenced facility and find it is in order. Century Surety Company bond rider, dated April 3, 2002, decreasing the penal sum of performance bond number 618217 from \$984,456.00 to \$18,503.05, demonstrates adequate financial assurance in the amount of the inflation adjusted long-term care cost estimate of \$18,503.05, dated January 17, 2002. In addition, Wacovia Bank (formerly Republic Security Bank) standby trust fund agreement, entered into as of August 3, 2000, is acceptable. Therefore, the Magnum Environmental Services, Inc. Palm Beach facility is in compliance with the financial assurance requirements of 40 CFR Part 264, Subpart H, as adopted by reference in Rule 62-701.630, Florida Administrative Code, at this time.

Remember, annual cost estimate adjustments are due between January 1 and March 1 each year, and should be submitted to the Southeast District Office with a copy to the Solid Waste Financial Coordinator at the letterhead address. Cost estimate adjustments should be submitted on Form 62-701.900(28) which is available on-line at

[http://www.dep.state.fl.us/waste/quick\\_topics/forms/pages/62-701.htm](http://www.dep.state.fl.us/waste/quick_topics/forms/pages/62-701.htm)

or directly from DEP offices. There are some instructions on-line to assist with filling out the form. Contact your district office for further assistance with cost estimates.

If you have any questions concerning financial assurance documents, please contact me at (850) 488-0300.

Sincerely,

Tof J.M. Bejnar  
Environmental Specialist  
Solid Waste Section

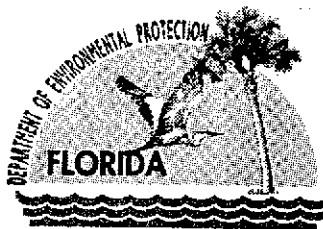
TB

cc: Fred Wick, DEP/TLH  
Lee Hoefert, DEP/WPB  
O. J. Carlo, DEP/WPB

Visit our Web Site: [HTTP://WWW.DEP.STATE.FL.US/WASTE/CATEGORIES/SWFR](http://WWW.DEP.STATE.FL.US/WASTE/CATEGORIES/SWFR)

"Always Professional, Always Progressive"

Printed on recycled paper.



7000/0520/00161 6655/417

# Department of Environmental Protection **FILE**

Jeb Bush  
Governor

SEP 26 2000

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Osiris Ramos  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification #51348-003-HO-SE

RE: Modification of Conditions, Permit Number HO06-307677  
File Number 51348-003-HO-SE

Dear Mr. Ramos:

This is to acknowledge receipt of your permit modification application, for file number HO06-307677.

☐ This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

☒ Your application for permit is complete as of September 1, 2000 and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

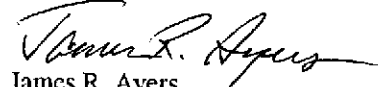
☐ Your application for a substantial modification to your existing used oil processing permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

☐ The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

☐ At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

If you have any questions, please contact me at telephone number 561-681-6673. When referring to this project, please use the file number indicated.

Sincerely,

  
James R. Ayers  
Permitting Engineer  
Hazardous Waste Section

cc: Permit File, West Palm Beach  
Rick Neves, FDEP-Tallahassee - MS 4555  
Sermin Unsal, Broward County DPEP  
Stuart Cunningham, P.E., CMRRR - 7000/0520/00161 6655/4188

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

Printed on recycled paper.



# Department of Environmental Protection

# FILE

P109-462-885  
P109-462-886

Jeb Bush  
Governor

OCT 28 1999

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. William E. Parkes, Jr.  
Cliff Berry, Inc.  
3033 NW North River Drive  
Miami, FL 33142

Miami-Dade County  
HW - Used Oil Processor  
Permit File

RE: Modification of Conditions, Permit Number HO13-308165  
File Number 77628-002-HO-SE

Dear Mr. Parkes:

On February 16, 1999, Cliff Berry, Inc. (CBI) applied to substantially modify their permit for a used oil treatment facility located in Miami, FL. Additional information was received on May 10, 1999, July 8, 1999, and September 3, 1999. The permit is being modified to incorporate the enhancements as given below. The proposed changes are hereby approved pursuant to Sections 62-4, 62-701, and 62-710.800, Florida Administrative Code (F.A.C.). All other conditions shall continue to be in effect. The permit has been modified to add the following specific conditions.

## Processing of Non-Hazardous, Non-Used Oil Wastes

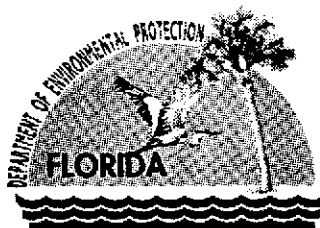
20. The facility may accept non-hazardous solid waste that does not qualify as used oil. The waste will be bulked and/or processed for acceptance at permitted solid waste disposal or processing facilities.
  - a. All wastes will be received into the facility in 55-gallon drums and stored in an area segregated from other wastes permitted at facility. The total number of drums allowed on site is the lesser of 350, or the amount given in the closure cost estimate backing the current financial assurance mechanism.
  - b. All waste shall be characterized for EPA 8010, EPA 8020, Total RCRA Metals, FL-Pro, Total Halogens, and PCB's (as required). Only non-hazardous waste may be processed. Waste that is characterized as being hazardous shall be properly transported to a facility permitted to accept hazardous waste.
  - c. Blending shall take place in roll-off containers located in an area that has secondary containment. Up to 2 roll-offs may contain waste, unless financial assurance is in place for additional roll-offs. These same roll-offs will be used to transport the processed waste to a permitted solid waste facility.

## Financial Assurance

21. The permittee shall maintain compliance with the financial assurance requirements of Rule 62-701.700, F.A.C. by submitting all required updated supporting documentation in accordance with Rule 62-701.630, F.A.C. and 40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, F.A.C. All submittals in response to this specific condition shall be sent to:

"More Protection, Less Process"

Printed on recycled paper.



# Department of Environmental Protection

# FILE

7000/0520/0016/0655/4041

Jeb Bush  
Governor AUG - 8 2000

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Osiris Ramos  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification #51348-003-HO-SE

RE: Modification of Conditions, Permit Number HO06-307677  
File Number 51348-003-HO-SE

Dear Mr. Ramos:

This is to acknowledge receipt of your permit modification application, for file number HO06-307677.

☐ This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

☐ Your application for permit is complete as of \_\_\_\_\_ and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

☒ Your application for a substantial modification to your existing used oil processing permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

☐ The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

☐ At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

If you have any questions, please contact me at telephone number 561-681-6673. When referring to this project, please use the file number indicated.

Sincerely,

James R. Ayers  
Permitting Engineer  
Hazardous Waste Section

cc: Permit File, West Palm Beach  
Rick Neves, FDEP-Tallahassee - MS 4555  
Sermin Unsal, Broward County DPEP  
Stuart Cunningham, P.E., CMRRR

7000/0520/0016/0655/4058

"More Protection, Less Process"

Printed on recycled paper.

Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification #51348-003-HO-SE

Page 2 of 2

In order to complete review of your permit modification application pursuant to Section 403.087(4), Florida Statutes (F.S.), Sections, 62-710, and 62-4.080(1), Florida Administrative Code (F.A.C.), the following required information must be submitted for your application to be considered complete. All submittals must be signed and sealed by a professional engineer licensed in the state of Florida.

1. In the summary of the modifications, MES proposes to increase the current permitted tank capacity from 316,500 gallons to 416,000 gallons. The total registered storage tank volume capacity (plus two 25,000 gallon process water tanks) does not concur. According to documents that MES submitted to the Department on June 26, 2000, the total storage tank volume is 431,500 gallons (including process water tanks). Please ensure that the numbers are correct and re-submit supporting documents.
2. Please provide an updated Record Site Plan for the facility. The plan submitted with the permit modification application does not have the correct storage tank number designations, correct capacities, or accurate contents. A Professional Engineer must certify the Record Site Plan.
3. The Record Site Plan indicates that MES has a used oil filter and drum shredder on site. Please describe the operation and functions of all processing equipment, storage capacity and destination of processed used oil filters, pursuant to Rule 62-710.850.

Note: If any of the information requested is already a part of the original used oil processing permit application on file with the Department, it is satisfactory to specifically reference each item and its location in the original permit application and not submit duplicate data. Otherwise, all required drawings, plans, tables, charts, and forms must be submitted as part of this application.

Closure Plan Comments:

1. The estimates are not adequate for the "worst case scenario" regarding the transportation and disposal of oily water. Please submit an updated closure cost estimate, to include accountability for disposal of contents for each tank, which could potentially contain oily water. The Department estimates, based on storage tank registration submittals from MES, 342,000 gallons of oily water will be required for disposal in the event of facility closure. Not 20,000 gallons as stated in the closure cost estimate.
2. The closure plan states that the maximum tank storage is 436,500 gallons. Please re-submit closure plan with accurate storage tank volume capacities.

# INTEROFFICE MEMORANDUM

**Sensitivity:** COMPANY CONFIDENTIAL

**Date:** 10-Nov-1999 09:15am  
**From:** Beth Nichols TAL 850/921-9243  
NICHOLS\_B@a1.epic1.dep.state.fl.us  
**Dept:**  
**Tel No:**

**To:** James Ayers WPB ( AYERS\_J@a1 )

**Subject:** Re: Financial Responsibility

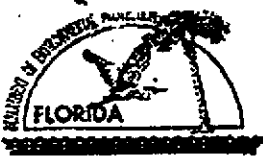
Hi Jim,

Sorry I didn't get back with you sooner, but I have been out sick since last Friday afternoon (got bit by this flu bug that is going around).

Regarding Petro Tech- On October 29, I spoke to Tony Yates about the Standby Trust Fund and faxed him the appropriate form. Let me know if you want me to contact him to find out what the status is.

I also reviewed the financial assurance documentation submitted for **Magnum Environmental Services** and find it is in order. Greenwich Insurance Company Guarantee Bond #45006504, effective September 13, 1999, is adequate to cover the approved closure cost estimates for the Pompano Beach and Fort Pierce facilities. Additionally, the SouthTrust Bank, N.A. Standby Trust Fund Agreement, entered into September 29, 1999, is also adequate. Therefore, **Magnum Environmental Services, Inc.** is in compliance with the financial responsibility requirements.

Let me know if you need any additional information.  
Beth



# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form #62-701.600(1.4)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. (See Section A, Box 5 below) for reporting period January 1, 1998 through December 31, 1998  
Use the information recorded in your Record Keeping Form [62-701.900(13) or equivalent] to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320

Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064

3. EPA ID No. FLD 984 262 410

☐ Check box if any of the above items (1-3) have changed since your last registration

4. Name of person preparing report (please print) Hunt J. Harveen

Title Director-Facility Compliance Phone number (if different from #2, above) ( )

5. Type of operation (check as many as apply to your operations)

Used Oil: ☒ Transporter ☒ Transfer Facility ☒ Processor ☒ Marketer ☐ Bumer (of off-specification used oil)  
Used Oil Filter: ☒ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	5,533,835	408,910	703,987	4,646,732
b. From out of state.....				
c. Beginning Inventory.....				154,543
d. Total (sum of totals from Lines a + b + c).....				4,801,275

2. Amount (in gallons) of Used Oil and Oily Wastes Managed

N - Not an end use, transferred to another facility.....

O - Marketed as an on-specification used oil fuel.....

F - Marketed as an off-specification used oil fuel.....

I - Marketed for an industrial process.....

B - Burned as an off-specification used oil fuel .....

D - Disposed of

Landfilled.....

Treated at a wastewater treatment unit.....

Incinerated.....

3. Total amount (in gallons) of used oil managed.....

4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....

In State	Out of State
3,039,500	
364,852	
172,354	
1,082,974	
23,573	
4,683,253	
	118,022



# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form #62-701.900(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handler  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(\*Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. [See Section A, Box 5 below] for reporting period January 1, 1998 through December 31, 1998)

Use the information recorded in your Record Keeping Form (62-701.900(13) or equivalent) to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name: Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320

Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064

3. EPA ID No. FLO 000 346 304

☐ Check box if any of the above items (1-3) have changed since your last registration

4. Name of person preparing report (please print) Hunt J. Harween

Title Director-Facility Compliance Phone number (if different from #2, above) ( )

5. Type of operation (check as many as apply to your operations)

Used Oil: ☒ Transporter ☒ Transfer Facility ☒ Processor ☒ Marketer ☐ Burner (of off-specification used oil)  
Used Oil Filter: ☐ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	2,096,335	646,359	695,130	3,437,824
b. From out of state.....				
c. Beginning Inventory.....				99,007
d. Total (sum of totals from Lines a + b + c).....				3,536,831

2. Amount (in gallons) of Used Oil and Oily Wastes Managed

N - Not an end use, transferred to another facility.....

O - Marketed as an on-specification used oil fuel.....

F - Marketed as an off-specification used oil fuel.....

I - Marketed for an industrial process.....

B - Burned as an off-specification used oil fuel .....

D - Disposed of

Landfilled.....

Treated at a wastewater treatment unit.....

Incinerated.....

3. Total amount (in gallons) of used oil managed.....

4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....

In State	Out of State
280,039	
2,923,146	
4,700	
141,747	
3,349,627	
187,204	





# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form 62-701.600(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(\*Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. [See Section A, Box 5 below]  
for reporting period January 1, 1998 through December 31, 1998

Use the information recorded in your Record Keeping Form [62-701.900(13) or equivalent] to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name: Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320

Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064

3. EPA ID No. FLR 000 012 823

☐ Check box if any of the above items (1-3) have changed since your last registration

4. Name of person preparing report (please print) Hunt J. Harveen

Title Director of Facility Compliance Phone number (if different from #2, above) ( )

5. Type of operation (check as many as apply to your operations)

Used Oil: ☐ Transporter ☒ Transfer Facility ☐ Processor ☐ Marketer ☐ Burner (of off-specification used oil)

Used Oil Filter: ☐ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	1,039,936	102,379	193,745	1,336,060
b. From out of state.....				
c. Beginning Inventory.....				112,478
d. Total (sum of totals from Lines a + b + c).....				1,448,538

2. Amount (in gallons) of Used Oil and Oily Wastes Managed

N - Not an end use, transferred to another facility.....

O - Marketed as an on-specification used oil fuel.....

F - Marketed as an off-specification used oil fuel.....

I - Marketed for an industrial process.....

B - Burned as an off-specification used oil fuel .....

D - Disposed of

Landfilled.....

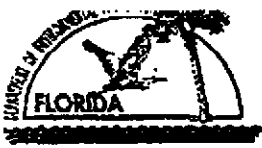
Treated at a wastewater treatment unit.....

Incinerated.....

3. Total amount (in gallons) of used oil managed.....

4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....

In State	Out of State
1,295,000	
1,295,000	
	153,538



# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form #62-701.900(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. [See Section A, Box 5 below])  
for reporting period January 1, 1998 through December 31, 1998

Use the information recorded in your Record Keeping Form [62-701.900(13) or equivalent] to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name: Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320

Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064

3. EPA ID No. FLR 000 026 393

☐ Check box if any of the above items (1-3) have changed since your last registration

4. Name of person preparing report (please print) Hunt J. Harween

Title Director of Facility Compliance Phone number (if different from #2, above) ( ) \_\_\_\_\_

5. Type of operation (check as many as apply to your operations)

Used Oil: ☒ Transporter ☒ Transfer Facility ☒ Processor ☐ Marketer ☐ Burner (of off-specification used oil)  
Used Oil Filter: ☐ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	462,719	560		463,279
b. From out of state.....				
c. Beginning Inventory.....				73,379
d. Total (sum of totals from Lines a + b + c).....				536,658

2. Amount (in gallons) of Used Oil and Oily Wastes Managed

N - Not an end use, transferred to another facility.....

O - Marketed as an on-specification used oil fuel.....

F - Marketed as an off-specification used oil fuel.....

I - Marketed for an industrial process.....

B - Burned as an off-specification used oil fuel .....

D - Disposed of

Landfilled.....

Treated at a wastewater treatment unit.....

Incinerated.....

3. Total amount (in gallons) of used oil managed.....

4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....

In State	Out of State
368,691	
368,691	
167,967	

Pump

DEP Form 627-701 500(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

**SECTION C USED OIL FILTERS (OPTIONAL) (USE TABLE IN DIRECTION 1 TO CONVERT TONS OF FILTERS TO NUMBERS)**

1. Number of filters on hand from previous year.....	198,000
2. Number of used oil filters collected.....	3,035,895
3. Number of used oil filters end used	
a. Transferred to another registered facility.....	
b. Burned for energy recovery at a Waste-To-Energy facility.....	
c. Recycled at metal foundry.....	3,124,312
d. TOTAL.....	3,124,312
4. End of year, on had estimate (difference between totals of Lines 2 and 3d).....	88,417
5. Gallons of used oil collected as a result of filter processing.....	
6. Gallons of used oil transferred to a used oil handler (transporter or processor).....	
7. Volume of oily waste collected and managed as a result of filter processing.....	
8. Description of oily waste management.....	Filters are drained, shredded and transported to a metal recycler.

**DIRECTIONS FOR COMPLETING SECTION C. USED OIL FILTERS (OPTIONAL)**

1. List the number of Used Oil Filters on hand, from previous year's inventory.
2. List the number of Used Oil Filters collected using the following table

One 55-gallon drum of <u>crushed</u> used oil filters = approximately <u>400</u> used oil filters
One 55 gallon drum of <u>uncrushed</u> used oil filters = approximately <u>250</u> used oil filters
One ton of drained used oil filters = approximately <u>2,350</u> used oil filters

3. List the number of used oil filters according to how they were managed by your operation. Enter the sum of all end use categories in the bold block (Line 3d).
4. Enter the number of filters on hand at your site as of December 31, last year.
5. Fill in the number of gallons of used oil collected by your filter operation.
6. Enter the number of gallons transferred to a used oil transporter or processor.
7. List the volume (gallons or cubic yards) of the oily wastes collected through your filter handling. Oily wastes are identified in Chapter 62-701.200(76) of the Florida Administrative Code and include bottom sludges, sorbents, wipes etc.
8. List the volume (gallons or cubic yards) of the oily wastes managed by your operation.
9. Describe how oily wastes were managed (sent to a WTE, hazardous waste facility, landfilled after appropriate testing, etc.).

Any questions concerning this form may be referred to the Hazardous Waste Management Section, MS 4555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, Phone (850) 488-0300

# INTEROFFICE MEMORANDUM

**Sensitivity:** COMPANY CONFIDENTIAL

**Date:** 20-Sep-1999 12:24pm  
**From:** Beth Nichols TAL 850/921-9243  
NICHOLS\_B@a1.epic1.dep.state.fl.us

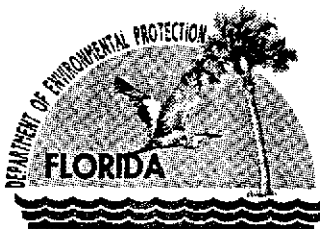
**Dept:**  
**Tel No:**

**To:** James Ayers WPB 407/433-2650 ( AYERS\_J@a1 )

**Subject:** Re: - Magnum Environmental Services, Inc.

Jim,  
I reviewed the Guarantee Bond submitted to demonstrate financial assurance for Magnum Environmental Services' Pompano Beach facility and Ft. Pierce facility. The bond appears adequate. However as we discussed, Magnum must submit a Standby Trust Fund Agreement to be in full compliance with the financial requirements. Let me know if you need any additional info.

Beth Nichols



Jeb Bush  
Governor

# Department of Environmental Protection

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

**FILE**  
P109-462-857  
P109-462-857  
David B. Struhs  
Secretary

August 31, 1999

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit Application File

Dear Mr. Williams:

This is to acknowledge receipt of your additional information , application, file no. 0051348-002-HO-SE,

☐ This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

☐ Your application for permit is complete as of \_\_\_\_\_ and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

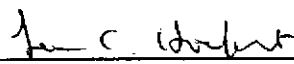
☐ Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

☒ The additional information received on August 3, 1999 was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

☐ At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

Please submit the required information within 30 days. If you have any questions, please contact Lee Hoefert of this office, telephone number (561) 681-6668.

Sincerely,

  
\_\_\_\_\_  
Lee C. Hoefert, P.E.  
Solid Waste Section  
Southeast District

LH/rj

cc: Stuart Cunningham, P.E., CMRRR  
Osiris Ramos, Magnum, Fort Pierce,  
Sermin Unsal, Broward County DPEP  
Rick Neves, HW/TLH MS 4555

Page 2 of 2

In order to complete review of your permit modification application pursuant to Section 403.087(4), Florida Statutes (F.S.), Sections 62-701, 62-710, and 62-4.070(1), Florida Administrative Code (F.A.C.), please provide the following required information which must be submitted for your application to be considered complete:

The following items are addressed in their original order from the most recent information request: (Complete indicates that the item was adequately addressed in the latest response.)

1 through 5. Complete

Closure Plan Comments:

1.through 3. Complete

4. Please provide proof of financial assurance by posting a bond payable to the Department for the approved closure cost estimate being \$4986.40.00 to properly cover the cost of closing the solid waste handling area at the subject facility.

Financial submittals shall be sent to

Florida Department of Environmental Protection  
c/o Mr. Vivek Kamath  
Hazardous Waste Program Manager  
P.O. Box 15425  
West Palm Beach, FL 33416

Delivery Address:

400 N. Congress Ave., Suite 200  
West Palm Beach, FL 33401



Jeb Bush  
Governor

# Department of Environmental Protection

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

# FILE

David B. Struhs  
Secretary

P109-462-825

July 20, 1999

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit Application File

Dear Mr. Williams:

This is to acknowledge receipt of your additional information , application, file no. 0051348-002-HO-SE,

☐ This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

☐ Your application for permit is complete as of \_\_\_\_\_ and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

☐ Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

☒ The additional information received on July 14, 1999 was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

☐ At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

Please submit the required information within 30 days. If you have any questions, please contact Lee Hoefert of this office, telephone number (561) 681-6668.

Sincerely,

Lee C. Hoefert, P.E.  
Solid Waste Section  
Southeast District

LH/rj

cc: Stuart Cunningham, P.E., CMRRR - P109-462-827  
Osiris Ramos, Magnum, Fort Pierce,  
Sermin Unsal, Broward County DPEP  
Rick Neves, HW/TLH MS 4555

Page 2 of 2

In order to complete review of your permit modification application pursuant to Section 403.087(4), Florida Statutes (F.S.), Sections 62-701, 62-710, and 62-4.070(1), Florida Administrative Code (F.A.C.), please provide the following required information which must be submitted for your application to be considered complete:

The following items are addressed in their original order from the most recent information request: (Complete indicates that the item was adequately addressed in the latest response.)

1 through 5. Complete

Closure Plan Comments:

1. Complete
2. Complete
3. The sources of the estimates were reviewed with the following comments.
  - a) The supporting documentation consisted of landfill receipts for treated product. The material can only go to a landfill after the treatment process. The closure cost estimate does not provide for the treatment of the waste. The closure estimate shall include the cost of treatment prior to disposal, or the untreated waste shall be transported to a facility licensed to receive the untreated waste.
  - b) Your closure cost estimate shows a quantity of 40 tons total waste. Your operation plan shows that there will be 4-20 yard sealed roll off boxes. Your supporting documentation reveals that a roll-off can contain up to 16.8 tons of contaminated soil. Four roll-off boxes could hold 67.2 (4 X 16.8) tons of waste. The quantity of waste in a closure cost estimate shall be the maximum amount of waste that can accumulate.
  - c) It is understood that any waste received at the site for solidification will be received directly into the sealed roll-off boxes. There shall be no intermediate storage of treated or untreated waste outside the roll-offs.
  - d) Please note that a purpose for providing financial assurance is to provide for necessary funds to remove the waste and clean the site in the event that the facility operator is unable to perform the closure. 62-701.603 F.A.C. requires that the costs be estimated by a professional engineer for a third party performing the work on a per unit basis, with the source of estimates indicated.
4. After approval of the closure cost estimate, Department staff will forward the approved estimate to the Department's financial liaison in Tallahassee. Please update the financial mechanism to reflect changes in costs for closure. However, it is better to wait until the Department approves the closure cost estimate before submitting the financial instrument to Tallahassee.





# Department of Environmental Protection

Jeb Bush  
Governor  
July 2, 1999

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

# FILE

CERTIFIED MAIL P109 462 803  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit No. HO06-307677

Dear Mr. Williams:

On April 29, 1999, you were notified that your application to substantially modify a used oil processor permit, DEP file number 0051348-002-HO-SE, was incomplete. The required information necessary to complete your application was itemized (copy attached).

When a permit application is incomplete, all processing of the application is suspended. Pursuant to Section 120.60, Florida Statutes, the Department may deny a permit application if the applicant, after receiving timely notice, fails to correct errors, omission, or supply additional information within a reasonable period of time.

It has been 64 days since we notified you of the deficiencies in your application. Please remember that a permit must be obtained from this Department before you undertake the proposed project. Failure to submit the itemized information within thirty (30) days of receipt of this letter may result in proposed agency action denying your application.

Sincerely,

Lee C. Hoefert, P.E.  
Solid Waste Section

enclosure(s)

cc: Stuart Cunningham, P.E. P109 462 805  
Sermin Unsal, Broward County DNR  
Rick Neves, FDEP-Tallahassee

Please advise us if:

- ☐ You wish to withdraw your application.
- ☐ You need additional time to obtain the required information and we will receive the information in approximately \_\_\_ days.
- ☐ You have questions about our request and you wish to discuss your application with us.

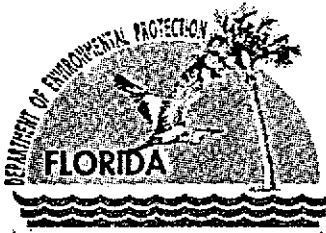
You may check more than one of these items. Please sign and return this cover letter to us within 15 days of the day you receive it.

DEP File No. 0051348-002-HO-SE

Signature \_\_\_\_\_

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

*Printed on recycled paper.*



# Department of Environmental Protection

Jeb Bush  
Governor

APR 29 1999

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #H006-307677  
Modification#0051348-002-HO-SE

Dear Mr. Williams:

This is to acknowledge receipt of your application, file #0051348-002-HO-SE, and your informational response dated March 25, 1999.

[ ] This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

[ ] Your application for permit is complete as of \_\_\_\_\_ and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

[X] Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

[ ] The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

[ ] At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

Please submit the required application within 30 days. If you have any questions, please contact Vincent Peluso of this office, telephone number (561) 681-6673.

Sincerely,

Vivek Kamath, P.E.  
Administrator of Waste Programs  
Southeast District

VK/vp

Copies furnished to:

~~File, West Palm Beach~~  
Sermin Unsal, Broward County DNR  
Rick Neves, FDEP-Tallahassee  
Lee Hoefert, FDEP-SED

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

Printed on recycled paper.

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Page 2 of 2

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification#0051348-002-HO-SE

In order to complete review of your permit modification application pursuant to Section 403.087(4), Florida Statutes (F.S.), Sections 62-701, 62-710, and 62-4.070(1), Florida Administrative Code (F.A.C.), please provide the following required information which must be submitted for your application to be considered complete:

The following items are addressed in their original order from the most recent information request: (Complete indicates that the item was adequately addressed in the latest response.)

1. Complete

2. Please submit a detailed engineering plan and report. The Engineering Plan and Report was not included in Enclosure 1 as stated in the Letter of Application. In the report please provide a list of solid wastes expected to be received and their sources, quantities, and constituents pursuant to Rule 62-700.700(2)(a). Also in the report, please describe the process and include a simple process flow diagram. Describe the operation and functions of all processing equipment, including leachate controls and storage capacity, pursuant to Rule 62-701.700(2)(b). A Professional Engineer must certify the plan.

3. Complete

4. Please provide a list of disposal sites for the stabilized sludges, testing to be performed, and testing frequency. The recent submittal did not include the testing information. Also, the Chambers landfill is not in West Palm Beach, please clarify this statement.

5. Complete

#### Closure Plan Comments:

1. Complete

2. Complete

3. The sources of the estimates are missing (e.g. quotes, estimating tables, etc.)

4. After approval of the closure cost estimate, Department staff will forward the approved estimate to the Department's financial liaison in Tallahassee. Please update the financial mechanism to reflect changes in costs for closure. However, it is better to wait until the Department approves the closure cost estimate before submitting the financial instrument to Tallahassee. )  
)



# Department of Environmental Protection

Jeb Bush  
Governor

APR 29 1999

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #H006-307677  
Modification#0051348-002-HO-SE

Dear Mr. Williams:

This is to acknowledge receipt of your application, file #0051348-002-HO-SE, and your informational response dated March 25, 1999.

[ ] This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

[ ] Your application for permit is complete as of \_\_\_\_\_ and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

[X] Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

[ ] The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

[ ] At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

Please submit the required application within 30 days. If you have any questions, please contact Vincent Peluso of this office, telephone number (561) 681-6673.

Sincerely,

*Vivek Kamath*

Vivek Kamath, P.E.  
Administrator of Waste Programs  
Southeast District

VK/vp

Copies furnished to:

~~West Palm Beach~~  
Sermin Unsal, Broward County DNR  
Rick Neves, FDEP-Tallahassee  
Lee Hoefert, FDEP-SED

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

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Page 2 of 2

Broward County  
HW - Used Oil Processor  
Permit File #H006-307677  
Modification#0051348-002-HO-SE

In order to complete review of your permit modification application pursuant to Section 403.087(4), Florida Statutes (F.S.), Sections 62-701, 62-710, and 62-4.070(1), Florida Administrative Code (F.A.C.), please provide the following required information which must be submitted for your application to be considered complete:

The following items are addressed in their original order from the most recent information request: (Complete indicates that the item was adequately addressed in the latest response.)

1. Complete
2. Please submit a detailed engineering plan and report. The Engineering Plan and Report was not included in Enclosure 1 as stated in the Letter of Application. In the report please provide a list of solid wastes expected to be received and their sources, quantities, and constituents pursuant to Rule 62-700.700(2)(a). Also in the report, please describe the process and include a simple process flow diagram. Describe the operation and functions of all processing equipment, including leachate controls and storage capacity, pursuant to Rule 62-701.700(2)(b). A Professional Engineer must certify the plan.
3. Complete
4. Please provide a list of disposal sites for the stabilized sludges, testing to be performed, and testing frequency. The recent submittal did not include the testing information. Also, the Chambers landfill is not in West Palm Beach, please clarify this statement.
5. Complete

Closure Plan Comments:

1. Complete
2. Complete
3. The sources of the estimates are missing (e.g. quotes, estimating tables, etc.)
4. After approval of the closure cost estimate, Department staff will forward the approved estimate to the Department's financial liaison in Tallahassee. Please update the financial mechanism to reflect changes in costs for closure. However, it is better to wait until the Department approves the closure cost estimate before submitting the financial instrument to Tallahassee.



# Department of Environmental Protection

Jeb Bush  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #H006-307677  
Modification#0051348-002-HO-SE

FEB 24 1999

Dear Mr. Williams:

This is to acknowledge receipt of your application, file #0051348-002-HO-SE.

[ ] This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

[ ] Your application for permit is complete as of \_\_\_\_\_ and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

[X] Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

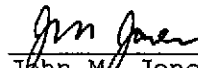
[ ] The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

[ ] At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

---

Please submit the required application within 30 days. If you have any questions, please contact Vincent Peluso of this office, telephone number (561) 681-6673.

Sincerely,

  
John M. Jones, P.E.  
Hazardous Waste Section Supervisor  
Southeast District

JJ/vp

Copies furnished to:

File, West Palm Beach  
Sermin Unsal, Broward County DNRP  
Rick Neves, FDEP-Tallahassee  
Lee Hoefert, FDEP-SED

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

Printed on recycled paper.

Mr. Osiris Ramos  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Page 2 of 2

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification#0051348-002-HO-SE

In order to complete review of your permit modification application pursuant to Section 403.087(4), Florida Statutes (F.S.), Sections 62-701, 62-710, and 62-4.070(1), Florida Administrative Code (F.A.C.), please provide the following required information which must be submitted for your application to be considered complete:

1. Applications to modify a permit for a used oil permit to include solid waste management activities shall also include a letter of application transmittal; Please provide this letter.
2. Please submit a detailed engineering plan and report. In the report please provide a list of solid wastes expected to be received and their sources, quantities, and constituents pursuant to Rule 62-700.700(2)(a). Also in the report, please describe the process and include a simple process flow diagram. Describe the operation and functions of all processing equipment, including leachate controls and storage capacity, pursuant to Rule 62-701.700(2)(b).
3. Describe the material being used to stabilize sludges. (e.g. ash, sand, etc.) and then address the storage of stabilizing agents that are hazardous or solid waste. The facility shall be designed to prevent mixing of solid waste with stormwater and discharge of leachate.
4. Please provide a list of disposal sites for the stabilized sludges, testing to be performed, and testing frequency.
5. Show the location of processing equipment on the site plan.

Note: If any of the information requested is already a part of the original used oil processing permit application on file with the Department, it is satisfactory to specifically reference each item and its location in the original permit application and not submit duplicate data. Otherwise, all required drawings, plans, tables, charts, and forms must be submitted as part of this application.

#### Closure Plan Comments:

1. Please provide the maximum capacity of solid waste for the Facility to establish permitted limits. (show on site plan location and storage methods)
2. Please provide the costs on a per unit basis.
3. Please submit a closure cost estimate for the Facility performed by a third party. Magnum equipment and personnel cannot be used for the purpose of these calculations. Indicate the sources of the estimates. The costs must be estimated by a professional engineer.
4. After approval of the closure cost estimate, Department staff will forward the approved estimate to the Department's financial liaison in Tallahassee. Please update the financial mechanism to reflect changes in costs for closure. However, it is better to wait until the Department approves the closure cost estimate before submitting the financial instrument to Tallahassee.



Florida Department of Environmental Protection  
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(6)
Form Title <u>Application to Construct, Operate or Modify</u>
<u>a Construction and Demolition Debris Disposal or</u>
<u>Recycling Facility</u>
Effective Date <u>4-23-97</u>
DEP Application No. _____
(Filled by DEP)

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

APPLICATION FOR PERMIT TO CONSTRUCT, OPERATE OR MODIFY  
A CONSTRUCTION AND DEMOLITION DEBRIS DISPOSAL OR RECYCLING FACILITY

**GENERAL REQUIREMENT:** Solid Waste Management Facilities shall be permitted pursuant to Section 403.707, Florida Statutes, (FS) and in accordance with Florida Administrative Code (FAC) Chapter 62-701. A minimum of six copies of the application shall be submitted to the Department District Office having jurisdiction over the facility. The appropriate fee in accordance with Rule 62-701.730(20), FAC, shall be submitted with the application by check made payable to the Department of Environmental Protection (DEP). Complete appropriate sections for the type of facility for which application is made and include all additional information, drawings, and reports necessary to evaluate the facility.

Please Type or Print in Ink

A. GENERAL INFORMATION

1. Type of facility (check all that apply):

C&D Disposal ☐

C&D Recycling ☒

2. Type of application:

Construction ☐  
Operation ☒

Construction/Operation ☐  
Long-term Care ☐

3. Classification of application:

New ☐  
Renewal ☐

Substantial Modification ☒  
Minor Modification ☐

4. Facility name: Magnum Environmental Services, Inc

5. DEP ID number: FLD984262410 County: Broward

6. Facility location (main entrance): 1280 NE 48th Street

Pompano Beach, FL 33064

7. Location coordinates:

Section: 13 Township: 48South Range: 42 East

UTMs: Zone 17 589150 km E 2907850 km N

Latitude: 26 ° 17 ' 21 " Longitude: 80 ° 06 ' 23 "

8. Applicant name (operating authority): James Frederico

Mailing address: 1280 NE 48th Street, Pompano Beach, FL 33064  
Street or P.O. Box City State Zip

Contact person: Dennis Williams Telephone: (954) 785-2320

Title: Vice President

RECEIVED  
FEB 2 1999  
DEPT OF ENV PROTECTION  
WEST PALM BEACH




9. Authorized agent/Consultant: Dennis Williams  
Mailing address: 1280 NE 48th Street, Pompano Beach, FL 33064  
Street or P.O. Box City State Zip  
Contact person: Same Telephone: (954) 785-2320  
Title: Vice President
10. Landowner(if different than applicant): \_\_\_\_\_  
Mailing address: \_\_\_\_\_  
Street or P.O. Box City State Zip  
Contact person: \_\_\_\_\_ Telephone: (\_\_\_\_) \_\_\_\_\_
11. Cities, towns and areas to be served: Florida - All areas
12. Volume of C&D debris waste to be received: 2.5 ~~yds<sup>3</sup>/day~~ tons/day
13. Date site will be ready to be inspected for completion: 12/09/98
14. Estimated costs:  
Total Construction: \$ --0.00-- Closing Costs: \$ 4,000.00
15. Anticipated construction starting and completion dates:  
From: N/A To: N/A

**B. ADDITIONAL INFORMATION**

Please attach the following reports or documentation as required (check all that apply):

<u>C&amp;D</u> <u>Disposal</u>	<u>C&amp;D</u> <u>Recycling</u>	<u>Description</u>
		Attachment A: Engineering Report
		A1: Site Plan
		A2: Geotechnical Investigation
		A3: Hydrogeological Investigation
		A4: Design/Planned Active Life
		Attachment B: Operation Plan
	X	B1: Description of Operations
		B2: Compaction and Grading Schedule
		B3: Training Plan
		Attachment C: Ground Water Monitoring Plan and/or Leachate Control Plan
		Attachment D: Boundary Survey, Legal Description, Topographic Survey
		Attachment E: Proof of Ownership or Authorization to Use Property
		Attachment F: Contingency Plan
		Attachment G: Closure Plan
		G1: Final Cover Design and Construction Procedures
		G2: Long-Term Care Provisions
		Attachment H: Financial Assurance
	X	H1: Closure Cost Estimate
	X	H2: Financial Assurance Instrument
		H3: Long-Term Care Documentation

A. Applicant

  
Signature of Applicant or Agent  
Dennis Williams, VP  
Name and Title

Attach letter of authorization if agent is not a governmental official, owner, or corporate officer.

This is to certify that the engineering features of this solid waste management facility have been designed/examined by me and found to conform to engineering principals applicable to such facilities. In my professional judgement, this facility, when properly maintained and operated, will comply with all applicable statutes of the State of Florida and rules of the Department. It is agreed that the undersigned will provide the applicant with a set of instructions of proper maintenance and operation of the facility.

Name and Title (please type)  
Reg. No. 30689  
Florida Registration Number  
(please affix seal)

400 Executive Center Dr., Suite 108  
Mailing Address  
West Palm Beach, Fl. 33401  
City, State, Zip Code  
(561) 689-5455  
Telephone Number  
Date: February 2, 1999

## **Attachment B1**

### **PROCESS OPERATIONS**

Prior to treatment and disposal of any sludges by Magnum, the material is tested and profiled to determine if it is non-hazardous and if it can meet material substation or landfill criteria. Bulk sludges are pretreated to remove any recoverable oils and dewatered to reduce the volume of solids to be disposed of. Drummed material can be bulked to reduce overall disposal cost.

Magnum tests all sediments for preburn criteria. If the material meets these requirements, we can provide loading and transportation state wide to Magnum's thermal treatment plant. Drums generated by our clients can be transported to either our Pompano Beach or Ft. Pierce facilities where we can bulk these drums and take advantage of tonnage disposal pricing. Magnum can provide the same services for any soils that cannot meet preburn but can be landfilled, including bulking of materials in drums.

## **Attachment H1**

### **Closure Cost Estimate**

\$2,500.00 – Sealed Closure report

1,000.00 – Disposal of remaining product

500.00 – Removal of remaining unused solidification matrix

---

\$4,000.00 – Total Closure Cost

All Equipment is owned by Magnum Environmental Services, Inc. therefore no additional transportation costs would be incurred.

# STATE OF FLORIDA SOLID WASTE MANAGEMENT FACILITY CORPORATE GUARANTEE TO DEMONSTRATE FINANCIAL ASSURANCE

FOR

☒ Closing    ☐ Long-Term Care    ☐ Corrective Action

[Check Appropriate Box(es)]

The term "Required Action," as used in this document means closing, long-term care, or corrective action, or any combination of these, which is checked above.

Guarantee made this 1/29/99 by Magnum Environmental Services, Inc.  
Date Name of Guaranteeing Entity  
a business corporation organized under the laws of the state of Florida, herein  
Name  
referred to as guarantor, to the Florida Department of Environmental Protection (FDEP), obligee, on behalf  
of our subsidiary Magnum Environmental Services, Inc.  
Owner or Operator  
1280 NE 48th Street, Pompano Beach, FL 33064  
Business Address

## Recitals

1. Guarantor meets or exceeds the financial test criteria and agrees to comply with the reporting requirements for guarantors as specified in 40 CFR Parts 264.143(f) and/or 264.145(f), as adopted by reference in Rule 62-701.630, Florida Administrative Code (F.A.C.).
2. Magnum Environmental Svc, Inc. owns or operates the following solid waste  
Owner or Operator  
management facility(ies) covered by this guarantee:

<u>FDEP GMS-I.D. No.</u>	<u>Name</u>	<u>Address</u>	<u>Required Action Amount</u>
H006-307677	Magnum Environmental Services, Inc. 1280 NE 48th Street Pompano Beach, FL 33064		\$4,000.00

3. "Closure plans" as used below refer to the plan maintained as required by Rule 62-701.630 F.A.C., for the "Required Action" of facilities as identified above.

4. For value received from Magnum Env. Svcs, Inc., guarantor guarantees to the FDEP  
Owner or Operator  
that in the event that Magnum Env. Svcs, Inc. fails to perform  
Owner or Operator  
Closure of the above facility(ies) in accordance with

Insert the "Required Action"

the "Required Action" plan and other permit requirements whenever required to do so, the guarantor shall do so or establish a trust fund as specified in Rule 62-701.630, F.A.C., in the name of Magnum Env. Svcs, Inc. in the amount of the current "Required Action" cost  
Owner or Operator  
estimates as specified in Rule 62-701, F.A.C.

5. Guarantor agrees that if, at the end of any fiscal year before termination of this guarantee, the guarantor fails to meet the financial test criteria, guarantor shall send within 90 days, by certified mail, notice to the Florida Department of Environmental Protection (FDEP) Secretary and to Magnum Env. Svcs, Inc. that he intends to provide alternate financial assurance as  
Owner or Operator  
specified in Rule 62-701.630, F.A.C., as applicable, in the name of Magnum Env. Svcs, Inc.  
Owner or Operator  
Within 120 days after the end of such fiscal year, the guarantor shall establish such financial assurance unless Magnum Env. Svcs, Inc. has done so.  
Owner or Operator

6. The guarantor agrees to notify the FDEP Secretary by certified mail, of a voluntary or involuntary proceeding under Title 11 (Bankruptcy), U.S. Code, naming guarantor as debtor, within 10 days after commencement of the proceeding.
7. Guarantor agrees that within 30 days after being notified by the FDEP Secretary of a determination that guarantor no longer meets the financial test criteria or that he is disallowed from continuing as a guarantor of the "Required Action," he shall establish alternate financial assurance as specified in Rule 62-701.630, F.A.C., in the name of Magnum Env. Svcs, Inc. unless Magnum Env. Svcs, Inc. has done so.  
Owner or Operator
8. Guarantor agrees to remain bound under this guarantee notwithstanding any or all of the following: amendment or modification of the "Required Action" plan, amendment or modification of the permit, the extension or reduction of the time of performance of the "Required Action," or any other modification or alteration of an obligation of the owner or operator pursuant to Rule 62-701, F.A.C.
9. Guarantor agrees to remain bound under this guarantee for so long as Magnum Env. Svcs, Inc. must comply with the applicable financial assurance requirements of Rule 62-701.630, F.A.C., for the above-listed facilities, except that guarantor may cancel this guarantee by sending notice by certified mail to the FDEP Secretary and to Magnum Env. Svcs, Inc., such cancellation to become effective no earlier than 120 days after receipt of such notice by both FDEP and Magnum Env. Svcs, Inc., as evidenced by the return receipts.  
Owner or Operator
10. Guarantor agrees that if Magnum Env. Svcs, Inc. fails to provide alternate financial assurance as specified in Rule 62-701.630, F.A.C., as applicable, and obtain written approval of such assurance from the FDEP Secretary within 90 days after a notice of cancellation by the guarantor is received by the FDEP Secretary from guarantor, guarantor shall provide such alternate financial assurance in the name of Magnum Env. Svcs, Inc..  
Owner or Operator
11. Guarantor expressly waives notice of acceptance of this guarantee by the FDEP or by Magnum Env. Svcs, Inc.. Guarantor also expressly waives notice of amendments or modifications of the "Required Action" plan and of amendments or modifications of the facility permit(s).  
Owner or Operator

1/29/99

Effective Date

Magnum Environmental Services, Inc.

Name of Guarantor

[Signature]  
Authorized Signature for Guarantor

James Frederico

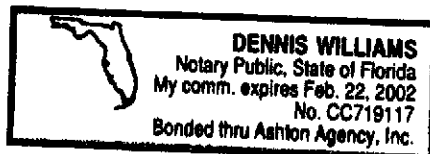
Name of Person Signing

President

Title of Person Signing

[Signature]  
Signature of Witness or Notary

Seal





# Department of Environmental Protection

Lawton Chiles  
Governor

DEC 7 - 1998

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064  
Attn: Mr. Osiris Ramos  
Executive Vice President

DEP File No. H006-307677  
Broward County

RE: Used Oil Processor Permit Number H006-307677, Solid Waste Management Issues and Permit Requirements; Application, Instruction, and Rule Citations.

Dear Mr. Ramos:

This letter serves as a follow up to previous correspondence concerning certain waste management issues that exist at your Used Oil Processing Facility. Based on the information provided, it appears that solid waste management processes not covered under the Used Oil Processing Permit are occurring at your Facility. You are required to submit a permit modification to include applicable solid waste management operations. Solid wastes which do not meet the definition of "used oil," that are processed onsite must be managed in accordance with the requirements of Chapter 62-701, F.A.C. entitled "Solid Waste Management Facilities." Pursuant to Rule 62-701.300(a) "No person shall ... process ... solid waste except at a permitted solid waste management facility ..." Attached is an application form to be used for this permit modification.

Please prepare the required permit modification as detailed below and in the attached application. In order for the application to be considered complete the application must be filled out completely and must also include:

1. \$500.00 check pursuant to Rule 62-710.800(7)
2. Pursuant to Rules 62-701.320(5)(a,b) "Applications for a solid waste management facility shall be submitted on appropriate Department forms listed in Rule 62-701.900, F.A.C., to the Department district office with jurisdiction where the facility is located. A minimum of six copies each of the application, engineering plans and reports, and all supporting information for the proposed construction, substantial modification, operation or closure of a facility shall be provided to the Department." and (b) "Information in every application shall be of sufficient detail to show how the facility will be constructed, operated, and closed, and how it will be monitored and maintained after closure, in order to comply with the requirements of this chapter."
3. Applications to modify a permit for a used oil permit to include solid waste management activities shall also include the following:
  - (a) A letter of application transmittal;
  - (b) A completed application form dated and signed by the applicant;
  - (c) An engineering report addressing the requirements of this rule which shall:
    1. Contain a cover sheet stating the project title, location, applicant's name, and the engineer's name, address, signature, date of signature and seal;
    2. Have the text printed on 8 1/2 inch by 11 inch consecutively numbered pages;
    3. Contain a table of contents or index describing the body of the report and the appendices; and
    4. Include the body of the report and all appendices.

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

Printed on recycled paper.



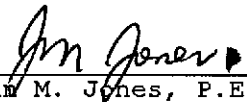
- (d) Plans or drawings for all solid waste management facilities shall:
1. Use sheets 22 inches by 34 inches or 24 inches by 36 inches, and include title blocks;
  2. Have a cover sheet that includes the project title, applicant's name, sheet index, legend of symbols, and the engineer's name, address, signature, date of signature and seal;
  3. Include a regional map or plan showing the project location;
  4. Include a current vicinity map, or aerial photograph taken within one year preceding the application;
  5. Have a site plan containing the location of all property boundaries certified by a registered Florida land surveyor; and
  6. Clearly show all necessary details and be numbered, titled, and referenced to the narrative report. Drawings shall contain a north arrow and horizontal and vertical scales, and shall specify drafting or origination dates. All elevations shall be referenced to National Geodetic Vertical Datum.

Note: If any of the information requested is already a part of the used oil application, it is satisfactory to reference its location and not submit duplicate data.

After approval of the closure cost estimate, DEP staff will forward the approved estimate to DEP's financial liaison in HW/TLH. There are 7 different financial mechanisms available. The applicant is required to provide proof of financial assurance as part of the permitting process. Forms for these mechanisms are attached.

Please submit the required application within 30 days. If you have any questions, please contact Vincent Peluso of this office, telephone number (561) 681-6673.


Sincerely,

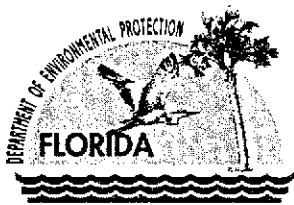
  
John M. Jones, P.E.  
Hazardous Waste Section Supervisor  
Southeast District

DEC 7 - 1998

JJ/vp

Copies furnished to:

  
Lorraine Verano, Broward County DNRP  
Rick Neves, FDEP-Tallahassee  
Lee Hoefert, FDEP-SED



# Department of Environmental Protection

Lawton Chiles  
Governor

OCT 27 1998

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064  
Attn: Mr. Osiris Ramos  
Executive Vice President

DEP File No. HO06-307677  
Broward County

RE: Used Oil Processor Permit Number HO06-307677, Solid Waste Management Issues  
and Permit Requirements

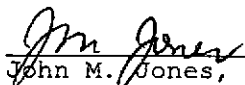
Dear Mr. Osiris Ramos:

This letter serves to inform you of certain waste management issues that may exist at your Used Oil Processor Facility. Based on a recent inspection, it appears that solid waste management processes not covered under the Used Oil Processor Permit requirements of Rule 62-710, F.A.C. may be occurring at your Facility. You may be required to submit a permit modification to include applicable solid waste management operations. Solid wastes which do not meet the definition of "used oil," that are processed onsite must be managed in accordance with the requirements of Chapter 62-701, F.A.C. entitled "Solid Waste Management Facilities."

Please prepare a detailed description of the non-hazardous materials handled at the facility and submit it to the Department for review. These materials include all solid wastes that are accepted, processed, stored, generated, or otherwise managed at the Facility that do not meet the definition of used oil.

Please contact our office as soon as possible to set up a meeting where these issues can be discussed. If you have any questions, please contact Vincent Peluso of this office, telephone number (561) 681-6673.

Sincerely,

 OCT 27 1998  
John M. Jones, P.E.  
Hazardous Waste Section Supervisor  
Southeast District

JJ/vp

Copies furnished to:  
~~\_\_\_\_\_~~  
Broward County DNRP  
Rick Neves, FDEP-Tallahassee  
Lee Hoefert, FDEP-SED



# Department of Environmental Protection

Lawton Chiles  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

**AUG 25 1994**

Certified Mail  
Return Receipt Requested

Osiris Ramos  
Magnum Environmental Svc., Inc.  
5690 West Midway Road  
Ft. Pierce, FL 34981

GMS I.D. No.: 5156P01660  
General Permit No.: SO 56-255609  
County: St. Lucie  
Project: Used Oil Recycling Facility  
Expiration Date: August 7, 1999

Dear Mr. Ramos:

This letter acknowledges receipt of your notice requesting the use of a General Permit. Based upon the representation submitted to the Department, this project appears to qualify for the operation of a Used Oil Recycling Facility located at 5690 West Midway Road, Ft. Pierce, Florida.

This facility shall be operated in accordance with the applicable paragraphs set forth in Rules 17-710, Florida Administrative Code.

This General Permit is subject to the General Conditions of Section 17-4.540, Florida Administrative Code (attached).

If you need further information, please contact me at telephone number 407-433-2650.

Sincerely,

Joseph Kahn, P.E.  
Supervisor, Solid Waste Section

attachment

cc: Jeff Braswell, OGC  
Joan Flint, DEP, TLH

17-4.540 General Conditions for All General Permits.

(1) The terms, conditions, requirements, limitations, and restrictions set forth in this Part are "general permit conditions" and are binding upon the permittee. The conditions are enforceable under Chapter 403, F.S.

(2) The general permit is valid only for the specific activity indicated. Any deviation from the specified activity and the conditions for undertaking that activity shall constitute a violation of the permit. The permittee is placed on notice that violation of the permit may result in suspension or revocation of the permittee's use of the general permit and may cause the Department to begin legal proceedings.

(3) The general permit does not convey any vested rights or any exclusive privileges. It does not authorize any injury to public or private property nor any invasion of personal rights. It does not authorize any infringement of federal, state or local laws or regulations. It does not eliminate the necessity for obtaining any other federal, state or local permits that may be required or allow the permittee to violate any more stringent standards established by federal or local law.

(4) The general permit does not relieve the permittee from liability and penalties when the construction or operation of the permitted activity causes harm or injury to human health or welfare; causes harm or injury to animal, plant or aquatic life; or causes harm or injury to property. It does not allow the permittee to cause pollution in contravention of Florida Statutes and Department rules.

(5) The general permit conveys no title to land or water, nor does it constitute State recognition or acknowledgment of title. It does not constitute authority for reclamation of submerged lands. Only the Board of Trustees of the Internal Improvement Trust Fund may express State opinion as to title.

(6) No general permit shall authorize the use of state owned land without the prior consent of the Board of Trustees of the Internal Improvement Trust Fund pursuant to Section 253.77, F.S.

(7) The general permit may be modified, suspended or revoked in accordance with Chapter 120, Florida Statutes, if the Secretary determines that there has been a violation of any of the terms or conditions of the permit, there has been a violation of state water quality standards or state air quality standards, or the permittee has submitted false, incomplete or inaccurate data or information.

(8) The general permit shall not be transferred to a third party except pursuant to Fla. Admin., Code Rule 17-4.120.

(9) The general permit authorizes construction and where applicable operation of the permitted facility.

(10) The permittee agrees in using the general permit to make every reasonable effort to conduct the specific activity or construction authorized by the general permit in a manner that will minimize any adverse effects on adjacent property or on public use of the adjacent property, where applicable, and on the environment, including fish, wildlife, natural resources of the area, water quality or air quality.

(11) The permittee agrees in using the general permit to allow a duly authorized representative of the Department access to the permitted facility or activity at reasonable times to inspect and test upon presentation of credentials or other documents as may be required by law to determine compliance with the permit and the Department rules.

(12) The permittee agrees to maintain any permitted facility, or activity in good condition and in accordance with the plans submitted to the Department under Rule 17-4.530(1).

(13) A permittee's use of a general permit is limited to five years. However, the permittee may request continued use of the general permit by notifying the Department pursuant to Rule 17-4.530(1). However, the permittee shall give notice of continued use of a general permit thirty days before it expires. Specific Authority: 403.814(1), F.S.

Law Implemented: 253.123, 253.124, 403.061, 403.087, 403.088, 403.702-403.73, 403.814, 403.851-403.846, F.S.

History: New 7-8-82. Amended 8-31-88. Previously numbered as 17-5.54.



# Department of Environmental Protection

FILE

7000/0520/2016/6053-1/4324  
4331

Jeb Bush  
Governor

OCT 11 2000

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Osiris Ramos  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification #51348-003-HO-SE

RE: Modification of Conditions, Permit Number HO06-307677  
File Number 51348-003-HO-SE

Dear Mr. Ramos:

On July 19, 2000, Magnum Environmental Services, Inc. (MES) applied to substantially modify their permit for a used oil treatment facility located in Pompano Beach, FL. Additional information was received on September 1, 2000. Modifications include an increase in oil / oily water storage capacity, and modifications to the facility operation plan. The permit modifications are given below. The proposed changes are hereby approved pursuant to Sections 62-4, 62-710.800, and 62-710.850 Florida Administrative Code (F.A.C.). All other conditions shall continue to be in effect.

The above named Permittee is hereby authorized to perform the work or operate the facility shown on the previously approved permit application and approved drawings, plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

**FROM:**

TO OPERATE: A Used Oil Processing Facility, consisting of container storage areas, an aboveground tank storage area, and a load/unload area. (Hereinafter referred to as "Facility")

The Facility has 23 above-ground storage tanks which may be used to store or process used oil, petroleum contact water, antifreeze, or water as described in "Aboveground Storage Tank Information" page 3 of Attachment 1 of the permit application. All tanks are inside secondary containment. The Facility also has a hazardous drum staging area and a non-hazardous drum storage area. The Facility is surrounded by a wall and a gate for controlled access.

**TO:**

TO OPERATE: A Used Oil Processing Facility, consisting of container storage areas, an aboveground tank storage area, and a load/unload area. (Hereinafter referred to as "Facility")

The Facility has 29 above-ground storage tanks which may be used to store or process used oil, petroleum contact water, or oily water as described in "Tracking Plan" in Attachment F of the modification application received July 19, 2000 (with an updated description of tank contents received September 1, 2000). All tanks are inside secondary containment. The Facility also has a hazardous drum staging area and a non-hazardous drum storage area. The Facility is surrounded by a wall and a gate for controlled access.

"More Protection, Less Process"

Printed on recycled paper.

**FROM:**

IN ACCORDANCE WITH: Used Oil Processing Facility Permit Application and Instructions Final Draft (9/30/96) received June 13, 1997.

**TO:**

IN ACCORDANCE WITH: A Used Oil Processing Facility Permit Application and Instructions dated June 11, 1997 and received June 13, 1997, an application to substantially modify a Used Oil Processing Facility dated January 7, 1999 and received February 2, 1999 with additional information received on April 6, 1999, July 14, 1999, August 3, 1999, and October 12, 1999, and an application to substantially modify a Used Oil Processing Facility dated July 10, 2000 and received July 19, 2000 with additional information received on September 1, 2000.

**ADD:**

Specific Conditions:

23. The operator may change the materials stored in individual tanks for operational flexibility. The tank registration shall be current for the type of product that is being stored in an individual tank.

This letter must be attached to the original permit and becomes a part of the permit.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. Persons who have filed such a petition may seek to mediate the dispute, and choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for pursuing mediation.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Petitions by the applicant or any of the parties listed below must be filed within 14/21 days of receipt of this written notice. Petitions filed by other persons must be filed within 14/21 days of publication of the notice or receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication. The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

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

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are or will be affected by the Department's action or proposed action;
- (d) A statement of all material facts disputed by petitioner or a statement that there are no disputed facts;
- (e) A statement of the ultimate facts alleged, including a statement of the specific facts which the petitioner contends warrant reversal or modification of the Department's action or proposed action;

- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wants the Department to take with respect to the Department's action or proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

In addition to requesting an administrative hearing, any petitioner may elect to pursue mediation. The election may be accomplished by filing with the Department a mediation agreement with all parties to the proceeding (i.e., the applicant, the Department, and any person who has filed a timely and sufficient petition for a hearing). The agreement must contain all the information required by Rule 28-106.404, F.A.C. The agreement must be received by the clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, within ten days after the deadline for filing a petition, as set forth above. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement.

As provided in Section 120.573, F.S., the timely agreement of all parties to mediate will toll the time limitations imposed by Sections 120.569 and 120.57, F.S., for holding an administrative hearing and issuing a final order. Unless otherwise agreed by the parties, the mediation must be concluded within 60 days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons seeking to protect their substantial interests that would be affected by such a modified final decision must file their petitions within 14/21 days of receipt of this notice, or they shall be deemed to have waived their right to a proceeding under Sections 120.569 and 120.57, F.S. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under Sections 120.569 and 120.57, F.S., are resumed.

Any party to this order has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within thirty days after this order is filed with the clerk of the Department.

Should you have any questions, please contact Mr. Jim Ayers of this office, telephone number (561)-681-6673.

Executed in West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

*Vivek Kamath* 10/11/00

Vivek Kamath, P.E. Date  
Waste Programs Administrator  
Southeast District

VK/LH/JA/rj

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT MODIFICATION and all copies were mailed before the close of business on OCT 11 2000 to the listed persons.

FILING AND ACKNOWLEDGMENT: FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

*[Signature]* OCT 11 2000  
Clerk Date

Copies furnished to:

File, West Palm Beach  
Stuart Cunningham, P.E., CMRRR  
Rick Neves FDEP-TLH MS 4555  
Doug Outlaw, P.E., FDEP-TLH MS 4555  
Sermin Unsal, Broward County DPEP



File/Application No. 513-003-HO-SE

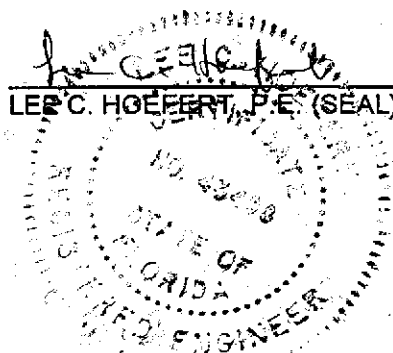
Applicant Name Maryann Environmental Services Inc (Broward)

I hereby state that the environmental engineering features described in the referenced application and its additional information submittals, if any, provide/~~do not provide~~ reasonable assurance of compliance with the applicable provisions of Chapter 403, Florida Statutes and Florida Administrative Code Title 62. The review was limited to the 62-4, 62-701, 62-710 aspects of the proposed project. In addition, I have not evaluated aspects of the project outside my area of expertise (including but not limited to the electrical, mechanical and structural features).

This review was conducted by James Ayers  
Name

Lee C. Hoeft, P.E.  
LEE C. HOEFT, P.E. (SEAL)

October 10, 2000  
DATE





# Department of Environmental Protection

# FILE

2068-001-752

2068-001-754

Jeb Bush  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

DEC 10 1999

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Dennis Williams  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #HO06-307677  
Modification #51348-002-HO-SE

RE: Modification of Conditions, Permit Number HO06-307677  
File Number 51348-002-HO-SE

Dear Mr. Williams:

On February 02, 1999, Magnum Environmental Services, Inc. (MES) applied to substantially modify their permit for a used oil treatment facility located in Pompano Beach, FL. Additional information was received on April 6, 1999, July 14, 1999, August 3, 1999, and October 12, 1999. The permit is being modified to incorporate the enhancements as given below. The proposed changes are hereby approved pursuant to Sections 62-4, 62-701, and 62-710.800, Florida Administrative Code (F.A.C.). All other conditions shall continue to be in effect. The permit has been modified to add the following specific conditions.

#### Processing of Non-Hazardous, Non-Used Oil Wastes

20. The facility may accept non-hazardous solid wastes generated from CERCLA sites that do not qualify as used oil, such as oily waters, petroleum contaminated debris and soil. The waste will be bulked and/or processed for acceptance at permitted solid waste disposal or processing facilities.
  - a. All wastes received at the site for solidification will be received directly into sealed roll-off containers located in an area that has secondary containment. There shall be no intermediate storage of treated or untreated waste outside the roll-offs.
  - b. All waste shall be analyzed in accordance with the Analysis Plan presented in Attachment 3 of the Engineering Report dated July 14, 1999. Only non-hazardous waste may be processed. Waste that is characterized as being hazardous shall be properly transported to a facility permitted to accept hazardous waste.
  - c. Blending shall take place in the sealed roll-off containers. These same roll-offs will be used to transport the processed waste to a permitted solid waste facility. The allowable amount of waste allowed on site shall be the lesser of 67.2 (4 roll-offs X 16.8 tons/roll-off) tons or the amount given in the closure cost estimate backing the current financial assurance mechanism.

#### Financial Assurance

21. The permittee shall maintain compliance with the financial assurance requirements of Rule 62-701.700, F.A.C. by submitting all required updated supporting documentation in accordance with Rule 62-701.630, F.A.C. and

40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, F.A.C. All submittals in response to this specific condition shall be sent to:

Florida Department of Environmental Protection  
Financial Coordinator – Solid Waste Section  
Twin Towers Office Building  
2600 Blair Stone Road MS 4565  
Tallahassee, Florida 32399-2400

22. The permittee shall, in addition to annually adjusting the closure and long-term care cost estimates, adjust the financial assurance mechanism to reflect an increase in cost estimates. Cost estimate adjustments shall be in accordance with Rule 62-701.630(4), F.A.C. Instrument adjustments shall be in accordance with Rule 62-701.630, F.A.C. and 40 CFR Part 264, Subpart H as adopted by reference in Rule 62-701.630, F.A.C. Documentation of financial mechanism increases shall be submitted to: Financial Coordinator, Solid Waste Section, Florida Department of Environmental Protection, 2600 Blair Stone Road MS 4565, Tallahassee, Florida 32399-2400. All estimate update submittals shall be sent to:

Florida Department of Environmental Protection  
Hazardous Waste Program Supervisor  
400 N. Congress Avenue  
P.O. Box 15425  
West Palm Beach, Florida 33416

This letter must be attached to the original permit and becomes a part of the permit.

The Department will issue the permit with these new conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 of the Florida Statutes, or all parties reach a written agreement on mediation as an alternative remedy under section 120.573 before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for pursuing mediation.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative hearing in accordance with sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any other person must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. A petitioner must mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition (or a request for mediation, as discussed below) within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 of the Florida Statutes, or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with rule 28-5.207 of the Florida Administrative Code.

A petition must contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicants name and address, the Department Permit File Number, and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Departments action or proposed action;
- (c) A statement of how each petitioners substantial interests are affected by the Departments action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;

- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Departments action or proposed action;
- (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Departments action or proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the action or proposed action addressed in this notice of intent.

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

Any person may elect to pursue mediation by reaching a mediation agreement with all parties to the proceeding (which include the applicant, the Department, and any person who has filed a timely and sufficient petition for a hearing) and by showing how the substantial interests of each mediating party are affected by the Departments action or proposed action. The agreement must be filed in (received by) the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

The agreement to mediate must include the following:

- (a) The names, addresses, and telephone numbers of any persons who may attend the mediation;
- (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time;
- (c) The agreed allocation of the costs and fees associated with the mediation;
- (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation;
- (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen;
- (f) The name of each party's representative who shall have authority to settle or recommend settlement;
- (g) Either an explanation of how the substantial interests of each mediating party will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that each party has already filed, and incorporating it by reference; and
- (h) The signatures of all parties or their authorized representatives.

As provided in section 120.573 of the Florida Statutes, the timely agreement of all parties to mediate will toll the time limitations imposed by sections 120.569 and 120.57 for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such a modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above, and must therefore file their petitions within fourteen days of receipt of this notice of intent. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under sections 120.569 and 120.57 remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

This modification is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition and conforms to Rule 17-103.070, F.A.C. Upon timely filing of a petition or a request for an extension of time this modification will not be effective until further Order of the Department.

When the Order (Modification) is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate procedure, with the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road,

Tallahassee, Florida 32399-2400; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of the Department.

Should you have any questions, please contact Mr. Jim Ayers of this office, telephone number (561)-681-6673.

Executed in West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

*[Signature]* 12/1/99  
Vivek Kamath, P.E. Date  
Waste Programs Administrator  
Southeast District

VK/LH/JA/rj

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT MODIFICATION and all copies were mailed before the close of business on DEC 1 0 1999 to the listed persons.

FILING AND ACKNOWLEDGMENT: FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

*Carmen Banks* 12/1/99  
Clerk Date

Copies furnished to:

Stuart Cunningham, P.E., CMRRR  
Rick Neves FDEP-TLH MS 4555  
Doug Outlaw, P.E., FDEP-TLH MS 4555  
Sandi Maddi FDEP-TLH / SW MS 4565  
Sermin Unsal, Broward County DPEP  
Osiris Ramos - MES, Ft. Pierce

File/Application No. 69806-002-HOSE

Applicant Name Magnus Environmental Services Inc - ERM/MALE Company

I hereby state that the environmental engineering features described in the referenced application and its additional information submittals, if any, provide/~~do not~~ provide reasonable assurance of compliance with the applicable provisions of Chapter 403, Florida Statutes and Florida Administrative Code Title 62. The review was limited to the 62-7, 62-701, 62-710, & 62-730 aspects of the proposed project. In addition, I have not evaluated aspects of the project outside my area of expertise (including but not limited to the electrical, mechanical and structural features).

This review was conducted by Jim Ayers  
Name

Lee C. Hoefert  
LEE C. HOEFERT, P.E. (SEAL)

December 10 1999  
DATE



Florida Department of Environmental Protection  
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(6)
Form Title <u>Application to Construct, Operate or Modify</u>
<u>Construction and Demolition Debris Disposal or</u>
<u>Recycling Facility</u>
Effective Date <u>4-23-97</u>
DEP Application No. _____
(Filled by DEP)

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

APPLICATION FOR PERMIT TO CONSTRUCT, OPERATE OR MODIFY  
A CONSTRUCTION AND DEMOLITION DEBRIS DISPOSAL OR RECYCLING FACILITY

**GENERAL REQUIREMENT:** Solid Waste Management Facilities shall be permitted pursuant to Section 403.707, Florida Statutes, (FS) and in accordance with Florida Administrative Code (FAC) Chapter 62-701. A minimum of six copies of the application shall be submitted to the Department District Office having jurisdiction over the facility. The appropriate fee in accordance with Rule 62-701.730(20), FAC, shall be submitted with the application by check made payable to the Department of Environmental Protection (DEP). Complete appropriate sections for the type of facility for which application is made and include all additional information, drawings, and reports necessary to evaluate the facility.

Please Type or Print in Ink

A. GENERAL INFORMATION

1. Type of facility (check all that apply):

C&D Disposal ☐

C&D Recycling ☒

2. Type of application:

Construction ☐  
Operation ☒

Construction/Operation ☐  
Long-term Care ☐

3. Classification of application:

New ☐  
Renewal ☐

Substantial Modification ☒  
Minor Modification ☐

4. Facility name: Magnum Environmental Services, Inc.

5. DEP ID number: FLO-000-346-304 County: St Lucie

6. Facility location (main entrance): 5690 West Midway Road  
Ft. Pierce, FL 34981

7. Location coordinates:

Section: 5 Township: 36 S Range: 40 E

UTMs: Zone 17 561100 km E 3028600 km N

Latitude: 27 ° 22 ' 45 N" Longitude: 80 ° 22 ' 58 W"

8. Applicant name (operating authority): Osiris Ramos

Mailing address: 5690 West Midway Road, Ft Pierce, FL 34981  
Street or P.O. Box City State Zip

Contact person: Osiris Ramos Telephone: (561) 468-2300

Title: Executive Vice President

RECEIVED  
FEB 2 1999  
DEPT OF ENV PROTECTION  
WEST PALM BEACH

9. Authorized agent/Consultant: Osiris Ramos
- Mailing address: 5690 West Midway Road, Ft. Pierce, FL 34981
- Street or P.O. Box City State Zip
- Contact person: Same Telephone: (561) 468-2300
- Title: Executive Vice President
10. Landowner(if different than applicant): \_\_\_\_\_
- Mailing address: \_\_\_\_\_
- Street or P.O. Box City State Zip
- Contact person: \_\_\_\_\_ Telephone: ( ) \_\_\_\_\_
11. Cities, towns and areas to be served: Florida - All areas
12. Volume of C&D debris waste to be received: 2.5 yds<sup>3</sup>/day tons/day
13. Date site will be ready to be inspected for completion: 12/09/98
14. Estimated costs:
- Total Construction: \$ --0.00-- Closing Costs: \$ 4,000.00
15. Anticipated construction starting and completion dates:
- From: N/A To: N/A



**B. ADDITIONAL INFORMATION**

Please attach the following reports or documentation as required (check all that apply):

<u>C&amp;D Disposal</u>	<u>C&amp;D Recycling</u>	<u>Description</u>
		Attachment A: Engineering Report
		A1: Site Plan
		A2: Geotechnical Investigation
		A3: Hydrogeological Investigation
		A4: Design/Planned Active Life
		Attachment B: Operation Plan
	X	B1: Description of Operations
		B2: Compaction and Grading Schedule
		B3: Training Plan
		Attachment C: Ground Water Monitoring Plan and/or Leachate Control Plan
		Attachment D: Boundary Survey, Legal Description, Topographic Survey
		Attachment E: Proof of Ownership or Authorization to Use Property
		Attachment F: Contingency Plan
		Attachment G: Closure Plan
		G1: Final Cover Design and Construction Procedures
		G2: Long-Term Care Provisions
		Attachment H: Financial Assurance
	X	H1: Closure Cost Estimate
	X	H2: Financial Assurance Instrument
		H3: Long-Term Care Documentation

C. CERTIFICATION BY APPLICANT AND ENGINEER OR PUBLIC OFFICER

A. Applicant

The undersigned applicant or authorized representative of Magnum Environmental Services, INC. is aware that statements made in this form and attached information are an application for a Substantial Modification Permit from the Florida Department of Environmental Regulation and certifies that the information in this application is true, correct and complete to the best of his knowledge and belief. Further, the undersigned agrees to comply with the provisions of Chapter 403, Florida Statutes, and all rules and regulations of the Department. It is understood that the Permit is not transferable, and the Department will be notified prior to the sale or legal transfer of the permitted facility.



Signature of Applicant or Agent

Osiris Ramos-Ex Vice President  
Name and Title

Date: 01/07/99

Attach letter of authorization if agent is not a governmental official, owner, or corporate officer.

B. Professional Engineer Registered in Florida or Public Officer as required in Section 403.707 and 403.707(5), Florida Statutes.

This is to certify that the engineering features of this solid waste management facility have been designed/examined by me and found to conform to engineering principals applicable to such facilities. In my professional judgement, this facility, when properly maintained and operated, will comply with all applicable statutes of the State of Florida and rules of the Department. It is agreed that the undersigned will provide the applicant with a set of instructions of proper maintenance and operation of the facility.

  
Signature

Stuart H. Cunningham, PE  
Name and Title (please type)

Reg. No. 30689  
Florida Registration Number  
(please affix seal)

400 Executive Center Dr., Suite 108  
Mailing Address

West Palm Beach, Fl. 33401  
City, State, Zip Code

(561) 689-5455  
Telephone Number

Date: February 2, 1999

## **Attachment B1**

### **PROCESS OPERATIONS**

Prior to treatment and disposal of any sludges by Magnum, the material is tested and profiled to determine if it is non-hazardous and if it can meet material substation or landfill criteria. Bulk sludges are pretreated to remove any recoverable oils and dewatered to reduce the volume of solids to be disposed of. Drummed material can be bulked to reduce overall disposal cost.

Magnum tests all sediments for preburn criteria. If the material meets these requirements, we can provide loading and transportation state wide to Magnum's thermal treatment plant. Drums generated by our clients can be transported to either our Pompano Beach or Ft. Pierce facilities where we can bulk these drums and take advantage of tonnage disposal pricing. Magnum can provide the same services for any soils that cannot meet preburn but can be landfilled, including bulking of materials in drums.

**Attachment H1****Closure Cost Estimate**

\$2,500.00 – Sealed Closure report  
1,000.00 – Disposal of remaining product  
500.00 – Removal of remaining unused solidification matrix  

---

\$4,000.00 – Total Closure Cost

All Equipment is owned by Magnum Environmental Services, Inc. therefore no additional transportation costs would be incurred.

STATE OF FLORIDA  
SOLID WASTE MANAGEMENT FACILITY CORPORATE GUARANTEE  
TO DEMONSTRATE FINANCIAL ASSURANCE  
FOR

☒ Closing    ☐ Long-Term Care    ☐ Corrective Action  
[Check Appropriate Box(es)]

The term "Required Action," as used in this document means closing, long-term care, or corrective action, or any combination of these, which is checked above.

Guarantee made this 1/29/99 by Magnum Environmental Services, Inc.  
Date Name of Guaranteeing Entity  
a business corporation organized under the laws of the state of Florida, herein  
Name  
referred to as guarantor, to the Florida Department of Environmental Protection (FDEP), obligee, on behalf  
of our subsidiary Magnum Environmental Services, Inc.  
Owner or Operator  
1280 NE 48th Street, Pompano Beach, FL 33064  
Business Address

Recitals

1. Guarantor meets or exceeds the financial test criteria and agrees to comply with the reporting requirements for guarantors as specified in 40 CFR Parts 264.143(f) and/or 264.145(f), as adopted by reference in Rule 62-701.630, Florida Administrative Code (F.A.C.).
2. Magnum Environmental Svc, Inc. owns or operates the following solid waste  
Owner or Operator  
management facility(ies) covered by this guarantee:

<u>FDEP GMS- I.D. No.</u>	<u>Name</u>	<u>Address</u>	<u>Required Action Amount</u>
H056-307676	Magnum Environmental Services, Inc. 5690 West Midway Road Ft. Pierce, FL 34981		\$4,000.00

3. "Closure plans" as used below refer to the plan maintained as required by Rule 62-701.630 F.A.C., for the "Required Action" of facilities as identified above.

4. For value received from Magnum Env. Svcs, Inc., guarantor guarantees to the FDEP  
Owner or Operator  
that in the event that Magnum Env. Svcs, Inc. fails to perform  
Owner or Operator  
Closure of the above facility(ies) in accordance with  
Insert the "Required Action"  
the "Required Action" plan and other permit requirements whenever required to do so, the guarantor shall do so or establish a trust fund as specified in Rule 62-701.630, F.A.C., in the name of Magnum Env. Svcs, Inc. in the amount of the current "Required Action" cost  
Owner or Operator  
estimates as specified in Rule 62-701, F.A.C.

5. Guarantor agrees that if, at the end of any fiscal year before termination of this guarantee, the guarantor fails to meet the financial test criteria, guarantor shall send within 90 days, by certified mail, notice to the Florida Department of Environmental Protection (FDEP) Secretary and to Magnum Env. Svcs, Inc. that he intends to provide alternate financial assurance as  
Owner or Operator  
specified in Rule 62-701.630, F.A.C., as applicable, in the name of Magnum Env. Svcs, Inc.  
Owner or Operator

Within 120 days after the end of such fiscal year, the guarantor shall establish such financial assurance unless Magnum Env. Svcs, Inc. has done so.  
Owner or Operator

6. The guarantor agrees to notify the FDEP Secretary by certified mail, of a voluntary or involuntary proceeding under Title 11 (Bankruptcy), U.S. Code, naming guarantor as debtor, within 10 days after commencement of the proceeding.
7. Guarantor agrees that within 30 days after being notified by the FDEP Secretary of a determination that guarantor no longer meets the financial test criteria or that he is disallowed from continuing as a guarantor of the "Required Action," he shall establish alternate financial assurance as specified in Rule 62-701.630, F.A.C., in the name of Magnum Env. Svcs, Inc. unless Magnum Env. Svcs, Inc. has done so.  
Owner or Operator
8. Guarantor agrees to remain bound under this guarantee notwithstanding any or all of the following: amendment or modification of the "Required Action" plan, amendment or modification of the permit, the extension or reduction of the time of performance of the "Required Action," or any other modification or alteration of an obligation of the owner or operator pursuant to Rule 62-701, F.A.C.
9. Guarantor agrees to remain bound under this guarantee for so long as Magnum Env. Svcs, Inc. must comply with the applicable financial assurance requirements of Rule 62-701.630, F.A.C., for the above-listed facilities, except that guarantor may cancel this guarantee by sending notice by certified mail to the FDEP Secretary and to Magnum Env. Svcs, Inc., such cancellation to become effective no earlier than 120 days after receipt of such notice by both FDEP and Magnum Env. Svcs, Inc., as evidenced by the return receipts.  
Owner or Operator
10. Guarantor agrees that if Magnum Env. Svcs, Inc. fails to provide alternate financial assurance as specified in Rule 62-701.630, F.A.C., as applicable, and obtain written approval of such assurance from the FDEP Secretary within 90 days after a notice of cancellation by the guarantor is received by the FDEP Secretary from guarantor, guarantor shall provide such alternate financial assurance in the name of Magnum Env. Svcs, Inc.  
Owner or Operator
11. Guarantor expressly waives notice of acceptance of this guarantee by the FDEP or by Magnum Env. Svcs, Inc.. Guarantor also expressly waives notice of amendments or modifications of the "Required Action" plan and of amendments or modifications of the facility permit(s).  
Owner or Operator

1/29/99

Effective Date

Magnum Environmental Services, Inc.

Name of Guarantor

[Signature]

Authorized Signature for Guarantor

James Frederico

Name of Person Signing

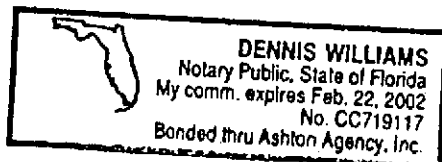
President

Title of Person Signing

[Signature]

Signature of Witness or Notary

Seal





# Department of Environmental Protection

Lawton Chiles  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

SW  
2/2/99  
Virginia B. Wetherell  
Secretary

## PERMIT DATA FORM

PROJECT SOURCE NAME Magnum Environmental Services, Inc.  
Type Code HO Subcode SE Check If: GP Exempt - Pompano

Correct Fee \$500.00  
Amount Received \$500.00  
Amount Refund -0-

Permit Processor's Initial VP Data Entry Operator's Initial MCY

Comments "substantial modification"

0051348-002-HO-SE



**MAGNUM  
ENVIRONMENTAL SERVICES, INC.**  
1280 NE 48 STREET  
POMPANO BEACH, FL 33064  
(800) 235-0189

COMMERCEBANK  
NATIONAL ASSOCIATION  
POMPANO BEACH, FL  
63-1050/670

36690

00036690

FIVE HUNDRED AND 00/100 DOLLARS

252570

DATE

AMOUNT

PAY  
TO THE  
ORDER  
OF

FLORIDA DEPT OF ENVIRONMENTAL PROTECTION

02/01/99

\*\*\*\*\*500.00

AUTHORIZED SIGNATURE

000000000428

00:

SECURITY FEATURES INCLUDED: DETAILS ON BACK

c/o Dennis Williams

AREA: SED

Cash Receiving Application  
Collection Point Log Remittance

CRAF006A

Tot: \$20,983.60

SY\$REMT: 307117 Type: CP Recvd Date: 02-FEB-1999 Status: RECEIVED  
SY\$RCPT: 252570 PNR: Check #: 36690 Amount: 500.00  
SSN/FEI#: Name: MAGNUM ENVIRONMENTAL SERVICES  
First: Middle: Title: Suf:  
Address1: C/O DENNIS WILLIAMS Short Comments:  
Address2: 1280 N.E. 48 STREET MAGNUM ENVIRONMENTAL SERV  
City: POMPAÑO BEACH ST: FL Zip: 33064 Country:

> P A Y M E N T (S) <

Distr	CL	Object	Payment	Reference#	Applic/	S
	Area..	Code/Description.....	Amount.....		Fund	T
320802	SED	002234 HAZAR/WASTE-OPE	\$500.00	051348-002	PA PFTF	CO

COMMIT FREQUENTLY

\$500.00 Payment total

Press <TAB> to accept Collection Point or enter F&A.

Count: \*12 ^ v

<Replace>





Florida Department of Environmental Protection  
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(6)
Form Title <u>Application to Construct, Operate or Modify</u>
<u>a Construction and Demolition Debris Disposal or</u>
<u>Recycling Facility</u>
Effective Date <u>4-23-97</u>
DEP Application No. _____ (Filled by DEP)

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

APPLICATION FOR PERMIT TO CONSTRUCT, OPERATE OR MODIFY  
A CONSTRUCTION AND DEMOLITION DEBRIS DISPOSAL OR RECYCLING FACILITY

GENERAL REQUIREMENT: Solid Waste Management Facilities shall be permitted pursuant to Section 403.707, Florida Statutes, (FS) and in accordance with Florida Administrative Code (FAC) Chapter 62-701. A minimum of six copies of the application shall be submitted to the Department District Office having jurisdiction over the facility. The appropriate fee in accordance with Rule 62-701.730(20), FAC, shall be submitted with the application by check made payable to the Department of Environmental Protection (DEP). Complete appropriate sections for the type of facility for which application is made and include all additional information, drawings, and reports necessary to evaluate the facility.

Please Type or Print in Ink

A. GENERAL INFORMATION

1. Type of facility (check all that apply):

C&D Disposal ☐

C&D Recycling ☒

2. Type of application:

Construction ☐  
Operation ☒

Construction/Operation ☐  
Long-term Care ☐

3. Classification of application:

New ☐  
Renewal ☐

Substantial Modification ☒  
Minor Modification ☐

4. Facility name: Magnum Environmental Services, Inc

5. DEP ID number: FLD984262410 County: Broward

6. Facility location (main entrance): 1280 NE 48th Street

Pompano Beach, FL 33064

7. Location coordinates:

Section: 13 Township: 48 South Range: 42 East

UTMs: Zone 17 589150 km E 2907850 km N

Latitude: 26 ° 17 ' 21 " Longitude: 80 ° 06 ' 23 "

8. Applicant name (operating authority): James Frederico

Mailing address: 1280 NE 48th Street, Pompano Beach, FL 33064  
Street or P.O. Box City State Zip

Contact person: Dennis Williams Telephone: (954) 785-2320

Title: Vice President

RECEIVED

FEB 2 1999

DEPT OF ENV PROTECTION  
POMPA NO BEACH

9. Authorized agent/Consultant: Dennis Williams
- Mailing address: 1280 NE 48th Street, Pompano Beach, FL 33064  
Street or P.O. Box City State Zip
- Contact person: Same Telephone: (954) 785-2320
- Title: Vice President
10. Landowner(if different than applicant): \_\_\_\_\_
- Mailing address: \_\_\_\_\_  
Street or P.O. Box City State Zip
- Contact person: \_\_\_\_\_ Telephone: (\_\_\_\_) \_\_\_\_\_
11. Cities, towns and areas to be served: Florida - All areas
12. Volume of C&D debris waste to be received: 2.5 ~~yds<sup>3</sup>/day~~ tons/day
13. Date site will be ready to be inspected for completion: 12/09/98
14. Estimated costs:  
Total Construction: \$ --0.00-- Closing Costs: \$ 4,000.00
15. Anticipated construction starting and completion dates:  
From: N/A To: N/A

## Attachment B1

### PROCESS OPERATIONS

Prior to treatment and disposal of any sludges by Magnum, the material is tested and profiled to determine if it is non-hazardous and if it can meet material substation or landfill criteria. Bulk sludges are pretreated to remove any recoverable oils and dewatered to reduce the volume of solids to be disposed of. Drummed material can be bulked to reduce overall disposal cost.

Magnum tests all sediments for preburn criteria. If the material meets these requirements, we can provide loading and transportation state wide to Magnum's thermal treatment plant. Drums generated by our clients can be transported to either our Pompano Beach or Ft. Pierce facilities where we can bulk these drums and take advantage of tonnage disposal pricing. Magnum can provide the same services for any soils that cannot meet preburn but can be landfilled, including bulking of materials in drums.

- 1) List of Sludges expected to be received? 62-721.700(2)(a)
- 2) What happened to dewatered liquids?
- 3) Describe the process <sup>with breakdown</sup> for each type of sludge. 62-721.700(2)(b)
- 4) What will Magnum do if process breaks down?
- 5) List of expected disposal sites?
- 6) What is being used to stabilize sludges, (e.g. - Ash, sand, etc.)
- 7) Address storage of stabilizing agents that are hazardous, or solid waste (e.g., ash)
- 8) Show location of processing equipment, etc on site plan

## Attachment H1

### Closure Cost Estimate

\$2,500.00 – Sealed Closure report  
1,000.00 – Disposal of remaining product  
500.00 – Removal of remaining unused solidification matrix  

---

\$4,000.00 – Total Closure Cost

All Equipment is owned by Magnum Environmental Services, Inc. therefore no additional transportation costs would be incurred.

~~Need to know expected volumes of material to be disposed of – waste case scenario.~~

~~62-701.630 (3) (a) ~~en~~ permit states.~~

~~(inserted)  
The costs shall be estimated by a professional engineer for a third party performing the work on a per unit basis, with the source of estimates indicated.~~

~~Insert all of 62-701.630 (3) (a).~~

- 1) Need to know volume of wastes in waste case scenario. (Show on drawing)
- 2) Need the costs on a per unit basis.
- 3) All work including transportation to be performed by third party. Cannot use Magnum equipment.
- 4) ~~What are the~~ Indicate the sources of the estimates.
- 5) Update financial mechanism to reflect ~~scope~~ changes in costs. Be advised to wait until district approves closure cost estimate before submitting financial instrument to Tallahassee.

# STATE OF FLORIDA SOLID WASTE MANAGEMENT FACILITY CORPORATE GUARANTEE TO DEMONSTRATE FINANCIAL ASSURANCE

FOR

☒ Closing    ☐ Long-Term Care    ☐ Corrective Action

[Check Appropriate Box(es)]

The term "Required Action," as used in this document means closing, long-term care, or corrective action, or any combination of these, which is checked above.

Guarantee made this 1/29/99 by Magnum Environmental Services, Inc.  
Date Name of Guaranteeing Entity  
a business corporation organized under the laws of the state of Florida, herein  
Name  
referred to as guarantor, to the Florida Department of Environmental Protection (FDEP), obligee, on behalf  
of our subsidiary Magnum Environmental Services, Inc.  
Owner or Operator  
1280 NE 48th Street, Pompano Beach, FL 33064  
Business Address

## Recitals

1. Guarantor meets or exceeds the financial test criteria and agrees to comply with the reporting requirements for guarantors as specified in 40 CFR Parts 264.143(f) and/or 264.145(f), as adopted by reference in Rule 62-701.630, Florida Administrative Code (F.A.C.).
2. Magnum Environmental Svc, Inc. owns or operates the following solid waste  
Owner or Operator  
management facility(ies) covered by this guarantee:

<u>FDEP GMS- I.D. No.</u>	<u>Name</u>	<u>Address</u>	<u>Required Action Amount</u>
H006-307677	Magnum Environmental Services, Inc. 1280 NE 48th Street Pompano Beach, FL 33064		\$4,000.00

3. "Closure plans" as used below refer to the plan maintained as required by Rule 62-701.630 F.A.C., for the "Required Action" of facilities as identified above.
4. For value received from Magnum Env. Svcs, Inc., guarantor guarantees to the FDEP  
Owner or Operator  
that in the event that Magnum Env. Svcs, Inc. fails to perform  
Owner or Operator  
Closure of the above facility(ies) in accordance with  
Insert the "Required Action"  
the "Required Action" plan and other permit requirements whenever required to do so, the guarantor shall do so or establish a trust fund as specified in Rule 62-701.630, F.A.C., in the name of Magnum Env. Svcs, Inc. in the amount of the current "Required Action" cost  
Owner or Operator  
estimates as specified in Rule 62-701, F.A.C.
5. Guarantor agrees that if, at the end of any fiscal year before termination of this guarantee, the guarantor fails to meet the financial test criteria, guarantor shall send within 90 days, by certified mail, notice to the Florida Department of Environmental Protection (FDEP) Secretary and to Magnum Env, Svcs, Inc. that he intends to provide alternate financial assurance as  
Owner or Operator  
specified in Rule 62-701.630, F.A.C., as applicable, in the name of Magnum Env. Svcs, Inc.  
Owner or Operator  
Within 120 days after the end of such fiscal year, the guarantor shall establish such financial assurance unless Magnum Env. Svcs, Inc. has done so.  
Owner or Operator

6. The guarantor agrees to notify the FDEP Secretary by certified mail, of a voluntary or involuntary proceeding under Title 11 (Bankruptcy), U.S. Code, naming guarantor as debtor, within 10 days after commencement of the proceeding.
7. Guarantor agrees that within 30 days after being notified by the FDEP Secretary of a determination that guarantor no longer meets the financial test criteria or that he is disallowed from continuing as a guarantor of the "Required Action," he shall establish alternate financial assurance as specified in Rule 62-701.630, F.A.C., in the name of Magnum Env. Svcs, Inc. unless Magnum Env. Svcs, Inc. has done so.  
Owner or Operator
8. Guarantor agrees to remain bound under this guarantee notwithstanding any or all of the following: amendment or modification of the "Required Action" plan, amendment or modification of the permit, the extension or reduction of the time of performance of the "Required Action," or any other modification or alteration of an obligation of the owner or operator pursuant to Rule 62-701, F.A.C.
9. Guarantor agrees to remain bound under this guarantee for so long as Magnum Env. Svcs, Inc. must comply with the applicable financial assurance requirements of Rule 62-701.630, F.A.C., for the above-listed facilities, except that guarantor may cancel this guarantee by sending notice by certified mail to the FDEP Secretary and to Magnum Env. Svcs, Inc., such cancellation to become effective no earlier than 120 days after receipt of such notice by both FDEP and Magnum Env. Svcs, Inc., as evidenced by the return receipts.  
Owner or Operator
10. Guarantor agrees that if Magnum Env. Svcs, Inc. fails to provide alternate financial assurance as specified in Rule 62-701.630, F.A.C., as applicable, and obtain written approval of such assurance from the FDEP Secretary within 90 days after a notice of cancellation by the guarantor is received by the FDEP Secretary from guarantor, guarantor shall provide such alternate financial assurance in the name of Magnum Env. Svcs, Inc..  
Owner or Operator
11. Guarantor expressly waives notice of acceptance of this guarantee by the FDEP or by Magnum Env. Svcs, Inc.. Guarantor also expressly waives notice of amendments or modifications of the "Required Action" plan and of amendments or modifications of the facility permit(s).  
Owner or Operator

1/29/99  
Effective Date

Magnum Environmental Services, Inc.  
Name of Guarantor

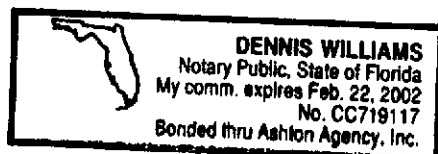
[Signature]  
Authorized Signature for Guarantor

James Frederico  
Name of Person Signing

President  
Title of Person Signing

[Signature]  
Signature of Witness or Notary

Seal





# MAGNUM

Florida's Leading Environmental Recovery & Recycling Service

MAGNUM ENVIRONMENTAL SERVICES, INC.

Corporate Office: 1280 N.E. 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 • (800) 235-0189  
Fax: (954) 783-6913

## Memorandum

To: John Jones  
CC:  
From: Hunt Harveen  
Date: January 4, 1999  
Re: Permit Renewal

Per our conversation on this date, Magnum Environmental Services, Inc. will provide the completed application to your office by the end of January. The delay is due to the year end business requirements and also, the fact that our insurance is being renewed for the coming year.

If you have any questions, please contact me or Dennis Williams at the number listed. Thank you.

  
Hunt J. Harveen  
Magnum Environmental Services, Inc.

File/Application No.: H/O 06 - 307677  
Applicant Name: Magnum Environmental Services, Pompano Beach  
Used Oil Processor

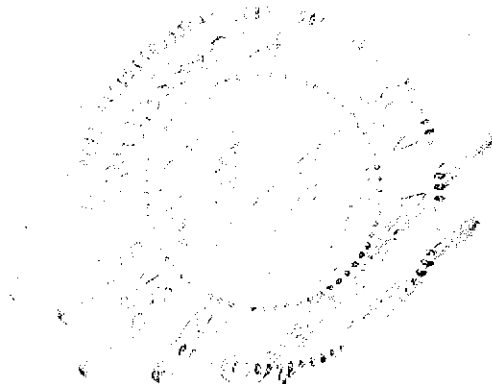
I hereby state that the environmental engineering features described in the referenced application and its additional information submittals, if any, provide/do not provide reasonable assurance of compliance with the applicable provisions of Chapter 403, Florida Statutes and Florida Administrative Code Title 62. The review was limited to the Rule 62-710, F.A.C. aspects of the proposed project.

In addition, I have not evaluated aspects of the project outside my area of expertise (including but not limited to electrical, mechanical, and structural features).

This review was conducted by John M. Jones, P.E.  
NAME

John M. Jones  
JOHN M. JONES, P.E. (SEAL)

9/12/97  
DATE







# Department of **FILE COPY** Environmental Protection

Lawton Chiles  
Governor

SEP 12 1997

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

In the Matter of an  
Application for Permit by:

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064  
Attn: Mr. Osiris Ramos  
Executive Vice President

DEP File No. HO06-307677  
Broward County

## INTENT TO ISSUE

The Department of Environmental Protection gives notice of its Intent to Issue a permit (draft copy attached) for the proposed project as detailed in the application specified above. The Department is issuing this Intent to Issue for the reasons stated below.

The applicant, Magnum Environmental Services, Inc., applied on June 13, 1997 to the Department of Environmental Protection, DEP File Number HO06-307677, to operate a Used Oil Processing Facility. The project is located at 1280 NE 48th Street, Pompano Beach, Broward County, Florida, 33064.

The Department has permitting jurisdiction under Section 403.087, Florida Statutes (F.S.), to issue or deny permits for Used Oil Processing Facilities. The project is not exempt from permitting procedures. The Department has determined that a Used Oil Processing Permit is required for the proposed work.

The Department intends to issue this permit based on Chapters 62-4 and 62-710, Florida Administrative Code (F.A.C.), and believes reasonable assurances have been provided to indicate the proposed project will not adversely impact the environment.

Pursuant to Section 403.815, F.S., and Rule 62-103.150, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice shall be published one time only within 30 days, in the legal ad section of a newspaper of general circulation in the area affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place.

The applicant shall provide original copy of the proof of publication to the Department, at F.D.E.P., Southeast District, P.O. Box 15425, West Palm Beach, Florida 33416 within seven days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 of the Florida Statutes, or all parties reach a written agreement on mediation as an alternative remedy under section 120.573 before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for pursuing mediation.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative hearing in

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

accordance with sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any other person must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. A petitioner must mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition (or a request for mediation, as discussed below) within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 of the Florida Statutes, or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with rule 28-5.207 of the Florida Administrative Code.

A petition must contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicants name and address, the Department Permit File Number, and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Departments action or proposed action;
- (c) A statement of how each petitioners substantial interests are affected by the Departments action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the action or proposed action addressed in this notice of intent.

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

Any person may elect to pursue mediation by reaching a mediation agreement with all parties to the proceeding (which include the applicant, the Department, and any person who has filed a timely and sufficient petition for a hearing) and by showing how the substantial interests of each mediating party are affected by the Departments action or proposed action. The agreement must be filed in (received by) the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

The agreement to mediate must include the following:

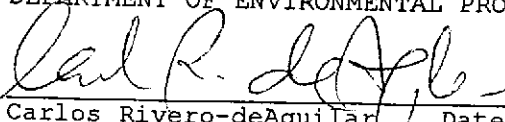
- (a) The names, addresses, and telephone numbers of any persons who may attend the mediation;
- (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time;
- (c) The agreed allocation of the costs and fees associated with the mediation;

- (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation;
- (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen;
- (f) The name of each party's representative who shall have authority to settle or recommend settlement; and
- (g) Either an explanation of how the substantial interests of each mediating party will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that each party has already filed, and incorporating it by reference.
- (h) The signatures of all parties or their authorized representatives.

As provided in section 120.573 of the Florida Statutes, the timely agreement of all parties to mediate will toll the time limitations imposed by sections 120.569 and 120.57 for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such a modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above, and must therefore file their petitions within fourteen days of receipt of this notice of intent. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under sections 120.569 and 120.57 remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

DONE AND ENTERED this 12 day of SEPTEMBER 1997 in the City of West Palm Beach, Florida.

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

  
Carlos Rivero-deAguilar Date  
Director of District Management  
Southeast District

VK  
CRA/VK/JJ/vp  
attachments

CERTIFICATE OF SERVICE

This is to certify that this INTENT TO ISSUE and all copies were mailed before the close of business on SEP 12 1997 to the listed persons.

FILING AND ACKNOWLEDGMENT: FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

Andrell Maxie SEP 12 1997  
Clerk Date

Copies furnished to:

Lorraine Verano, Broward County DNRP  
Rick Neves, FDEP-Tallahassee

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
NOTICE OF INTENT TO ISSUE PERMIT

The Department of Environmental Protection gives notice of its intent to issue a permit, number H006-307677, to Magnum Environmental Services, Inc., to operate a Used Oil Processing Facility. The project site is located at 1280 NE 48th Street, Pompano Beach, Broward County, Florida, 33064.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, within (14) days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative (hearing) under Section 120.57, F.S.

The petition shall contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts disputed by petitioner, if any; (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this Notice. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5, F.A.C.

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

Any person may elect to pursue mediation by reaching a mediation agreement with all parties to the proceeding (which include the applicant, the Department, and any person who has filed a timely and sufficient petition for a hearing) and by showing how the substantial interests of each mediating party are affected by the Department's action or proposed action. The agreement must be filed in (received by) the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

The agreement to mediate must include the following:

- (a) The names, addresses, and telephone numbers of any persons who may attend the mediation;
- (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time;
- (c) The agreed allocation of the costs and fees associated with the mediation;
- (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation;
- (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen;
- (f) The name of each party's representative who shall have authority to settle or recommend settlement; and
- (g) Either an explanation of how the substantial interests of each mediating party will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that each party has already filed, and incorporating it by reference.
- (h) The signatures of all parties or their authorized representatives.

As provided in section 120.573 of the Florida Statutes, the timely agreement of all parties to mediate will toll the time limitations imposed by sections 120.569 and 120.57 for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such a modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above, and must therefore file their petitions within fourteen days of receipt of this notice of intent. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under sections 120.569 and 120.57 remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Southeast Florida District Office, 400 North Congress Avenue, Suite 201, West Palm Beach, Florida 33401.

**DRAFT**

**PERMITTEE:**

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064

Attn.: Osiris Ramos  
Executive Vice President

I.D. Number: FLD 984 262 410  
Permit/Cert Number: H006-307677  
Date of Issue:  
Expiration Date:  
County: Broward  
Lat/Long: 26°17'21" N/80°06'23" W  
Section/Township/Range: 13/48S/42E  
Project: Used Oil Processing  
Facility

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rule(s) 62-4 and 62-710. The above named Permittee is hereby authorized to perform the work or operate the Facility shown on the application and approved drawing(s), plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

TO OPERATE: A Used Oil Processing Facility, consisting of container storage areas, an aboveground tank storage area, an oil filter processing system, a wastewater pre-treatment system, and a load/unload area. (Hereinafter referred to as "Facility")

The Facility has 23 above-ground storage tanks which may be used to store or process used oil, petroleum contact water, antifreeze, or water as described in "Aboveground Storage Tank Information" page 4 of Attachment 1 of the permit application. All tanks are inside secondary containment. The Facility also has a hazardous drum staging area and a non-hazardous drum storage area. The Facility maintains a wastewater pretreatment system. The Facility is surrounded by a wall and a gate for controlled access.

The Facility handles used oil, oily wastewater, oil filters, petroleum contact water, antifreeze, industrial wastewater, petroleum contaminated soils and sludges, and virgin fuel. Operation of the Facility will be in accordance with the permit application.

The Permittee also maintains a hazardous waste transfer facility at the site in accordance with Rule 62-730.171, F.A.C.

This permit replaces Permit No. S006-231732.

IN ACCORDANCE WITH: Used Oil Processing Facility Permit Application and Instructions Final Draft (9/30/96) received June 13, 1997.

LOCATED AT: Magnum Environmental Services, Inc., 1280 NE 48th Street, Pompano Beach, Broward County, Florida 33064 (Referred to as "Facility")

SUBJECT TO: General Conditions (1-15) and Specific Conditions (1-19).

**DRAFT**

**GENERAL CONDITIONS:**

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions" and as such are binding upon the permittee and enforceable pursuant to the authority of Sections 403.141, 403.727, or 403.859 through 403.861, F.S. The permittee is hereby placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of the "Permit Conditions" by the permittee, its agents, employees, servants or representatives.
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 Subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Nor 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 does not constitute 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 the 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, plant or aquatic life or property and penalties therefor caused by the construction or operation of this permitted source, 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 at all times properly operate and maintain the Facility and systems of treatment and control (and related appurtenances) that are installed or used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of:
  - (a) Having access to and copying any records that must be kept under the conditions of the permit;
  - (b) Inspecting the Facility, equipment, practices, or operations regulated or required under this permit; and
  - (c) Sampling or monitoring any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.Reasonable time may depend on the nature of the concern being investigated.

**DRAFT**

**GENERAL CONDITIONS (Continued):**

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in the permit, the permittee shall immediately notify and provide the Department with the following information:
  - (a) a description of and cause of non-compliance; and
  - (b) the period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance. 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 revocation of this permit.
9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the Department, may be used by the Department as evidence in any enforcement case arising under the Florida Statutes or Department rules, except where such use is proscribed by Sections 403.73 and 403.111, F.S.
10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance, provided however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit is transferable only upon Department approval in accordance with Rules 62-4.120 and 62-730.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.
12. This permit is required to be kept at the work site of the permitted activity during the entire period of construction or operation.
13. This permit also constitutes:
  - ( ) Determination of Best Available Control Technology (BACT)
  - ( ) Determination of Prevention of Significant Deterioration (PSD)
  - ( ) Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500)
  - ( ) Compliance with New Source Performance Standards



# DRAFT

## GENERAL CONDITIONS (Continued):

14. The permittee shall comply with the following monitoring and record keeping requirements:
  - (a) Upon request, the permittee shall furnish all records and plans required under Department rules. The retention period for all records will be extended automatically, unless otherwise stipulated by the Department, during the course of any unresolved enforcement action.
  - (b) The permittee shall retain at the Facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation), copies of all reports required by this permit, and records of all data used to complete the application for this permit. The time period of retention shall be at least three years from the date of the sample, measurement, report or application unless otherwise specified by Department rule.
  - (c) Records of monitoring information shall include:
    - the date, exact place, and time of sampling or measurements;
    - the person responsible for performing the sampling or measurements
    - the date(s) analyses were performed;
    - the person responsible for performing the analyses;
    - analytical techniques or methods used; and
    - results of such analyses.
15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware that relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be submitted or corrected promptly.

# DRAFT

## SPECIFIC CONDITIONS:

### PART I - STANDARD REQUIREMENTS:

1. Submittals in response to these conditions shall be submitted as follows:

(a) Two (2) copies shall be submitted to:

Hazardous Waste Program Manager  
Department of Environmental Protection  
Southeast District  
400 North Congress Avenue  
P.O. Box 15425  
West Palm Beach, Florida 33416-5425

(b) One (1) copy shall be submitted to:

Environmental Administrator  
Hazardous Waste Management Section  
Bureau of Solid and Hazardous Waste  
Department of Environmental Protection  
2600 Blair Stone Road, MS 4555  
Tallahassee, Florida 32399-2400

2. The Permittee shall annually register its used oil handling activities with the Department on DEP Form 62-701.900(13) by March 1 of each year.

3. The Permittee shall display the validated registration form and identification number in a prominent place at each facility location.  
[Rule 62-710.500(4), F.A.C.]

4. Pursuant to 40 CFR 279.56 and Rule 62-710.510(1) the Permittee must comply with the following tracking requirements: (The Permittee shall maintain records on DEP Form 62-701.900(13) or on substantially equivalent forms which contain at least the same information as the Department form. These records may take the form of a log, invoice, manifest, bill of lading or other shipping documents which include all of the following information.)

(a) Acceptance. The Permittee must keep a record of each used oil shipment accepted for processing. Records for each shipment must include the following information:

- (1) The name and address of the transporter who delivered the used oil to the Permittee;
- (2) The source of the used oil, including the name and street address of each source, the EPA identification number of the source, if applicable;
- (3) The EPA identification number of the transporter who delivered the used oil to the Permittee;
- (4) The EPA identification number (if applicable) of the generator or processor from whom the used oil was sent;
- (5) The total number of gallons of used oil received from each source, including any oily wastes which may be an integral part of the used oil shipment. This includes the type of used oil received, using the type code designation found in the form instructions; and
- (6) The date of receipt/acceptance.

**DRAFT**

**SPECIFIC CONDITIONS: (Continued)**

- (b) Delivery. The Permittee must keep a record of each shipment of used oil that is shipped to a used oil burner, processor/re-refiner, or disposal facility. Records for each shipment must include the following information:
    - (1) The name and address of the transporter who delivers the used oil to the burner, processor/re-refiner or disposal facility;
    - (2) The name and address of the burner, processor/re-refiner or disposal facility who will receive the used oil along with the end use code designation found in the form instructions;
    - (3) The EPA identification number of the transporter who delivers the used oil to the burner, processor/re-refiner or disposal facility;
    - (4) The EPA identification number of the burner, processor/re-refiner, or disposal facility who will receive the used oil;
    - (5) The quantity of used oil shipped; and
    - (6) The date of shipment.
  - (c) Record retention. All records required by this permit, including the records described in paragraphs (a) and (b) of this section, must be maintained for at least three years. The records shall be kept at the street address of the Permittee and shall be available for inspection by the Department during normal business hours.
- 5. The Permittee shall maintain documentation of any shipment of used oil which is refused due to suspected mixing with hazardous waste. The Permittee shall notify the Department's Southeast District Office, Hazardous Waste Section Supervisor, at (561)681-6600.
  - 6. Pursuant to 40 CFR 279.57 the Permittee must keep a written operating record at the Facility. This includes the following information, which must be recorded as it becomes available and maintained in the operating record until closure of the Facility:
    - (a) Records and results of used oil analyses performed as described in the analysis plan required under 40 CFR 279.55; and
    - (b) Summary reports and details of all incidents that require implementation of the contingency plan as specified in 40 CFR 279.52(b).
  - 7. No later than March 1 of each year, the Permittee shall submit an annual report for the preceding calendar year to the Department on DEP Form 62-701.900(14). The report shall summarize the records kept pursuant to 40 CFR 279.57(b) and Rule 62-710, F.A.C. and shall also include:
    - (a) The EPA identification number, name, and address of the Permittee;
    - (b) The calendar year covered by the report; and
    - (c) The quantities of used oil accepted for processing and the manner in which the used oil is processed, including the specific processes employed.
  - 8. The Permittee shall operate, modify, or close the Facility only pursuant to this permit issued by the Department in accordance with Rule 62-710, F.A.C.

**DRAFT**

**SPECIFIC CONDITIONS: (Continued)**

9. Aboveground storage and process tanks, having a capacity greater than 550 gallons, and all integral piping shall comply with the performance standards of Rule 62-762.500, F.A.C., for new tanks, Rule 62-762.510, F.A.C., for existing shop-fabricated tanks, or Rule 62-762.520, F.A.C., for existing field erected tanks. The required assessment for structural integrity and tightness for process and storage tank integral piping shall be completed by December 31, 1997. Repairs to aboveground storage and process tanks shall meet the criteria of Rule 62-762.700, F.A.C.
10. The inspection records and release detection monitoring required in Rule 62-762.600, F.A.C., for aboveground storage and process tanks and integral piping shall be maintained in the Permittee's operating record.
11. Before closing or making any substantial modification to the Facility, the Permittee shall submit to the Department the Used Oil Processing Facility Permit Modification Request, pursuant to Rules 62-4.080 and 62-710.800(6), F.A.C. The engineering aspects of the request must be certified by a Professional Engineer.
  - (a) Pursuant to Rules 62-4.050(6,7) and 62-710.800(6)(a), F.A.C., a substantial modification means a modification which is reasonably expected to lead to substantially different environmental impacts which require a detailed review. For purposes of this subsection, an increase in storage capacity of the Facility by 25% or 25,000 gallons, whichever is less, is considered a substantial modification.
  - (b) Pursuant to Rules 62-4.050(4)(r) and 62-710.800(6)(b), F.A.C., a minor modification means a modification that does not require substantial technical evaluation by the Department, does not require a new site inspection by the Department, and will not lead to substantially different environmental impacts or will lessen the impacts of the original permit. For purposes of this subsection, replacement of existing tanks with new tanks is considered a minor modification.
  - (c) Pursuant to Rule 62-710.800(6)(c), F.A.C., changes at the Facility which involve routine maintenance, such as repair of equipment, replacement of equipment with similar equipment, aesthetic changes, or minor operational changes are not considered modifications, do not have to be reported to the Department, and require no permit fee. The Permittee should contact the Department if there are questions as to whether a change would be considered routine maintenance.
12. Notwithstanding the provisions of Rule 62-4.050, F.A.C., the fee for a used oil processor permit application is \$2,000. The fee for a substantial modification to the permit or permit renewal application is \$500. No permit fee is required for minor modifications. Applications for renewal of permits shall be submitted to the Department at least 60 days prior to the expiration date of the existing permit in accordance with Rule 62-4.090, F.A.C.

**DRAFT**

**SPECIFIC CONDITIONS: (Continued)**

**13. The closure plan:**

- (a) The Permittee shall maintain an adequate written closure plan and it must demonstrate how the Facility will be closed to meet the following requirements:
  - (1) There will be no need for further facility maintenance;
  - (2) Used oil will not contaminate surface or ground water;
  - (3) All tanks, piping, secondary containment and ancillary equipment will be emptied, cleaned and decontaminated, and all materials removed and managed; and
  - (4) Aboveground tanks. Aboveground storage and process tanks and all integral piping will be closed pursuant to Rule 62-762, F.A.C. and 40 CFR 279.54(h). Permittees who store or process used oil in aboveground tanks must comply with the following requirements:
    - (i) At closure of a tank system, the Permittee must remove or decontaminate used oil residues in tanks, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste as defined in 40 CFR 261 or determined, pursuant to 40 CFR 262.11.
    - (ii) If the Permittee demonstrates that not all contaminated soils can be practicably removed or decontaminated as required, then the Permittee must close the tank system and perform post-closure care in accordance with the closure and post-closure care requirements that apply to hazardous waste landfills as defined in 40 CFR 265.310.
  - (5) Containers. Pursuant to closure requirements of 40 CFR 279.54(h), Permittees who store used oil in containers must comply with the following requirements:
    - (i) At closure, containers holding used oils or residues of used oil must be removed from the site;
    - (ii) The Permittee must remove or decontaminate used oil residues, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste as defined in 40 CFR 261 or determined, pursuant to 40 CFR 262.11.
- (b) The closure plan shall be updated whenever significant operational changes occur or design changes are made.
- (c) The closure plan shall be maintained with records required under Rule 62-710.510, F.A.C.
- (d) The Permittee shall submit an updated and detailed closure plan to the Department at least 60 days prior to the scheduled date of closing the Facility.
- (e) Within 30 days after closing the Facility, the Permittee shall submit a certification of closure completion to the Department which demonstrates that the Facility was closed in substantial compliance with the detailed closure plan.

**DRAFT**

**SPECIFIC CONDITIONS: (Continued)**

14. The Permittee must comply with General Facility Standards pursuant to 40 CFR 279.52 and Rule 62-710.800(1) as follows:

(a) Preparedness and prevention. The Permittee must comply with the following requirements:

- (1) Maintenance and operation of Facility. The Facility must be maintained and operated to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water which could threaten human health or the environment.
- (2) Required equipment. The Facility must be equipped with the following:
  - (i) An internal communications or alarm system capable of providing immediate emergency instruction (voice or signal) to Facility personnel;
  - (ii) A device, such as a telephone (immediately available at the scene of operations) or a hand-held two-way radio, capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams;
  - (iii) Portable fire extinguishers, fire control equipment (including special extinguishing equipment, such as that using foam, inert gas, or dry chemicals), spill control equipment and decontamination equipment; and
  - (iv) Water at adequate volume and pressure to supply water hose streams, or foam producing equipment, or automatic sprinklers, or water spray systems.
- (3) Testing and maintenance of equipment. All Facility communications or alarm systems, fire protection equipment, spill control equipment, and decontamination equipment, where required, must be tested and maintained as necessary to assure its proper operation in time of emergency.
- (4) Access to communications or alarm system.
  - (i) Whenever used oil is being poured, mixed, spread, or otherwise handled, all personnel involved in the operation must have immediate access to an internal alarm or emergency communication device, either directly or through visual or voice contact with another employee.
  - (ii) If there is ever just one employee on the premises while the Facility is operating, the employee must have immediate access to a device, such as a telephone (immediately available at the scene of operation) or a hand-held two-way radio, capable of summoning external emergency assistance.
- (5) Required aisle space. The Permittee must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of Facility operation in an emergency.
- (6) Arrangements with local authorities.
  - (i) The Permittee must maintain the following arrangements:
    - (A) Arrangements to familiarize police, fire departments, and emergency response teams with the layout of the Facility, properties of used oil handled at the Facility and associated hazards, places where Facility personnel would normally be working, entrances to roads inside the Facility, and possible evacuation routes;

**DRAFT**

**SPECIFIC CONDITIONS: (Continued)**

- (B) Where more than one police and fire department might respond to an emergency, agreements designating primary emergency authority to a specific police and a specific fire department, and agreements with any others to provide support to the primary emergency authority;
    - (C) Agreements with State emergency response teams, emergency response contractors, and equipment suppliers; and
    - (D) Arrangements to familiarize local hospitals with the properties of used oil handled at the Facility and the types of injuries or illnesses which could result from fires, explosions, or releases at the Facility.
  - (ii) Where State or local authorities decline to enter into such arrangements, the Permittee must document the refusal in the operating record.
- (b) Contingency plan and emergency procedures. The Permittee must comply with the following requirements:
- (1) Purpose and implementation of contingency plan.
    - (i) The Permittee must have a contingency plan for the Facility. The contingency plan must be designed to minimize hazards to human health or the environment from fires, explosions, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water.
    - (ii) The provisions of the plan must be carried out immediately whenever there is a fire, explosion, or release of used oil which could threaten human health or the environment.
  - (2) Content of contingency plan.
    - (i) The contingency plan must describe the actions Facility personnel must take to comply with paragraphs (b) (1) and (6) of this section in response to fires, explosions, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water at the Facility.
    - (ii) The Permittee may amend a Spill Prevention, Control, and Countermeasures (SPCC) Plan to comply with the requirements of this part.
    - (iii) The plan must describe arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services, pursuant to paragraph (a) (6) of this section.
    - (iv) The plan must list names, addresses, and phone numbers (office and home) of all persons qualified to act as emergency coordinator (see paragraph (b) (5) of this section), and this list must be kept up to date. Where more than one person is listed, one must be named as primary emergency coordinator and others must be listed in the order in which they will assume responsibility as alternates.
    - (v) The plan must include a list of all emergency equipment at the Facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems (internal and external), and decontamination equipment), where this equipment is required. This list must be kept up to date. In addition, the plan must include the location and a physical description of each item on the list, and a brief outline of its capabilities.

**DRAFT**

**SPECIFIC CONDITIONS: (Continued)**

- (vi) The plan must include an evacuation plan for Facility personnel where there is a possibility that evacuation could be necessary. This plan must describe signal(s) to be used to begin evacuation, evacuation routes, and alternate evacuation routes (in cases where the primary routes could be blocked by releases of used oil or fires).
- (3) Copies of contingency plan. A copy of the contingency plan and all revisions to the plan must be:
  - (i) Maintained at the Facility; and
  - (ii) Submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services.
- (4) Amendment of contingency plan. The contingency plan must be reviewed, and immediately amended, if necessary, whenever:
  - (i) Applicable regulations are revised;
  - (ii) The plan fails in an emergency;
  - (iii) The Facility changes in its design, construction, operation, maintenance, or other circumstances in a way that materially increases the potential for fires, explosions, or releases of used oil, or changes the response necessary in an emergency;
  - (iv) The list of emergency coordinators changes; or
  - (v) The list of emergency equipment changes.
- (5) Emergency coordinator. At all times, there must be at least one employee either on the Facility premises or on call (i.e., available to respond to an emergency by reaching the Facility within a short period of time) with the responsibility for coordinating all emergency response measures. This emergency coordinator must be thoroughly familiar with all aspects of the Facility's contingency plan, all operations and activities at the Facility, the location and characteristic of used oil handled, the location of all records within the Facility, and Facility layout. In addition, this person must have the authority to commit the resources needed to carry out the contingency plan.
- (6) Emergency procedures.
  - (i) Whenever there is an imminent or actual emergency situation, the emergency coordinator (or the designee when the emergency coordinator is on call) must immediately:
    - (A) Activate internal Facility alarms or communication systems, where applicable, to notify all Facility personnel; and
    - (B) Notify appropriate State or local agencies with designated response roles if their help is needed.
  - (ii) Whenever there is a release, fire, or explosion, the emergency coordinator must immediately identify the character, exact source, amount, and a real extent of any released materials. He may do this by observation or review of Facility records of manifests and, if necessary, by chemical analyses.
  - (iii) Concurrently, the emergency coordinator must assess possible hazards to human health or the environment that may result from the release, fire, or explosion. This assessment must consider both direct and indirect effects of the release, fire, or explosion (e.g., the effects of any toxic, irritating, or asphyxiating gases that are generated, or the effects of any hazardous surface water run-offs from water of chemical agents used to control fire and heat-induced explosions).



# DRAFT

## SPECIFIC CONDITIONS: (Continued)

- (iv) If the emergency coordinator determines that the Facility has had a release, fire, or explosion which could threaten human health, or the environment, outside the Facility, he must report his findings as follows:
  - (A) If his assessment indicated that evacuation of local areas may be advisable, he must immediately notify appropriate local authorities. He must be available to help appropriate officials decide whether local areas should be evacuated; and
  - (B) He must immediately notify the Department's State Warning Point at 850/413-9911 and the National Response Center (using their 24-hour toll free number 800/424-8802). The report must include:
    - (1) Name and telephone number of reporter;
    - (2) Name and address of Facility;
    - (3) Time and type of incident (e.g., release, fire);
    - (4) Name and quantity of material(s) involved, to the extent known;
    - (5) The extent of injuries, if any; and
    - (6) The possible hazards to human health, or the environment, outside the Facility.
- (v) During an emergency, the emergency coordinator must take all reasonable measures necessary to ensure that fires, explosions, and releases do not occur, recur, or spread to other used oil or hazardous waste at the Facility. These measures must include, where applicable, stopping processes and operation, collecting and containing released used oil, and removing or isolating containers.
- (vi) If the Facility stops operation in response to a fire, explosion, or release, the emergency coordinator must monitor for leaks, pressure buildup, gas generation, or ruptures in valves, pipes, or other equipment, wherever this is appropriate.
- (vii) Immediately after an emergency, the emergency coordinator must provide for recycling, storing, or disposing of recovered used oil, contaminated soil or surface water, or any other material that results from a release, fire, or explosion at the Facility.
- (viii) The emergency coordinator must ensure that, in the affected area(s) of the Facility:
  - (A) No waste or used oil that may be incompatible with the released material is recycled, treated, stored, or disposed of until cleanup procedures are completed; and
  - (B) All emergency equipment listed in the contingency plan is cleaned and fit for its intended use before operations are resumed.
  - (C) The Permittee must notify the Department that the Facility is in compliance with paragraphs (b) (6) (viii) (A) and (B) of this section before operations are resumed in the affected area(s) of the Facility.

## DRAFT

### SPECIFIC CONDITIONS: (Continued)

- (ix) The Permittee must note in the operating record the time, date and details of any incident that requires implementing the contingency plan. Within 15 days after the incident, he must submit a written report on the incident to the Department. The report must include:
  - (A) Name, address, and telephone number of the Permittee;
  - (B) Name, address, and telephone number of the Facility;
  - (C) Date, time, and type of incident (e.g., fire, explosion);
  - (D) Name and quantity of material(s) involved;
  - (E) The extent of injuries, if any;
  - (F) An assessment of actual or potential hazards to human health or the environment, where this is applicable;
  - (G) Estimated quantity and disposition of recovered material that resulted from the incident.
- 15. The Permittee must comply with the following requirements, pursuant to 40 CFR 279.53, regarding the rebuttable presumption for used oil.
  - (a) To ensure that used oil managed by the Permittee is not hazardous waste under the rebuttable presumption of 40 CFR 279.10(b)(1)(ii), the Permittee must determine whether the total halogen content of used oil managed at the Facility is above or below 1,000 ppm.
  - (b) The Permittee must make this determination by:
    - (1) Testing the used oil; or
    - (2) Applying knowledge of the halogen content of the used oil in light of the materials or processes used.
  - (c) If the used oil contains greater than or equal to 1,000 ppm total halogens, it is presumed to be a hazardous waste because it has been mixed with halogenated hazardous waste listed in 40 CFR 261, Subpart D. The Permittee may rebut the presumption by demonstrating that the used oil does not contain hazardous waste or show it to be exempt as allowed in 40 CFR 279.53(c)(1,2).
- 16. The Permittee must comply with the used oil management standards, pursuant to 40 CFR 279.54, and all applicable Spill Prevention, Control and Countermeasures, pursuant to 40 CFR 112, in addition to the following.
  - (a) Management units. The Permittee may not store used oil in units other than tanks, containers, or units subject to regulation under 40 CFR 264 or 265.
  - (b) Condition of units. Containers and aboveground tanks used to store or process used oil at the Facility must be:
    - (1) In good condition (no severe rusting, apparent structural defects or deterioration); and
    - (2) Not leaking (no visible leaks).
  - (c) Secondary containment for containers and aboveground tanks. Containers and aboveground tanks used to store or process used oil at the Facility must be equipped with a secondary containment system.
    - (1) The secondary containment system must consist of, at a minimum:
      - (i) Dikes, berms or retaining walls; and
      - (ii) A floor. The floor must cover the entire area within the dike, berm, or retaining wall; or
      - (iii) An equivalent secondary containment system.

**DRAFT**

**SPECIFIC CONDITIONS:** (Continued)

- (2) The entire containment system, including walls and floor, must be sufficiently impervious to used oil to prevent any used oil released into the containment system from migrating out of the system to the soil, groundwater, or surface water.
  - (d) Labels. Containers and aboveground tanks used to store or process used oil at the Facility must be labeled or marked clearly with the words "Used Oil."
  - (e) Response to releases. Upon detection of a release of used oil to the environment the Facility must perform the following cleanup steps:
    - (1) Stop the release;
    - (2) Contain the released used oil;
    - (3) Clean up and manage properly the released used oil and other materials; and
    - (4) If necessary, repair or replace any leaking used oil storage containers or tanks prior to returning them to service.
17. Pursuant to 40 CFR 279.55, the Permittee must maintain a written analysis plan and follow the procedures it contains to comply with the analysis requirements of 40 CFR 279.53 and, if applicable, 40 CFR 279.72. The Permittee must keep the plan at the Facility.
- (a) Rebuttable presumption for used oil in 40 CFR 279.53. At a minimum, the plan must specify the following:
    - (1) Whether sample analyses or knowledge of the halogen content of the used oil will be used to make this determination.
    - (2) If sample analyses are used to make this determination:
      - (i) The sampling method used to obtain representative samples to be analyzed.
      - (ii) The frequency of sampling to be performed, and whether the analysis will be performed on-site or off-site; and
      - (iii) The methods used to analyze used oil for the parameters specified in 40 CFR 279.53; and
    - (3) The type of information that will be used to determine the halogen content of the used oil.
  - (b) On-specification used oil fuel in 40 CFR 279.72. At a minimum, the plan must specify the following if 40 CFR 279.72 is applicable:
    - (1) Whether sample analyses or other information will be used to make this determination;
    - (2) If sample analyses are used to make this determination:
      - (i) The sampling method used to obtain representative samples to be analyzed. A representative sample may be obtained using either:
        - (A) One of the sampling methods in 40 CFR 261, Appendix I; or
        - (B) A method shown to be equivalent under 40 CFR 260.20 and 260.21;
      - (ii) Whether used oil will be sampled and analyzed prior to or after any processing;
      - (iii) The frequency of sampling to be performed, and whether the analysis will be performed on-site or off-site; and
      - (iv) The methods used to analyze used oil for the parameters specified in 40 CFR 279.72 and 40 CFR 279.11; and
    - (3) The type of information that will be used to make the on-specification used oil fuel determination.
18. Pursuant to 40 CFR 279.58, the Permittee may only initiate shipments of used oil off-site using a used oil transporter who has obtained an EPA identification number.

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064  
Page 15 of 15

Permit/Cert Number: H006-307677  
Project: Used Oil Processing  
Facility

**SPECIFIC CONDITIONS:** (Continued)

19. Pursuant to 40 CFR 279.59, the Permittee must manage the residues generated from the storage and processing of used oil as specified in 40 CFR 279.10(e).

**DRAFT**

Issued this \_\_\_\_\_ day of \_\_\_\_\_, 1997

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

\_\_\_\_\_  
Carlos Rivero-deAguilar  
Director of District Management  
Southeast District

RCRA/VK/JJ/vp

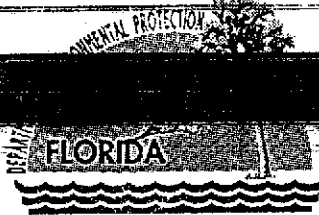
**DRAFT**

## ABOVEGROUND STORAGE TANK INFORMATION

### POMPANO FACILITY

TANK #	VOLUME (GALLONS)	MATERIAL STORED IN TANK	INSTALLATION DATE
1	25,000	Process Water	6/1/93
2	25,000	Process Water	6/1/93
3	25,000	Oily Water	6/1/93
4	10,000	Oily Water	6/1/93
5	10,000	Oily Water	6/1/93
6	10,000	PCW Initial	6/1/93
7	10,000	PCW/Treatment	6/1/93
8	10,000	Oily Water	6/1/93
9	10,000	Oily Water	6/1/93
10	10,000	Used Oil	6/1/93
11	10,000	Used Oil	6/1/93
12	10,000	Used Oil	6/1/93
13	10,000	Used Oil	6/1/93
14	10,000	Used Oil	6/1/93
15	10,000	Used Oil	6/1/93
16	25,000	Spec Fuel	6/1/93
17	25,000	Spec Fuel	6/1/93
18	25,000	Spec Fuel	6/1/93
19	12,000	Used Oil	6/1/93
20	15,000	Water To Be Treated	6/1/93
21	15,000	Diesel	1/1/94
22	3,000	PCW/Recovery	5/1/94
23	1,500	Off-Road Diesel Fuel	9/1/96

**NOTE:** Process Water tanks are not registered with FDEP.



Jeb Bush  
Governor

Department of  
Environmental Protection

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

David B. Struhs  
Secretary

PERMIT DATA FORM

PROJECT SOURCE NAME Magnum Environmental Services

Type Code H0 Subcode S6 Check If: GP Exempt

Correct Fee 500.<sup>00</sup>  
Amount Received 500.00  
Amount Refund

Permit Processor's Initial JA Data Entry Operator's Initial BJ

Comments 51348-003-H0-SE

2234

ORIGINAL DOCUMENT IS PRINTED ON CHEMICAL REACTIVE PAPER & HAS A MICROPRINTED BORDER

CHECK NO.	CHECK DATE	VENDOR NO.
42591	06-22-00	

COMMERCE BANK  
NATIONAL ASSOCIATION  
POMPANO BEACH, FL



MAGNUM  
ENVIRONMENTAL SERVICES, INC.  
1280 N.E. 48TH STREET  
POMPANO BEACH, FL 33064  
An EarthCare Company

CHECK NO. 42591

63-1050/670

CHECK AMOUNT

\$500.00

322723

\*\*\*\*\*FIVE HUNDRED AND 00/00-----DOLLARS-----

PAY  
TO THE  
ORDER OF  
FLORIDA DEPT OF ENVIRONMENTAL PROTECTION

THE REVERSE SIDE OF THIS DOCUMENT INCLUDES AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

perMits | Events | Payment | Site | party | Reports | Help | eXit

----- Permitting Application -----

----- SITE Permit -----

Site Name: MAGNUM ENVIRONMENTAL SERVICES, INC.(POMPANO Site #: 0051348

County: BROWARD

Comments: N RPAs: N # Cases: 0

----- Project -----

Permit #: - - Project #:003 Received:19-JUL-2000 CRA#:

Permit Office: SED (DISTRICT) Agency Action: Pending

Project Name: MAGNUM: POMPANO-EXPANSION Desc: Significant Mod

Type/Sub/Des: HO /S6 USED OIL PROCESSING FACILITY SUBST COE #:

Logged: 19-JUL-2000 Issued:

Expires:

OGC:

Fee: 500.00 Fee Recd:

Dele:

Override: NONE

----- Related Party -----

Role: APPLICANT

Begin: 19-JUL-2000 End:

Name: WILLIAMS, DENNIS

Company: MAGNUM-POMPANO

Addr: 1280 NE 48TH STREET

City: POMPANO BEACH

State: FL Zip: 33064-

Country: U.S.A.

Phone: 954-785-2320

Fax:

----- Processors -----

Processor: AYERS\_J

Y Active: 19-JUL-2000 Inactive:

Permit Related Menu Choices

Count: \*0

v

<Replace>

Events Scheduled

90 of 90

Site #: 0051348 Name: MAGNUM ENVIRONMENTAL SERVICES, INC.(POMPANO  
Permit #: Type/Subtype: HO /S6 Received: 19-JUL-2000  
Project #: 003 Name: MAGNUM: POMPANO-EXPANSION

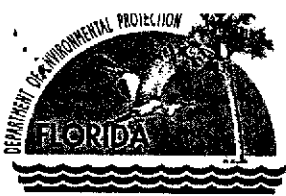
## &gt; Completeness Review: Pending

Event	Begin Date	Prd	Due Date	Rmn	Status	End Date
Receive Request	19-JUL-2000	1	20-JUL-2000		Done	19-JUL-2000
Fee Verification	19-JUL-2000	2	21-JUL-2000		Sufficient	19-JUL-2000
Completeness Review	19-JUL-2000	30	18-AUG-2000	30	Pending	

Count: \*2

&lt;List&gt;&lt;Replace&gt;





# Department of Environmental Protection

Lawton Chiles  
Governor

OCT 20 1997

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416  
NOTICE OF PERMIT

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064  
Attn: Mr. Osiris Ramos  
Executive Vice President

DEP File No. HO06-307677  
Broward County

Dear Mr. Osiris Ramos:


Enclosed is Permit Number HO06-307677 to **Operate** a used oil processing facility previously operated under State Permit Number SO06-231732.

Any party to this Order (permit) has the right to seek judicial review of the permit pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this Notice is filed with the Clerk of the Department.

If you have any questions, please contact John Jones of this office, telephone number (561) 681-6674.

Executed in West Palm Beach, Florida on this 16 day of OCTOBER, 1997.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

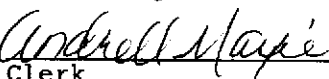
  
Carlos Rivero-deAguilar  
Director of District Management  
Southeast District

VN  
CRA/VK/JJ/vp

## CERTIFICATE OF SERVICE

This is to certify that this **NOTICE OF PERMIT** and all copies were mailed before the close of business on OCT 20 1997 to the listed persons.

**FILING AND ACKNOWLEDGMENT:** FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

  
Clerk

OCT 20 1997  
Date

Copies furnished to:

File, West Palm Beach  
Lorraine Verano, Broward County DNRP  
Rick Neves, FDEP-Tallahassee

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

Printed on recycled paper.



# Department of Environmental Protection

Lawton Chiles  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

**PERMITTEE:**

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064

Attn.: Osiris Ramos  
Executive Vice President

I.D. Number: FLD 984 262 410  
Permit/Cert Number: HQ06-307677  
Date of Issue: **OCT 20 1997**  
Expiration Date: **OCT. 20, 2002**  
County: Broward  
Lat/Long: 26°17'21" N/80°06'23" W  
Section/Township/Range: 13/48S/42E  
Project: Used Oil Processing  
Facility

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rule(s) 62-4 and 62-710. The above named Permittee is hereby authorized to perform the work or operate the Facility shown on the application and approved drawing(s), plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

TO OPERATE: A Used Oil Processing Facility, consisting of container storage areas, an aboveground tank storage area, an oil filter processing system, a wastewater pre-treatment system, and a load/unload area. (Hereinafter referred to as "Facility")

The Facility has 23 above-ground storage tanks which may be used to store or process used oil, petroleum contact water, antifreeze, or water as described in "Aboveground Storage Tank Information" page 4 of Attachment 1 of the permit application. All tanks are inside secondary containment. The Facility also has a hazardous drum staging area and a non-hazardous drum storage area. The Facility maintains a wastewater pretreatment system. The Facility is surrounded by a wall and a gate for controlled access.

The Facility handles used oil, oily wastewater, oil filters, petroleum contact water, antifreeze, industrial wastewater, petroleum contaminated soils and sludges, and virgin fuel. Operation of the Facility will be in accordance with the permit application.

The Permittee also maintains a hazardous waste transfer facility at the site in accordance with Rule 62-730.171, F.A.C.

This permit replaces Permit No. SO06-231732.

IN ACCORDANCE WITH: Used Oil Processing Facility Permit Application and Instructions Final Draft (9/30/96) received June 13, 1997.

LOCATED AT: Magnum Environmental Services, Inc., 1280 NE 48th Street, Pompano Beach, Broward County, Florida 33064 (Referred to as "Facility")

SUBJECT TO: General Conditions (1-15) and Specific Conditions (1-19).

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

Printed on recycled paper.

**GENERAL CONDITIONS:**

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions" and as such are binding upon the permittee and enforceable pursuant to the authority of Sections 403.141, 403.727, or 403.859 through 403.861, F.S. The permittee is hereby placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of the "Permit Conditions" by the permittee, its agents, employees, servants or representatives.
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 Subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Nor 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 does not constitute 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 the 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, plant or aquatic life or property and penalties therefor caused by the construction or operation of this permitted source, 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 at all times properly operate and maintain the Facility and systems of treatment and control (and related appurtenances) that are installed or used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of:
  - (a) Having access to and copying any records that must be kept under the conditions of the permit;
  - (b) Inspecting the Facility, equipment, practices, or operations regulated or required under this permit; and
  - (c) Sampling or monitoring any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.Reasonable time may depend on the nature of the concern being investigated.

**GENERAL CONDITIONS (Continued):**

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in the permit, the permittee shall immediately notify and provide the Department with the following information:
  - (a) a description of and cause of non-compliance; and
  - (b) the period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance. 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 revocation of this permit.
9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the Department, may be used by the Department as evidence in any enforcement case arising under the Florida Statutes or Department rules, except where such use is proscribed by Sections 403.73 and 403.111, F.S.
10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance, provided however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit is transferable only upon Department approval in accordance with Rules 62-4.120 and 62-730.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.
12. This permit is required to be kept at the work site of the permitted activity during the entire period of construction or operation.
13. This permit also constitutes:
  - ( ) Determination of Best Available Control Technology (BACT)
  - ( ) Determination of Prevention of Significant Deterioration (PSD)
  - ( ) Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500)
  - ( ) Compliance with New Source Performance Standards

**GENERAL CONDITIONS (Continued):**

14. The permittee shall comply with the following monitoring and record keeping requirements:

- (a) Upon request, the permittee shall furnish all records and plans required under Department rules. The retention period for all records will be extended automatically, unless otherwise stipulated by the Department, during the course of any unresolved enforcement action.
- (b) The permittee shall retain at the Facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation), copies of all reports required by this permit, and records of all data used to complete the application for this permit. The time period of retention shall be at least three years from the date of the sample, measurement, report or application unless otherwise specified by Department rule.
- (c) Records of monitoring information shall include:
  - the date, exact place, and time of sampling or measurements;
  - the person responsible for performing the sampling or measurements
  - the date(s) analyses were performed;
  - the person responsible for performing the analyses;
  - analytical techniques or methods used; and
  - results of such analyses.

15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware that relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be submitted or corrected promptly.

**SPECIFIC CONDITIONS:**

**PART I - STANDARD REQUIREMENTS:**

1. Submittals in response to these conditions shall be submitted as follows:

- (a) Two (2) copies shall be submitted to:

Hazardous Waste Program Manager  
Department of Environmental Protection  
Southeast District  
400 North Congress Avenue  
P.O. Box 15425  
West Palm Beach, Florida 33416-5425

- (b) One (1) copy shall be submitted to:

Environmental Administrator  
Hazardous Waste Management Section  
Bureau of Solid and Hazardous Waste  
Department of Environmental Protection  
2600 Blair Stone Road, MS 4555  
Tallahassee, Florida 32399-2400

2. The Permittee shall annually register its used oil handling activities with the Department on DEP Form 62-701.900(13) by March 1 of each year.
3. The Permittee shall display the validated registration form and identification number in a prominent place at each facility location. [Rule 62-710.500(4), F.A.C.]
4. Pursuant to 40 CFR 279.56 and Rule 62-710.510(1) the Permittee must comply with the following tracking requirements: (The Permittee shall maintain records on DEP Form 62-701.900(13) or on substantially equivalent forms which contain at least the same information as the Department form. These records may take the form of a log, invoice, manifest, bill of lading or other shipping documents which include all of the following information.)
- (a) Acceptance. The Permittee must keep a record of each used oil shipment accepted for processing. Records for each shipment must include the following information:
- (1) The name and address of the transporter who delivered the used oil to the Permittee;
  - (2) The source of the used oil, including the name and street address of each source, the EPA identification number of the source, if applicable;
  - (3) The EPA identification number of the transporter who delivered the used oil to the Permittee;
  - (4) The EPA identification number (if applicable) of the generator or processor from whom the used oil was sent;
  - (5) The total number of gallons of used oil received from each source, including any oily wastes which may be an integral part of the used oil shipment. This includes the type of used oil received, using the type code designation found in the form instructions; and
  - (6) The date of receipt/acceptance.

**SPECIFIC CONDITIONS: (Continued)**

- (b) Delivery. The Permittee must keep a record of each shipment of used oil that is shipped to a used oil burner, processor/re-refiner, or disposal facility. Records for each shipment must include the following information:
    - (1) The name and address of the transporter who delivers the used oil to the burner, processor/re-refiner or disposal facility;
    - (2) The name and address of the burner, processor/re-refiner or disposal facility who will receive the used oil along with the end use code designation found in the form instructions;
    - (3) The EPA identification number of the transporter who delivers the used oil to the burner, processor/re-refiner or disposal facility;
    - (4) The EPA identification number of the burner, processor/re-refiner, or disposal facility who will receive the used oil;
    - (5) The quantity of used oil shipped; and
    - (6) The date of shipment.
  - (c) Record retention. All records required by this permit, including the records described in paragraphs (a) and (b) of this section, must be maintained for at least three years. The records shall be kept at the street address of the Permittee and shall be available for inspection by the Department during normal business hours.
- 5. The Permittee shall maintain documentation of any shipment of used oil which is refused due to suspected mixing with hazardous waste. The Permittee shall notify the Department's Southeast District Office, Hazardous Waste Section Supervisor, at (561)681-6600.
  - 6. Pursuant to 40 CFR 279.57 the Permittee must keep a written operating record at the Facility. This includes the following information, which must be recorded as it becomes available and maintained in the operating record until closure of the Facility:
    - (a) Records and results of used oil analyses performed as described in the analysis plan required under 40 CFR 279.55; and
    - (b) Summary reports and details of all incidents that require implementation of the contingency plan as specified in 40 CFR 279.52(b).
  - 7. No later than March 1 of each year, the Permittee shall submit an annual report for the preceding calendar year to the Department on DEP Form 62-701.900(14). The report shall summarize the records kept pursuant to 40 CFR 279.57(b) and Rule 62-710, F.A.C. and shall also include:
    - (a) The EPA identification number, name, and address of the Permittee;
    - (b) The calendar year covered by the report; and
    - (c) The quantities of used oil accepted for processing and the manner in which the used oil is processed, including the specific processes employed.
  - 8. The Permittee shall operate, modify, or close the Facility only pursuant to this permit issued by the Department in accordance with Rule 62-710, F.A.C.

**SPECIFIC CONDITIONS:** (Continued)

9. Aboveground storage and process tanks, having a capacity greater than 550 gallons, and all integral piping shall comply with the performance standards of Rule 62-762.500, F.A.C., for new tanks, Rule 62-762.510, F.A.C., for existing shop-fabricated tanks, or Rule 62-762.520, F.A.C., for existing field erected tanks. The required assessment for structural integrity and tightness for process and storage tank integral piping shall be completed by December 31, 1997. Repairs to aboveground storage and process tanks shall meet the criteria of Rule 62-762.700, F.A.C.
10. The inspection records and release detection monitoring required in Rule 62-762.600, F.A.C., for aboveground storage and process tanks and integral piping shall be maintained in the Permittee's operating record.
11. Before closing or making any substantial modification to the Facility, the Permittee shall submit to the Department the Used Oil Processing Facility Permit Modification Request, pursuant to Rules 62-4.080 and 62-710.800(6), F.A.C. The engineering aspects of the request must be certified by a Professional Engineer.
  - (a) Pursuant to Rules 62-4.050(6,7) and 62-710.800(6)(a), F.A.C., a substantial modification means a modification which is reasonably expected to lead to substantially different environmental impacts which require a detailed review. For purposes of this subsection, an increase in storage capacity of the Facility by 25% or 25,000 gallons, whichever is less, is considered a substantial modification.
  - (b) Pursuant to Rules 62-4.050(4)(r) and 62-710.800(6)(b), F.A.C., a minor modification means a modification that does not require substantial technical evaluation by the Department, does not require a new site inspection by the Department, and will not lead to substantially different environmental impacts or will lessen the impacts of the original permit. For purposes of this subsection, replacement of existing tanks with new tanks is considered a minor modification.
  - (c) Pursuant to Rule 62-710.800(6)(c), F.A.C., changes at the Facility which involve routine maintenance, such as repair of equipment, replacement of equipment with similar equipment, aesthetic changes, or minor operational changes are not considered modifications, do not have to be reported to the Department, and require no permit fee. The Permittee should contact the Department if there are questions as to whether a change would be considered routine maintenance.
12. Notwithstanding the provisions of Rule 62-4.050, F.A.C., the fee for a used oil processor permit application is \$2,000. The fee for a substantial modification to the permit or permit renewal application is \$500. No permit fee is required for minor modifications. Applications for renewal of permits shall be submitted to the Department at least 60 days prior to the expiration date of the existing permit in accordance with Rule 62-4.090, F.A.C.



**SPECIFIC CONDITIONS: (Continued)**

**13. The closure plan:**

- (a) The Permittee shall maintain an adequate written closure plan and it must demonstrate how the Facility will be closed to meet the following requirements:
  - (1) There will be no need for further facility maintenance;
  - (2) Used oil will not contaminate surface or ground water;
  - (3) All tanks, piping, secondary containment and ancillary equipment will be emptied, cleaned and decontaminated, and all materials removed and managed; and
  - (4) Aboveground tanks. Aboveground storage and process tanks and all integral piping will be closed pursuant to Rule 62-762, F.A.C. and 40 CFR 279.54(h). Permittees who store or process used oil in aboveground tanks must comply with the following requirements:
    - (i) At closure of a tank system, the Permittee must remove or decontaminate used oil residues in tanks, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste as defined in 40 CFR 261 or determined, pursuant to 40 CFR 262.11.
    - (ii) If the Permittee demonstrates that not all contaminated soils can be practicably removed or decontaminated as required, then the Permittee must close the tank system and perform post-closure care in accordance with the closure and post-closure care requirements that apply to hazardous waste landfills as defined in 40 CFR 265.310.
  - (5) Containers. Pursuant to closure requirements of 40 CFR 279.54(h), Permittees who store used oil in containers must comply with the following requirements:
    - (i) At closure, containers holding used oils or residues of used oil must be removed from the site;
    - (ii) The Permittee must remove or decontaminate used oil residues, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste as defined in 40 CFR 261 or determined, pursuant to 40 CFR 262.11.
- (b) The closure plan shall be updated whenever significant operational changes occur or design changes are made.
- (c) The closure plan shall be maintained with records required under Rule 62-710.510, F.A.C.
- (d) The Permittee shall submit an updated and detailed closure plan to the Department at least 60 days prior to the scheduled date of closing the Facility.
- (e) Within 30 days after closing the Facility, the Permittee shall submit a certification of closure completion to the Department which demonstrates that the Facility was closed in substantial compliance with the detailed closure plan.

**SPECIFIC CONDITIONS: (Continued)**

14. The Permittee must comply with General Facility Standards pursuant to 40 CFR 279.52 and Rule 62-710.800(1) as follows:

(a) Preparedness and prevention. The Permittee must comply with the following requirements:

(1) Maintenance and operation of Facility. The Facility must be maintained and operated to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water which could threaten human health or the environment.

(2) Required equipment. The Facility must be equipped with the following:

(i) An internal communications or alarm system capable of providing immediate emergency instruction (voice or signal) to Facility personnel;

(ii) A device, such as a telephone (immediately available at the scene of operations) or a hand-held two-way radio, capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams;

(iii) Portable fire extinguishers, fire control equipment (including special extinguishing equipment, such as that using foam, inert gas, or dry chemicals), spill control equipment and decontamination equipment; and

(iv) Water at adequate volume and pressure to supply water hose streams, or foam producing equipment, or automatic sprinklers, or water spray systems.

(3) Testing and maintenance of equipment. All Facility communications or alarm systems, fire protection equipment, spill control equipment, and decontamination equipment, where required, must be tested and maintained as necessary to assure its proper operation in time of emergency.

(4) Access to communications or alarm system.

(i) Whenever used oil is being poured, mixed, spread, or otherwise handled, all personnel involved in the operation must have immediate access to an internal alarm or emergency communication device, either directly or through visual or voice contact with another employee.

(ii) If there is ever just one employee on the premises while the Facility is operating, the employee must have immediate access to a device, such as a telephone (immediately available at the scene of operation) or a hand-held two-way radio, capable of summoning external emergency assistance.

(5) Required aisle space. The Permittee must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of Facility operation in an emergency.

(6) Arrangements with local authorities.

(i) The Permittee must maintain the following arrangements:

(A) Arrangements to familiarize police, fire departments, and emergency response teams with the layout of the Facility, properties of used oil handled at the Facility and associated hazards, places where Facility personnel would normally be working, entrances to roads inside the Facility, and possible evacuation routes;

**SPECIFIC CONDITIONS:** (Continued)

- (B) Where more than one police and fire department might respond to an emergency, agreements designating primary emergency authority to a specific police and a specific fire department, and agreements with any others to provide support to the primary emergency authority;
  - (C) Agreements with State emergency response teams, emergency response contractors, and equipment suppliers; and
  - (D) Arrangements to familiarize local hospitals with the properties of used oil handled at the Facility and the types of injuries or illnesses which could result from fires, explosions, or releases at the Facility.
- (ii) Where State or local authorities decline to enter into such arrangements, the Permittee must document the refusal in the operating record.
- (b) Contingency plan and emergency procedures. The Permittee must comply with the following requirements:
- (1) Purpose and implementation of contingency plan.
    - (i) The Permittee must have a contingency plan for the Facility. The contingency plan must be designed to minimize hazards to human health or the environment from fires, explosions, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water.
    - (ii) The provisions of the plan must be carried out immediately whenever there is a fire, explosion, or release of used oil which could threaten human health or the environment.
  - (2) Content of contingency plan.
    - (i) The contingency plan must describe the actions Facility personnel must take to comply with paragraphs (b) (1) and (6) of this section in response to fires, explosions, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water at the Facility.
    - (ii) The Permittee may amend a Spill Prevention, Control, and Countermeasures (SPCC) Plan to comply with the requirements of this part.
    - (iii) The plan must describe arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services, pursuant to paragraph (a) (6) of this section.
    - (iv) The plan must list names, addresses, and phone numbers (office and home) of all persons qualified to act as emergency coordinator (see paragraph (b) (5) of this section), and this list must be kept up to date. Where more than one person is listed, one must be named as primary emergency coordinator and others must be listed in the order in which they will assume responsibility as alternates.
    - (v) The plan must include a list of all emergency equipment at the Facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems (internal and external), and decontamination equipment), where this equipment is required. This list must be kept up to date. In addition, the plan must include the location and a physical description of each item on the list, and a brief outline of its capabilities.

**SPECIFIC CONDITIONS: (Continued)**

- (vi) The plan must include an evacuation plan for Facility personnel where there is a possibility that evacuation could be necessary. This plan must describe signal(s) to be used to begin evacuation, evacuation routes, and alternate evacuation routes (in cases where the primary routes could be blocked by releases of used oil or fires).
- (3) Copies of contingency plan. A copy of the contingency plan and all revisions to the plan must be:
  - (i) Maintained at the Facility; and
  - (ii) Submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services.
- (4) Amendment of contingency plan. The contingency plan must be reviewed, and immediately amended, if necessary, whenever:
  - (i) Applicable regulations are revised;
  - (ii) The plan fails in an emergency;
  - (iii) The Facility changes in its design, construction, operation, maintenance, or other circumstances in a way that materially increases the potential for fires, explosions, or releases of used oil, or changes the response necessary in an emergency;
  - (iv) The list of emergency coordinators changes; or
  - (v) The list of emergency equipment changes.
- (5) Emergency coordinator. At all times, there must be at least one employee either on the Facility premises or on call (i.e., available to respond to an emergency by reaching the Facility within a short period of time) with the responsibility for coordinating all emergency response measures. This emergency coordinator must be thoroughly familiar with all aspects of the Facility's contingency plan, all operations and activities at the Facility, the location and characteristic of used oil handled, the location of all records within the Facility, and Facility layout. In addition, this person must have the authority to commit the resources needed to carry out the contingency plan.
- (6) Emergency procedures.
  - (i) Whenever there is an imminent or actual emergency situation, the emergency coordinator (or the designee when the emergency coordinator is on call) must immediately:
    - (A) Activate internal Facility alarms or communication systems, where applicable, to notify all Facility personnel; and
    - (B) Notify appropriate State or local agencies with designated response roles if their help is needed.
  - (ii) Whenever there is a release, fire, or explosion, the emergency coordinator must immediately identify the character, exact source, amount, and a real extent of any released materials. He may do this by observation or review of Facility records of manifests and, if necessary, by chemical analyses.
  - (iii) Concurrently, the emergency coordinator must assess possible hazards to human health or the environment that may result from the release, fire, or explosion. This assessment must consider both direct and indirect effects of the release, fire, or explosion (e.g., the effects of any toxic, irritating, or asphyxiating gases that are generated, or the effects of any hazardous surface water run-offs from water of chemical agents used to control fire and heat-induced explosions).

**SPECIFIC CONDITIONS: (Continued)**

- (iv) If the emergency coordinator determines that the Facility has had a release, fire, or explosion which could threaten human health, or the environment, outside the Facility, he must report his findings as follows:
  - (A) If his assessment indicated that evacuation of local areas may be advisable, he must immediately notify appropriate local authorities. He must be available to help appropriate officials decide whether local areas should be evacuated; and
  - (B) He must immediately notify the Department's State Warning Point at 850/413-9911 and the National Response Center (using their 24-hour toll free number 800/424-8802). The report must include:
    - (1) Name and telephone number of reporter;
    - (2) Name and address of Facility;
    - (3) Time and type of incident (e.g., release, fire);
    - (4) Name and quantity of material(s) involved, to the extent known;
    - (5) The extent of injuries, if any; and
    - (6) The possible hazards to human health, or the environment, outside the Facility.
- (v) During an emergency, the emergency coordinator must take all reasonable measures necessary to ensure that fires, explosions, and releases do not occur, recur, or spread to other used oil or hazardous waste at the Facility. These measures must include, where applicable, stopping processes and operation, collecting and containing released used oil, and removing or isolating containers.
- (vi) If the Facility stops operation in response to a fire, explosion, or release, the emergency coordinator must monitor for leaks, pressure buildup, gas generation, or ruptures in valves, pipes, or other equipment, wherever this is appropriate.
- (vii) Immediately after an emergency, the emergency coordinator must provide for recycling, storing, or disposing of recovered used oil, contaminated soil or surface water, or any other material that results from a release, fire, or explosion at the Facility.
- (viii) The emergency coordinator must ensure that, in the affected area(s) of the Facility:
  - (A) No waste or used oil that may be incompatible with the released material is recycled, treated, stored, or disposed of until cleanup procedures are completed; and
  - (B) All emergency equipment listed in the contingency plan is cleaned and fit for its intended use before operations are resumed.
  - (C) The Permittee must notify the Department that the Facility is in compliance with paragraphs (b)(6)(viii)(A) and (B) of this section before operations are resumed in the affected area(s) of the Facility.

**SPECIFIC CONDITIONS: (Continued)**

- (ix) The Permittee must note in the operating record the time, date and details of any incident that requires implementing the contingency plan. Within 15 days after the incident, he must submit a written report on the incident to the Department. The report must include:
  - (A) Name, address, and telephone number of the Permittee;
  - (B) Name, address, and telephone number of the Facility;
  - (C) Date, time, and type of incident (e.g., fire, explosion);
  - (D) Name and quantity of material(s) involved;
  - (E) The extent of injuries, if any;
  - (F) An assessment of actual or potential hazards to human health or the environment, where this is applicable;
  - (G) Estimated quantity and disposition of recovered material that resulted from the incident.
- 15. The Permittee must comply with the following requirements, pursuant to 40 CFR 279.53, regarding the rebuttable presumption for used oil.
  - (a) To ensure that used oil managed by the Permittee is not hazardous waste under the rebuttable presumption of 40 CFR 279.10(b)(1)(ii), the Permittee must determine whether the total halogen content of used oil managed at the Facility is above or below 1,000 ppm.
  - (b) The Permittee must make this determination by:
    - (1) Testing the used oil; or
    - (2) Applying knowledge of the halogen content of the used oil in light of the materials or processes used.
  - (c) If the used oil contains greater than or equal to 1,000 ppm total halogens, it is presumed to be a hazardous waste because it has been mixed with halogenated hazardous waste listed in 40 CFR 261, Subpart D. The Permittee may rebut the presumption by demonstrating that the used oil does not contain hazardous waste or show it to be exempt as allowed in 40 CFR 279.53(c)(1,2).
- 16. The Permittee must comply with the used oil management standards, pursuant to 40 CFR 279.54, and all applicable Spill Prevention, Control and Countermeasures, pursuant to 40 CFR 112, in addition to the following.
  - (a) Management units. The Permittee may not store used oil in units other than tanks, containers, or units subject to regulation under 40 CFR 264 or 265.
  - (b) Condition of units. Containers and aboveground tanks used to store or process used oil at the Facility must be:
    - (1) In good condition (no severe rusting, apparent structural defects or deterioration); and
    - (2) Not leaking (no visible leaks).
  - (c) Secondary containment for containers and aboveground tanks. Containers and aboveground tanks used to store or process used oil at the Facility must be equipped with a secondary containment system.
    - (1) The secondary containment system must consist of, at a minimum:
      - (i) Dikes, berms or retaining walls; and
      - (ii) A floor. The floor must cover the entire area within the dike, berm, or retaining wall; or
      - (iii) An equivalent secondary containment system.

**SPECIFIC CONDITIONS: (Continued)**

- (2) The entire containment system, including walls and floor, must be sufficiently impervious to used oil to prevent any used oil released into the containment system from migrating out of the system to the soil, groundwater, or surface water.
  - (d) Labels. Containers and aboveground tanks used to store or process used oil at the Facility must be labeled or marked clearly with the words "Used Oil."
  - (e) Response to releases. Upon detection of a release of used oil to the environment the Facility must perform the following cleanup steps:
    - (1) Stop the release;
    - (2) Contain the released used oil;
    - (3) Clean up and manage properly the released used oil and other materials; and
    - (4) If necessary, repair or replace any leaking used oil storage containers or tanks prior to returning them to service.
17. Pursuant to 40 CFR 279.55, the Permittee must maintain a written analysis plan and follow the procedures it contains to comply with the analysis requirements of 40 CFR 279.53 and, if applicable, 40 CFR 279.72. The Permittee must keep the plan at the Facility.
- (a) Rebuttable presumption for used oil in 40 CFR 279.53. At a minimum, the plan must specify the following:
    - (1) Whether sample analyses or knowledge of the halogen content of the used oil will be used to make this determination.
    - (2) If sample analyses are used to make this determination:
      - (i) The sampling method used to obtain representative samples to be analyzed.
      - (ii) The frequency of sampling to be performed, and whether the analysis will be performed on-site or off-site; and
      - (iii) The methods used to analyze used oil for the parameters specified in 40 CFR 279.53; and
    - (3) The type of information that will be used to determine the halogen content of the used oil.
  - (b) On-specification used oil fuel in 40 CFR 279.72. At a minimum, the plan must specify the following if 40 CFR 279.72 is applicable:
    - (1) Whether sample analyses or other information will be used to make this determination;
    - (2) If sample analyses are used to make this determination:
      - (i) The sampling method used to obtain representative samples to be analyzed. A representative sample may be obtained using either:
        - (A) One of the sampling methods in 40 CFR 261, Appendix I; or
        - (B) A method shown to be equivalent under 40 CFR 260.20 and 260.21;
      - (ii) Whether used oil will be sampled and analyzed prior to or after any processing;
      - (iii) The frequency of sampling to be performed, and whether the analysis will be performed on-site or off-site; and
      - (iv) The methods used to analyze used oil for the parameters specified in 40 CFR 279.72 and 40 CFR 279.11; and
    - (3) The type of information that will be used to make the on-specification used oil fuel determination.
18. Pursuant to 40 CFR 279.58, the Permittee may only initiate shipments of used oil off-site using a used oil transporter who has obtained an EPA identification number.

Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064  
Page 15 of 15

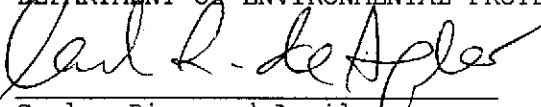
Permit/Cert Number: H006-307677  
Project: Used Oil Processing  
Facility

**SPECIFIC CONDITIONS: (Continued)**

19. Pursuant to 40 CFR 279.59, the Permittee must manage the residues generated from the storage and processing of used oil as specified in 40 CFR 279.10(e).

Issued this 17 day of OCTOBER, 1997

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

  
\_\_\_\_\_  
Carlos Rivero-deAguilar  
Director of District Management  
Southeast District

RCRA/VK/JJ/vp



## ABOVEGROUND STORAGE TANK INFORMATION

### POMPAÑO FACILITY

TANK #	VOLUME (GALLONS)	MATERIAL STORED IN TANK	INSTALLATION DATE
1	25,000	Process Water	6/1/93
2	25,000	Process Water	6/1/93
3	25,000	Oily Water	6/1/93
4	10,000	Oily Water	6/1/93
5	10,000	Oily Water	6/1/93
6	10,000	PCW Initial	6/1/93
7	10,000	PCW/Treatment	6/1/93
8	10,000	Oily Water	6/1/93
9	10,000	Oily Water	6/1/93
10	10,000	Used Oil	6/1/93
11	10,000	Used Oil	6/1/93
12	10,000	Used Oil	6/1/93
13	10,000	Used Oil	6/1/93
14	10,000	Used Oil	6/1/93
15	10,000	Used Oil	6/1/93
16	25,000	Spec Fuel	6/1/93
17	25,000	Spec Fuel	6/1/93
18	25,000	Spec Fuel	6/1/93
19	12,000	Used Oil	6/1/93
20	15,000	Water To Be Treated	6/1/93
21	15,000	Diesel	1/1/94
22	3,000	PCW/Recovery	5/1/94
23	1,500	Off-Road Diesel Fuel	9/1/96

**NOTE:** Process Water tanks are not registered with FDEP.

SOUTHEAST DISTRICT PERMIT PROCESSING WORKSHEET

LOGGING

NAME OF PROJECT MAGNUM ENV. SERVICES - POMPANO  
 PROJECT LOG NO. H006-307677 COUNTY BROWARD  
 DATE APPLICATION RECEIVED 6/13/97 30-DAY (HW 60-DAY) DATE 7/12/97  
 AMOUNT OF FEE PAID \$2,000.00 COPIES OF PLANS \_\_\_\_\_  
 COPIES OF APPLICATION 2 COPIES OF SPECIFICATIONS \_\_\_\_\_  
 COPIES TO: CORPS\_\_\_; LOCAL PROGRAM\_\_\_; TALLAHASSEE\_\_\_; DNR\_\_\_; OTHER\_\_\_

PERMIT REVIEW

PERMIT ASSIGNED TO PELUSO, VINCE AMOUNT OF FEE REQ'D \$ \_\_\_\_\_  
 DISCHARGE TO OR LOCATED IN AQUATIC PRESERVE: Yes\_\_\_ No\_\_\_ N/A ✓  
 PERMIT STATUS AND CHRONOLOGY

DATE	REVIEWER'S INITIALS	COMMENTS
9/12/97	JmJ	

( continue on reverse side )

FIELD INSPECTION BY: \_\_\_\_\_ DATE \_\_\_\_\_; N/A \_\_\_\_\_  
 WATER MANAGEMENT COMMENTS (DATE) \_\_\_\_\_; N/A \_\_\_\_\_  
 LOCAL PROGRAM APPROVAL (DATE) \_\_\_\_\_; N/A \_\_\_\_\_  
 GPSI, APIS, OR PWS UPDATE DRAFTED: Yes \_\_\_\_\_; N/A \_\_\_\_\_  
 PUBLIC NOTICE LETTER ISSUED/PUBLISHED (DATES) \_\_\_\_\_; N/A \_\_\_\_\_  
 APPLICATION COMPLETION DATE \_\_\_\_\_ > DEFAULT DATE \_\_\_\_\_  
 >> D.A.S. 90+ DAYS INACTIVITY AUTHORIZATION: \_\_\_\_\_OK \_\_\_\_\_DENY <<  
 COMMENTS: \_\_\_\_\_

PERMIT, EXEMPTION, DENIAL DRAFTED BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
 INTENT: PROGRAM HEAD \_\_\_\_\_ PROGRAM ADM. \_\_\_\_\_  
 FINAL DRAFT REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
 FINAL DRAFT APPROVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

\*\*\*\*\*

FINAL PROCESSING

DISTRIBUTION BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
 PATS UPDATED BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
 GPSI, APIS OR PWS UPDATED BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
 WORD PROCESSOR: \_\_\_\_\_

AREA: SED

Cash Receiving Application  
Collection Point Log Remittance

CRAF006A

Tot: \$2,000.00

SYS\$REMT: 187523 Type: CP Recvd Date: 13-JUN-1997 Status: RECEIVED  
 SYS\$RCPT: 149762 PNR: Check #: 33682 Amount: 2,000.00  
 SSN/FEI#: Name: MAGNUM ENVIRONMENTAL SERVICES,  
 First: Middle: Title: Suf:  
 Address1: Short Comments:  
 Address2: 1280 NE 48 STREET MAGNUM ENV. SERVICES-POMP  
 City: POMPANO BEACH ST: FL Zip: 33064- Country:

P A Y M E N T (S)

Distr	CL	Object	Payment	Reference#	Applic/	S
		Code/Description.....	Amount.....		Fund	T
SYS\$PAYT	Area..	002234 HAZAR/WASTE-OPE	\$2,000.00	HO06307677	PA PFTF	CO
193365	SED					

COMMIT FREQUENTLY

\$2,000.00 Payment total

Press <TAB> to accept Collection Point or enter F&A.

Count: \*1

<Replace>



Lawton Chiles  
Governor

# Florida Department of Environmental Protection

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

## PERMIT DATA FORM

PROJECT SOURCE NAME Magnum Environmental Services - Pompano  
Type Code HO Subcode 06 Check If: GP Exempt

Correct Fee 2,000<sup>00</sup>  
Amount Received 2,000.00  
Amount Refund

Permit Processor's Initial VP Data Entry Operator's Initial MCH

Comments

HO 06-307677



**MAGNUM  
ENVIRONMENTAL SERVICES, INC.**  
1280 NE 48 STREET  
POMPAHO BEACH, FL 33064  
(800) 235-0189

149762

CITIBANK, F.S.B.  
BOCA RATON, FL 33432  
03-0665/2600  
0663235

Pomp 33682

033682

\*TWO THOUSAND DOLLARS AND NO CENTS

DATE  
06/12/97

AMOUNT  
\*\*\*\*\*2,000.00\*

FL DEPT OF ENVIRONMENTAL PROT

10-0000531

[Signature]  
AUTHORIZED SIGNATURE

SECURITY FEATURES INCLUDED. DETAILS ON BACK.

## SOUTHEAST FLORIDA DISTRICT PERMIT PROCESSING WORKSHEET

## LOGGING:

NAME OF PROJECT Magnum Environmental Service  
PROJECT LOG NO. SO 56-255609 COUNTY St. Lucie  
DATE APPLICATION RECEIVED 8/8/94 30-DAY (HW 60-DAY DATE 9/6/94  
AMOUNT OF FEE PAID \$100.00 COPIES OF PLANS \_\_\_\_\_  
COPIES OF APPLICATION 1 COPIES OF SPECIFICATIONS \_\_\_\_\_  
COPIES TO: CORPS \_\_\_\_\_; LOCAL PROGRAM \_\_\_\_\_; Tallahassee \_\_\_\_\_; DNR \_\_\_\_\_; OTHER \_\_\_\_\_

## PERMIT REVIEW:

PERMIT ASSIGNED TO Kahn, J. AMOUNT OF FEE REQUIRED \$ \_\_\_\_\_  
DISCHARGE TO OR LOCATED IN AN AQUATIC PRESERVE: YES \_\_\_\_\_ NO \_\_\_\_\_ N/A \_\_\_\_\_

## PERMIT STATUS AND CHRONOLOGY:

DATE	REVIEWER'S INITIALS	COMMENTS
		(continued on reverse side)

FIELD INSPECTION BY: \_\_\_\_\_ DATE: \_\_\_\_\_; N/A \_\_\_\_\_  
WATER MANAGEMENT COMMENTS (DATE) \_\_\_\_\_; N/A \_\_\_\_\_  
LOCAL PROGRAM APPROVAL (DATE) \_\_\_\_\_; N/A \_\_\_\_\_  
GPSI, APIS, OR PWS UPDATE DRAFTED: YES \_\_\_\_\_; N/A \_\_\_\_\_  
PUBLIC NOTICE LETTER ISSUED/PUBLISHED (DATES) \_\_\_\_\_/\_\_\_\_\_; N/A \_\_\_\_\_  
APPLICATION COMPLETION DATE \_\_\_\_\_ > DEFAULT DATE \_\_\_\_\_  
>> D.A.S. 90+ DAYS INACTIVITY AUTHORIZATION: \_\_\_\_\_ OK \_\_\_\_\_ DENY <<  
COMMENTS: \_\_\_\_\_

PERMIT, EXEMPTION, DENIAL DRAFTED BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
INTENT: PROGRAM HEAD \_\_\_\_\_ PROGRAM ADM. \_\_\_\_\_  
FINAL DRAFT REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
FINAL DRAFT APPROVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

\*\*\*\*\*  
FINAL PROCESSING:

DISTRIBUTION BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
PATS UPDATED BY: Margarita C. Gomez DATE: 8  
GPSI, APIS, OR DWS UPDATED BY: Margarita C. Gomez DATE: 8  
WORD PROCESSOR: \_\_\_\_\_



Lawton Chiles  
Governor

# Environmental Protection

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

SW 8/8  
Virginia B. Wether  
Secretary

## PERMIT DATA FORM

PROJECT SOURCE NAME MAGNUM ENVIRONMENTAL SERVICE

Type Code 50 Subcode 15 Check If: ☒ G P ☐ Exempt

Correct Fee 100.00  
Amount Received 100.00  
Amount Refund 0

Permit Processor's Initial JK

Data Entry Operator's Initial BQ

Comments

50 56-255609

MAGNUM ENVIRONMENTAL SERVICES, INC.

1068

PAY  
TO THE  
ORDER OF

Florida Dept. of Environmental Protection 8-5 19 94  
One Hundred \$ 100.00  
00/100 DOLLARS

63-643/670  
00522

**FIRST  
UNION**

First Union National Bank  
of Florida  
Lighthouse Point, Florida  
24 Hour Information Service  
1-800-735-1012

FOR Application FEE

Q. Ranz



# Florida Department of Environmental Regulation

Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400

DER Form #	17-710.800(5)
Form Title	Used Oil Recycling Facility Gen. Perm. Notification
Effective Date	January 17, 1990
DER Application No.	(Filed in by DER)

5056-255609

## Used Oil Recycling Facility General Permit Notification

GMS 5156 P 01660

Pursuant to Rule 17-710.800, Florida Administrative Code, the owners or operators of a used oil recycling facility shall submit the following information to the Waste Program Administrator at the appropriate District Office of the Department and to the Used Oil Coordinator in Tallahassee at the address above. A fee of \$25.00 shall also be submitted.

RECEIVED

AUG - 8 1994

DEPT OF ENV PROTECTION  
WEST PALM BEACH

- Status of operation: Existing ☐ Proposed ☒
- Type of notification: Operation ☒ Closure ☐ Modification ☐
- Date of beginning operation: 9/94
- a. Facility name: MAGNUM ENVIRONMENTAL SERVICE, INC.
- b. Facility Used Oil Registration Number: APPLYING FOR NOW
- c. Facility telephone number: (407) 468-2300
- d. Facility location:
 

Street address (main entrance): 5690 WEST MIDWAY ROAD

City: FT. PIERCE, County: FLORIDA, Zip Code: 34981

Section: 06, Township: 363, Range: 40E

Latitude: 27 22' 45" N, Longitude: 80 22' 58" W
- e. Name of Facility Owner or Operator: MAGNUM ENVIRONMENTAL SERVICE, INC.
- f. Address of Facility Owner or Operator: 5690 WEST MIDWAY ROAD
 

City: FT. PIERCE, State: FLORIDA, Zip Code: 34981
- g. Telephone number of Facility Owner or Operator: (305) 785-2320
5. a. Name of Property Owner (if different than facility owner or operator): MAGNUM N.E. PROPERTIES
- b. Address of Property Owner: 5690 WEST MIDWAY ROAD
 

City: FT. PIERCE, State: FLORIDA, Zip Code: 34981
- c. Telephone number of Property Owner: (305) 785-2320
6. Attach a description of how the state and federal used oil management requirements of Rule 17-710, F.A.C. and 40 CFR Part 266 will be met.
7. Attach a description and general layout of the facility and equipment.
8. Attach a description of the operation of the facility including how and where the used oil will be tested, stored and processed.
9. Attach the Closure Plan for the facility. This plan must demonstrate that:
  - There will be no need for further facility maintenance;
  - Used oil will not contaminate surface or ground water; and
  - All soils will be free of oil, and equipment will be emptied and cleaned or dismantled.

Any modifications to this plan must be submitted to Waste Program Administrator at the appropriate District Office of the Department and to the Used Oil Coordinator in Tallahassee.

DER Form	17-710900(S)
Form Title	Used Oil Recycling Facility Gen. Perm. Notification
Effective Date	January 17, 1990
DER Application No.	(Filed in by DER)

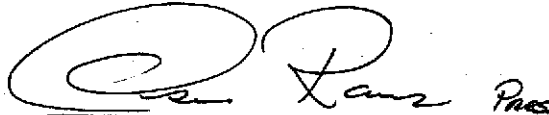
10. Certification

To the best of my knowledge and belief, I certify the information provided in this notification is true, accurate, and correct.

I agree that any duly authorized representative of the Department may at any reasonable time enter and inspect, for the purpose of ascertaining the state of compliance with the law or rules and regulations of the Department, the property, premises, or place, identified on this form.

OSIRIS RAMOS

Name of Authorized Agent



Signature of Authorized Agent

8-5-94

Date



SEFD SOLID WASTE

Name: Kimberly York

Date: 7-21-94

Company: MAGNUM Env. Service <sup>The</sup> Called

Phone: (305) 785-2320

Was Called

RE: Used Oil Recycler GP

Joan Flint mailed from Tlh. in April

where is THIS G.P.?

per Barbara Jones - not Rec'd

Carol Meeds



1280 NE 48th Street  
Pompano Beach, FL 33064  
(800)235-0189  
(954)785-2920  
(954)783-6913 Fax

## Memorandum

**To:** Matthew Wilkoff – Greenwich Insurance Company  
**CC:** T. Begnar-FDEP, L. Hoefert-FDEP, M. Bradley-SouthTrust Asset  
**From:** Hunt J. Harween – Director, Magnum Environmental Services, Inc.  
**Date:** 09/26/00  
**Re:** Annual Adjustment of Bond #45006504

---

Per our discussion this AM, please adjust the referenced bond amount as follows:

The principle amount of \$4,986.40 needs to be adjusted by 1.015 or 1.5% to \$5,061.20 for each facility listed.

The Bond will total \$10,122.40 plus the Trust Fees of \$4,000.00 (\$2,000.00 for each facility) for a grand total of \$14,244.80.

Please forward this adjustment to the following:

Florida Department of Environmental Protection  
400 North Congress Avenue  
West Palm Beach, FL 33416  
Attn: Mr. Lee Hoefert

Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400  
Attn: Mr. Tor Begnar


Also, please forward a copy to me at:

Magnum Environmental Services, Inc.  
1280 NE 48<sup>th</sup> St.  
Pompano Beach, FL 33064

*September 26, 2000*

If you have any questions, please contact me at the number listed. Thank you.

Sincerely,



---

Hunt J. Harween, CHMM  
Director of Facility Compliance  
Magnum Environmental Services, Inc.



**IPC/Magnum**  
an EarthCare Company

1280 NE 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 Main  
(954) 783-6913 Fax

## **FAX TRANSMISSION**

To: JimAyers

From: IPC/Magnum

Attn: \_\_\_\_\_

Sender: Hunt J. Harween

Fax: 561/681-6770

Ext. 121

Date: 7/26/00

Pages: 2 + cover

☐ Urgent

☒ For Review/FYI

☐ Please Comment

☐ Please Reply

### **COMMENTS:**

*Jim, Disregard the copy from yesterday. Osiris indicated that since we will sometimes use the tanks for either oil or oily water, we need to have them listed per the attached. If? Give me a call. Thanks. H.*

---

---

---

---

---

---

---



**Magnum**  
Environmental Services  
an EarthCare Company

1280 N.E. 48th Street  
Pompano Beach, FL 33064  
(800)235-0188 Toll Free  
(954)785-2320 Main  
(954)783-6913 Fax

## Memorandum

**To:** Ms. Shirley Farr – DEP, Storage Tank Section  
**CC:** Osiris Ramos, Dennis Williams, Stuart Cunningham, Jim Ayers  
**From:** Hunt J. Harween  
**Date:** 07/25/00  
**Re:** Pompano Beach Facility Tanks/Volumes

Per our conversation, please note the following discrepancies for the tanks registered at our Pompano Beach facility. What follows is the correct description.

<u>TANK #</u>	<u>TYPE STORAGE</u>	<u>SIZE (gallons)</u>
3	Oil/Oily Water	25,000 ✓
4	Oil/Oily Water	10,000 ✓
5	Oil/Oily Water	10,000 ✓
6	PCW	10,000
7	Oil/Oily Water	10,000 ✓
8	Oil/Oily Water	10,000 ✓
9	PCW	10,000
10	Oil/Oily Water	10,000 ✓
11	Oil/Oily Water	10,000 ✓
12	Oil/Oily Water	10,000 ✓
13	Oil/Oily Water	10,000 ✓
14	Oil/Oily Water	10,000 ✓
15	Oil/Oily Water	10,000 ✓
16	Oil/Oily Water	25,000 ✓
17	Oil/Oily Water	25,000 ✓
18	Oil/Oily Water	12,000
19	Oil/Oily Water	25,000 ✓
20	Oil/Oily Water	15,000 ✓
21	Diesel Fuel	15,000 ✓
22	Oil/Oily Water	15,000 ✓
23	Oil/Oily Water	20,000 ✓
24	Oil/Oily Water	20,000 ✓
25	Oil/Oily Water	20,000 ✓
26	Oil/Oily Water	20,000 ✓

July 26, 2000

Page 2

27	Oil/Oily Water	20,000 ✓
28	Diesel	1,500
29	Diesel	3,000

Please correct our tank registration as needed and forward a corrected invoice for our annual fees.

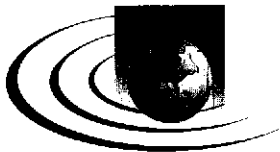
If you have any questions, please contact me at the number listed.

Sincerely,



---

Hunt J. Harween, CHMM  
Director of Facility Compliance  
Magnum Environmental Services, Inc.



**IPC/Magnum**

an EarthLiquids Company

August 23, 2000

Department of Environmental Protection  
Southeast District  
P.O. Box 15425  
West Palm Beach, FL 33416  
Attn: Mr. Jim Ayers

RE: Modification to Permit # HO06-307677  
Information needed per Letter Dated August 8, 2000  
File Number 51348-003-HO-SE

Dear Mr. Ayers:

Pursuant to your letter, referenced, please incorporate the following information into the Permit modification package for the Pompano Beach facility.

- 1) The total facility tank volume is 431,500 gallons, not 416,000 gallons as was previously stated in the summary page.
- 2) A new site plan is attached to this letter.
- 3) The referenced oil filter shredding operation is no longer in operation at Pompano Beach.
- 4) An updated closure plan and closure cost estimate is attached referencing disposal of 431,500 gallons of oily water and noting the corrected tank storage as 431,500 gallons.

If you have any questions, please contact me at the number listed, or Hunt J. Harween at 954/785-2320.

Sincerely,

Osiris Ramos  
Vice President  
Magnum Environmental Services, Inc.

Cc: Stuart Cunningham, P.E., CMRRR  
Hunt J. Harween, Magnum Environmental Services, Inc.

RECEIVED  
AUG 23 2000  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
POMPA NO BEACH

5690 West Midway Road  
Ft. Pierce, FL 34981  
(800)235-0189  
(561)468-2300  
(561)468-9328 Fax

**IPC/MAGNUM POMPANO BEACH FACILITY  
CLOSURE COST ESTIMATE**

In the event closure of the facility is required, the following costs are anticipated to be incurred:

1. Transportation and disposal of specification-grade oil	\$ 0.00*
2. Labor cost for removal of sludge from tanks	\$ 800.00
3. Transportation and disposal of sludge from tanks	\$ 1,680.00**
4. Transportation and disposal of oily water	\$ 43,150.00***
5. Dismantling and scrap disposal of tanks	\$ 0.00
6. Decontamination of equipment	<u>\$ 2,000.00</u>
Total	\$ 47,630.00

\* Oil will be sold. Revenue will be applied to closure expenses

\*\* 40 tons @ \$42.00 per ton

\*\*\*431,500 gallons @ \$0.10 per gallon. This assumes the worst-case scenario- all tanks are filled with oily water, which requires disposal



## **DESCRIPTION OF MODIFICATIONS**

In order to facilitate the Department's review of this permit modification request, the following table will provide cross-references between the original application and the modifications requested. In all cases where a substantial change was made to the original permit application, the entire section affected has been reproduced.

<u>Section in Initial Application</u>	<u>Attachment to this Document</u>
Part II-Certification (Form 62-710.901(a))	A
Part II-Certification (Form 62-710.901(b))	B
Part II-Certification (Form 62-710.901(c))	C
Part II-Certification (Form 62-710.901(d))	D
Attachment 3 – Analysis Plan	E
Attachment 5 – Tracking Plan Tank Inventory	F
Attachment 6 – Contingency Plan	G
Attachment 7 – Unit Management Plan	H
Attachment 8 – Closure Plan	I
Closure Cost Estimate	J
Secondary Containment Calculations	K

INVOICE NO.	INVOICE DATE	INVOICE AMOUNT	AMOUNT PAID	DISCOUNT TAKEN	NET CHECK AMOUNT
-------------	--------------	----------------	-------------	----------------	------------------

PERMIT MODIFICATION POMPANO

ORIGINAL DOCUMENT IS PRINTED ON CHEMICAL REACTIVE PAPER & HAS A MICROPRINTED BORDER

CHECK NO.	CHECK DATE	VENDOR NO.
42591	06-22-00	

COMMERCE BANK  
NATIONAL ASSOCIATION  
POMPANO BEACH, FL



MAGNUM  
ENVIRONMENTAL SERVICES, INC.  
1280 N.E. 48TH STREET  
POMPANO BEACH, FL 33064  
An EarthCare Company

CHECKNO. 42591

63-1050/670

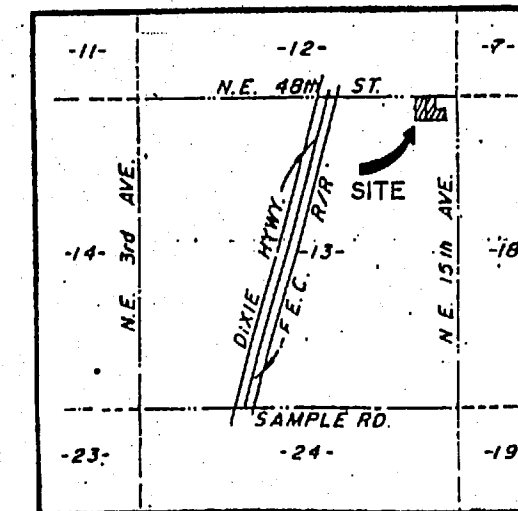
CHECK AMOUNT
\$500.00

\*\*\*\*\*FIVE HUNDRED AND 00/00-----DOLLARS-----

PAY  
TO THE  
ORDER OF  
FLORIDA DEPT OF ENVIRONMENTAL PROTECTION



THE REVERSE SIDE OF THIS DOCUMENT INCLUDES AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW



DESCRIPTION

PARCEL 1

THE WEST 150 FEET OF EAST 305 FEET OF TRACT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, LYING EAST OF OF FLIDA EAST COAST RAILWAY RIGHT-OF-WAY, LESS NORTH 35 FEET THEREOF, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; SAID LAND SITUATE, LYING AND BEING IN BROWARD COUNTY, FLORIDA.

PARCEL 2


THE EAST 155 FEET OF LOT 1, LESS THE EAST 30 FEET THEREOF, AND LESS THE NORTH 35 FEET THEREOF, LESS THE NORTH 125 FEET THEREOF, OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

PARCEL 3

A PORTION OF TRACT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, RECORDED IN PLAT BOOK B, AT PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 139 FEET OF THE EAST 444 FEET OF TRACT 1, SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA. LESS THE NORTH 35 FEET THEREOF, FOR ROAD RIGHT-OF-WAY FOR N.E. 48TH STREET, AND LESS THE SOUTH 18 FEET OF THE NORTH 53 FEET THEREOF, AS ADDITIONAL ROAD RIGHT-OF-WAY FOR N.E. 48TH STREET. SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA.

EXPANSION

THE WEST 60 FEET OF THE EAST 504 FEET OF LOT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; SAID LANDS SITUATE LYING AND BEING IN BROWARD COUNTY, FLORIDA. LESS THE NORTH 35 FEET THEREOF.

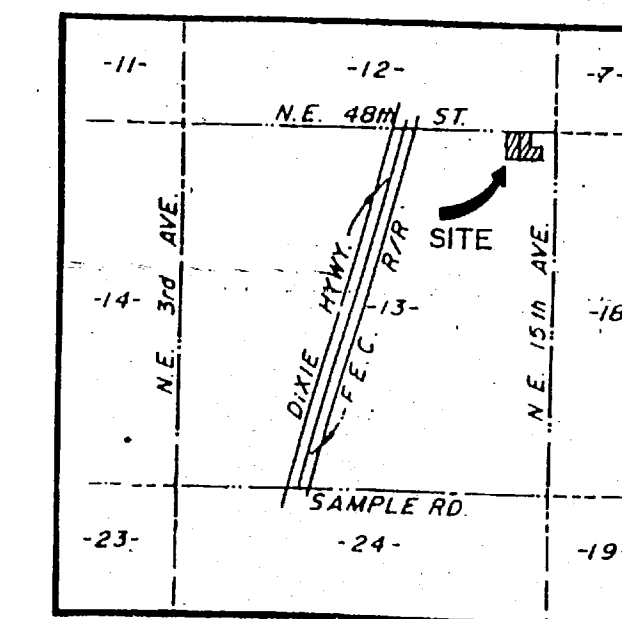
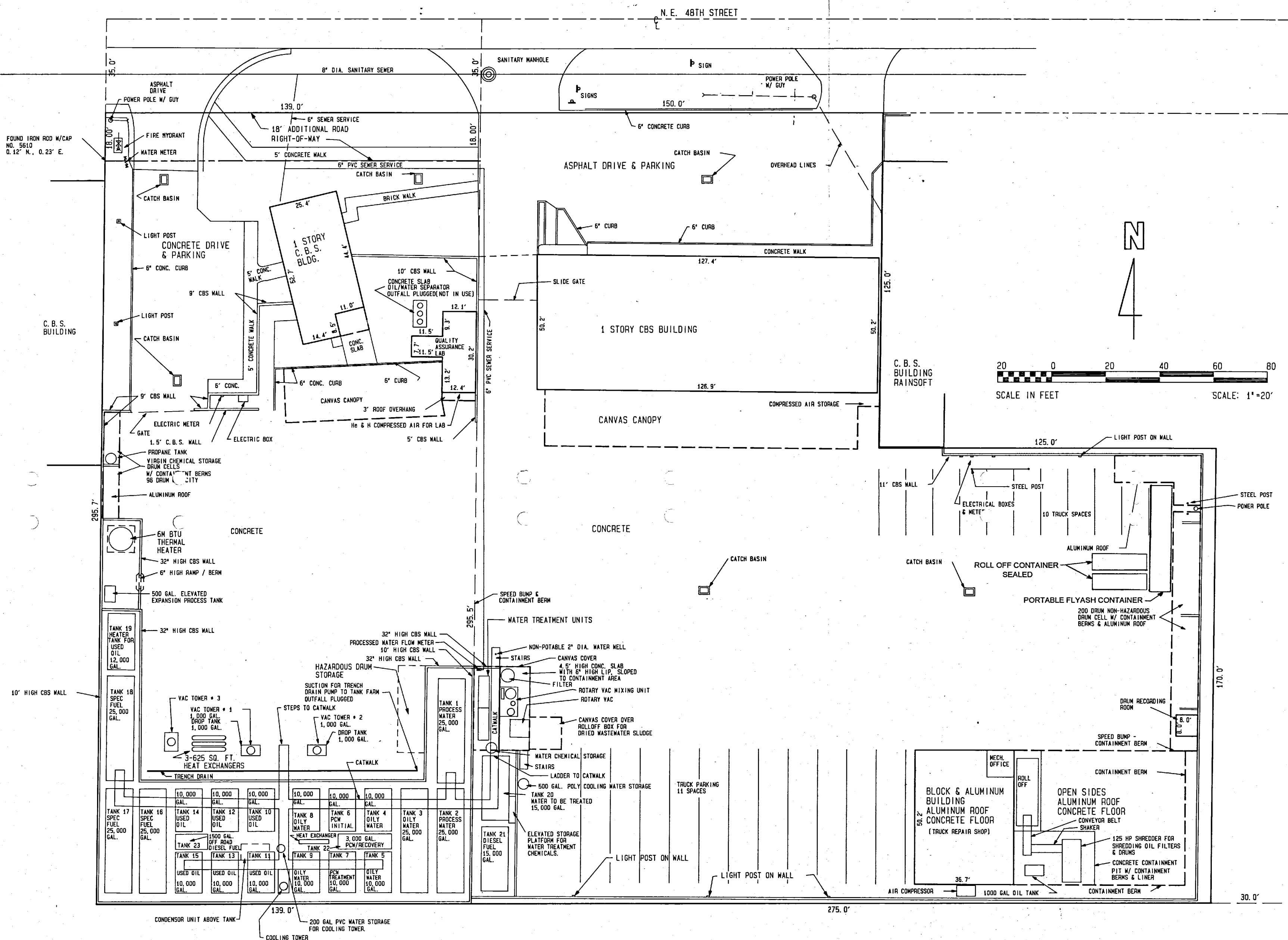
<b>MAGNUM ENVIRONMENTAL SERVICES, INC.</b>				<b>CUNNINGHAM &amp; DURRANCE</b> CONSULTING ENGINEERS, INC. DB # A002 400 EXECUTIVE CENTER DRIVE, SUITE 108 WEST PALM BEACH, FLORIDA (407) 669-5455		3.				
						2.				
						1.	7/26/99	JHC	V/P DARR	
No.	Date	By	Appr.	Revision	Description					

**MAGNUM ENVIRONMENTAL SERVICES, INC.**  
1280 N. E. 48TH STREET  
POMPANO BEACH, FL. 33064  
PHONE (954) 785-2320

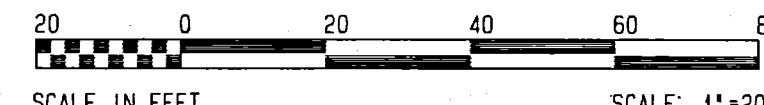
RECEIVED  
SEP - 1 2000

1 OF 1  
Stuart H. Cunningham, F  
Florida Registration No. 3061  
AUG 15 2000





**LOCATION MAP**  
OF SECTION 13, TWP 48 S., RG. 42 E.



**DESCRIPTION**

**PARCEL 1**  
THE WEST 150 FEET OF EAST 305 FEET OF TRACT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, LYING E7' OF FLORIDA EAST COAST RAILWAY RIG. F-OF-WAY, LESS NORTH 35 FEET THEREOF, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; SAID LAND SITUATE, LYING AND BEING IN BROWARD COUNTY, FLORIDA.

**PARCEL 2**  
THE EAST 155 FEET OF LOT 1, LESS THE EAST 30 FEET THEREOF, AND LESS THE NORTH 35 FEET THEREOF, LESS THE NORTH 125 FEET THEREOF, OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

**PARCEL 3**  
A PORTION OF TRACT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, RECORDED IN PLAT BOOK B AT PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 139 FEET OF THE EAST 444 FEET OF TRACT 1, SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA. LESS THE NORTH 35 FEET THEREOF, FOR ROAD RIGHT-OF-WAY FOR N.E. 48TH STREET, AND LESS THE SOUTH 18 FEET OF THE NORTH 53 FEET THEREOF, AS ADDITIONAL ROAD RIGHT-OF-WAY FOR N.E. 48TH STREET. SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA.

MAGNUM ENVIRONMENTAL SERVICES, INC.  
1280 N.E. 48TH STREET  
POMPANO BEACH, FL. 33064  
PHONE (954) 785-2320

ADDED SLUDGE HANDLING	3/23/99	SVC	3/23/99	DATE	3/23/99
CONTAINERS	5/11/97	SVC	5/11/97	DATE	5/11/97
UPDATED PLAN				DATE	
APPROVED				DATE	

CUNNINGHAM & DURRANCE  
CONSULTING ENGINEERS, INC.  
400 EXECUTIVE CENTER DRIVE, SUITE 108  
WEST PALM BEACH, FLORIDA  
(561) 889-5455 FAX (561) 840-7815

**MAGNUM ENVIRONMENTAL**  
OFFICE & RECYCLING/STORAGE FACILITY

**RECORD SITE PLAN**  
MAGNUM ENVIRONMENTAL SERVICES, INC.  
SECTION 13-48-42  
BROWARD COUNTY, FLORIDA

SCALE  
1" = 20'  
JOB NUMBER  
94-025.2  
DATE  
05-03-97  
PAGE  
1 OF 1

RECEIVED  
APR 6, 1999  
DEPT OF ENV PROTECTION  
WEST PALM BEACH



# DESCRIPTION

## PARCEL 1

THE WEST 150 FEET OF EAST 305 FEET OF TRACT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, LYING EAST OF FLORIDA EAST COAST RAILWAY RIGHT-OF-WAY, LESS NORTH 35 FEET THEREOF, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; SAID LAND SITUATE, LYING AND BEING IN BROWARD COUNTY, FLORIDA.

## PARCEL 2

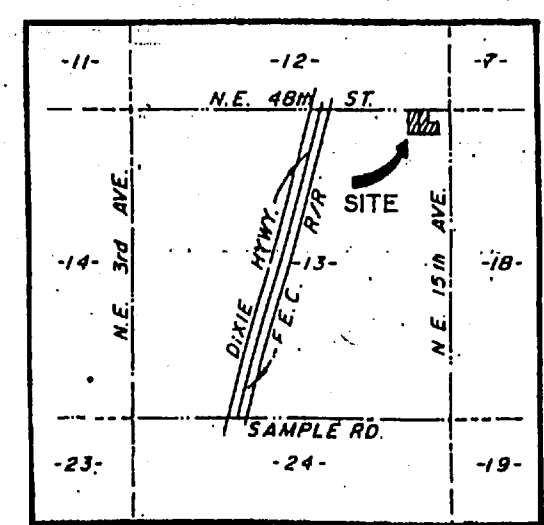
THE EAST 155 FEET OF LOT 1, LESS THE EAST 30 FEET THEREOF, AND LESS THE NORTH 35 FEET THEREOF, LESS THE NORTH 125 FEET THEREOF, OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

## PARCEL 3

A PORTION OF TRACT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, RECORDED IN PLAT BOOK B AT PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 139 FEET OF THE EAST 444 FEET OF TRACT 1, SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA. LESS THE NORTH 35 FEET THEREOF, FOR ROAD RIGHT-OF-WAY FOR N.E. 48TH STREET, AND LESS THE SOUTH 18 FEET OF THE NORTH 53 FEET THEREOF, AS ADDITIONAL ROAD RIGHT-OF-WAY FOR N.E. 48TH STREET. SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA.

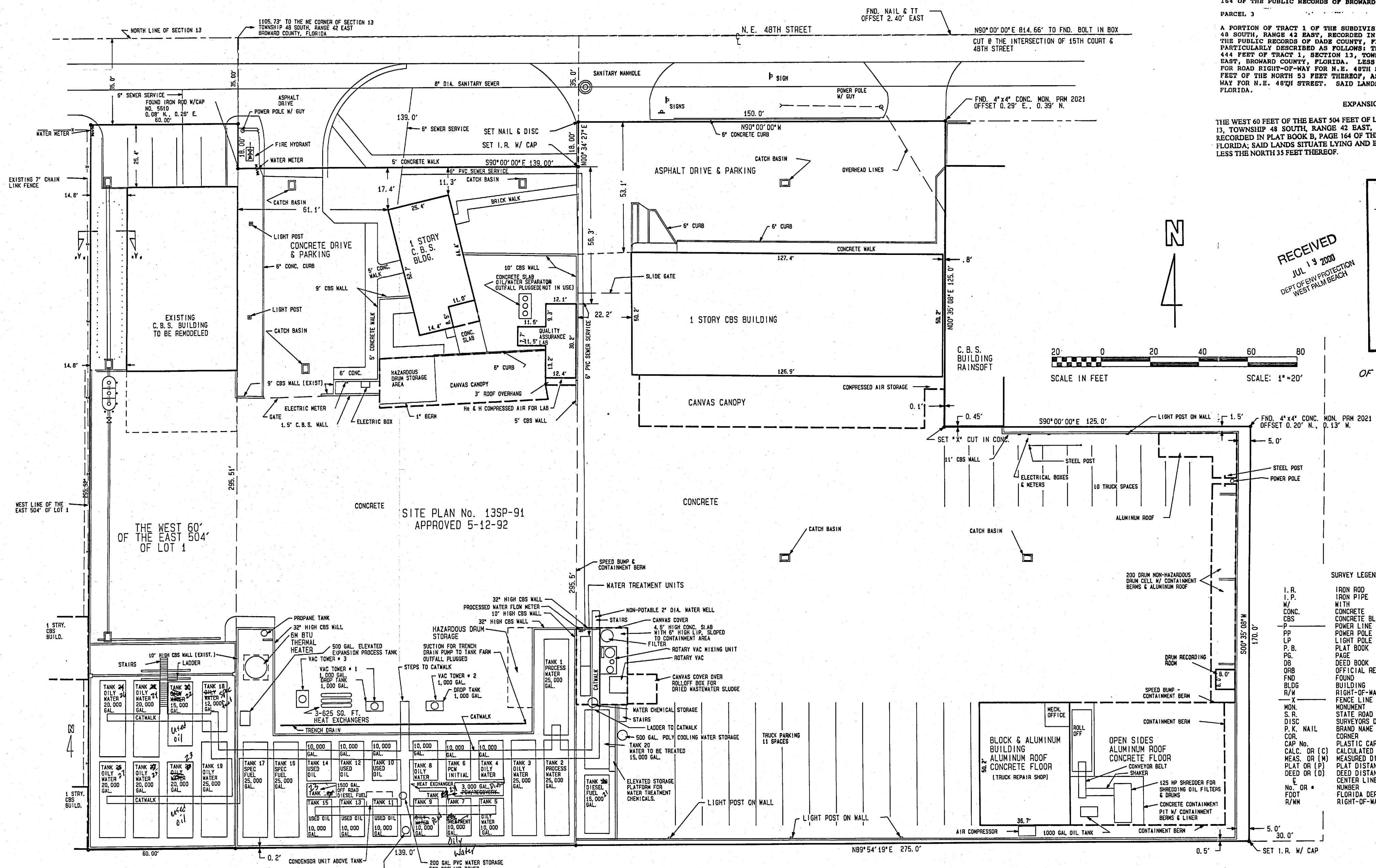
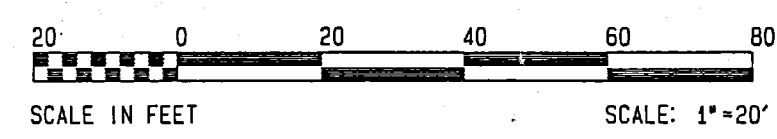
# EXPANSION

THE WEST 60 FEET OF THE EAST 504 FEET OF LOT 1 OF THE SUBDIVISION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK B, PAGE 164 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; SAID LANDS SITUATE LYING AND BEING IN BROWARD COUNTY, FLORIDA LESS THE NORTH 35 FEET THEREOF.



LOCATION MAP OF SECTION 13, TWP 48 S., RG. 42 E.

RECEIVED  
JUL 19 2000  
DEPT OF ENVIRONMENTAL PROTECTION  
WEST PALM BEACH



SITE PLAN No. 13SP-91  
APPROVED 5-12-92

# SURVEY LEGEND

- |              |   |
|--------------|---|
| I. R.        | IRON ROD                                    |
| I. P.        | IRON PIPE                                   |
| W.           | WITH  |
| CONC.        | CONCRETE                                    |
| CBS          | CONCRETE BLOCK & STUCCO                     |
| P            | POWER LINE                                  |
| PP           | POWER POLE                                  |
| LP           | LIGHT POLE                                  |
| P.B.         | PLAT BOOK                                   |
| Pg.          | PAGE  |
| DB           | DEED BOOK                                   |
| ORB          | OFFICIAL RECORDS BOOK                       |
| FND          | FOUND                                       |
| BLDG         | BUILDING                                    |
| R/W          | RIGHT-OF-WAY                                |
| X            | FENCE LINE                                  |
| MON.         | MONUMENT                                    |
| S. R.        | STATE ROAD                                  |
| DISC         | SURVEYORS DISC AT POINT                     |
| P. K. NAIL   | BRAND NAME OF NAIL                          |
| COR.         | CORNER                                      |
| CAP. NO.     | PLASTIC CAP ON IRON ROD W/ SURVEYORS NUMBER |
| CALC. OR (C) | CALCULATED DISTANCE, ANGLE, OR BEARING      |
| MEAS. OR (M) | MEASURED DISTANCE, ANGLE, OR BEARING        |
| PLAT OR (P)  | DEED DISTANCE, ANGLE, OR BEARING            |
| DEED OR (D)  | CENTER LINE                                 |
| NO. OR       | FLORIDA DEPARTMENT OF TRANSPORTATION        |
| FOOT         | RIGHT-OF-WAY MAP                            |
| R/W          |   |

MAGNUM ENVIRONMENTAL SERVICES, INC.  
1280 N.E. 48TH STREET  
POMPANO BEACH, FL. 33064  
PHONE (954) 785-2320

CUNNINGHAM & DURRAN  
CONSULTING ENGINEERS INC. 6000  
400 EXECUTIVE CENTER DRIVE, SUITE 108  
WEST PALM BEACH, FLORIDA  
(407) 689-5455

RECORD SITE PLAN FOR

POMPANO FACILITY

MAGNUM ENVIRONMENTAL SERVICES, INC.

1280 N.E. 48TH STREET

POMPANO BEACH, FLORIDA

SCALE

1" = 20'

JOB NUMBER

98-041.1

DATE

05-26-99

PAGE

1 OF 1

DATE

7/6/00

**MAGNUM ENVIRONMENTAL  
an EARTHCARE COMPANY**

**USED OIL PROCESSING PERMIT NUMBER HO06-307677  
Revision number 2**

**POMPANO, FLORIDA  
MAJOR PERMIT MODIFICATION**

**JUNE 16, 2000**

RECEIVED  
JUL 19 2000  
DEPT OF ENV PROTECTION  
WEST PALM BEACH

## John M. Jones & Associates

Mr. Jim Ayers  
Permitting Engineer  
Florida Department of Environmental Protection  
P.O. Box 15425  
West Palm Beach, Florida 33416

RECEIVED  
JUL 19 2000  
DEPT OF ENV PROTECTION  
WEST PALM BEACH

July 10, 2000

RE: Permit Modification for Magnum Facility (FDEP Permit File #HO-06-307677)

Dear Mr. Ayers:

Attached please find a request for a Major Modification of the operating permit for Magnum Environmental's Pompano Beach facility. The modification is based on the increase in used oil storage capacity at the Magnum facility.

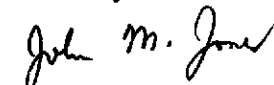
Also, please note that there are no changes proposed to the Financial Assurance instruments, since the increase in used oil inventory will not materially affect the solidification processes covered in Modification # 51348-002-HO-SE.

Attached to this letter is a check in the amount of \$500.00 for the application fee.

If you have any questions, or if there is any additional information I can provide to expedite the processing of the modification request, please contact me.

Thank you for your prompt response to this request.

Sincerely:



John M. Jones, P.E.

cc: Osiris Ramos

6655 Pondapple Road  
Boca Raton, Florida 33433

Telephone-(561) 706-5041

Facsimile- (561) 477-1752



**Magnum Environmental  
Used Oil Processing Permit Modification**

**Summary**

**Magnum Environmental (an Earthcare Company) operates a used oil processing facility in Pompano Beach, Florida (Used Oil Processing Permit number HO06-307677). The current permitted tank capacity is 316,500 gallons. Magnum proposes to add additional storage and processing tanks to increase the total capacity to 416,500 gallons. The volume increase constitutes a Substantial Modification, as defined in 62-710, F.A.C. In addition, Magnum wishes to modify portions of the Waste Analysis Plan. This submittal is intended to provide the necessary information to allow the Florida Department of Environmental Protection (FDEP) to modify the operating permit.**

## **DESCRIPTION OF MODIFICATIONS**

In order to facilitate the Department's review of this permit modification request, the following table will provide cross-references between the original application and the modifications requested. In all cases where a substantial change was made to the original permit application, the entire section affected has been reproduced.

<b><u>Section in Initial Application</u></b>	<b><u>Attachment to this Document</u></b>
Part II-Certification (Form 62-710.901(a))	A
Part II-Certification (Form 62-710.901(b))	B
Part II-Certification (Form 62-710.901(c))	C
Part II-Certification (Form 62-710.901(d))	D
Attachment 3 – Analysis Plan	E
Attachment 5 – Tracking Plan Tank Inventory	F
Attachment 6 – Contingency Plan	G
Attachment 7 – Unit Management Plan	H
Attachment 8 – Closure Plan	I
Closure Cost Estimate	J
Secondary Containment Calculations	K

**ATTACHMENT A**  
**CERTIFICATION FORM 62-710.901(a)**

DEP Form#	62-710.901(a)
Form Title	Used Oil Processing Facility
	Permit Application
Effective Date	December 21, 1996

## APPLICATION FORM FOR A USED OIL PROCESSING PERMIT

### PART II - CERTIFICATION

TO BE COMPLETED BY ALL APPLICANTS

Form 62-710.901(a). Operator Certification

Facility Name: Magnum Environmental Services, Inc. EPA ID# FLD 984 262 410

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment or knowing violations. Further, I agree to comply with the provisions of Chapter 403, Florida Statutes, Chapters 62-701 and 62-710, F.A.C., and all rules and regulations of the Department of Environmental Protection

Signature of the Operator or Authorized Representative\*



James Frederico, President  
Name and Title (Please type or print)

Date: 6/21/00 Telephone: (954) 785-2320

\* If authorized representative, attach letter of authorization.

**ATTACHMENT B**  
**CERTIFICATION FORM 62-710.901(b)**

DEP Form#	62-710.90 (b)
Form Title	Used Oil Processing Facility
	Permit Application
Effective Date	December 23, 1996

## APPLICATION FROM FOR A USED OIL PROCESSING PERMIT

### PART II - CERTIFICATION

#### Form 62-710.90(b). Facility Owner Certification

Facility Name: Magnum Environmental Services, Inc. EPA ID# FLD 984 262 410

This is to certify that I understand this application is submitted for the purpose of obtaining a permit to construct, or operate a used oil processing facility. As the facility owner, I understand fully that the facility operator and I are jointly responsible for compliance with the provisions of Chapter 403, Florida Statutes, Chapters 62-701 and 62-710, F.A.C. and all rules and regulations of the Department of Environmental Protection.

  
Signature of the Facility Owner or Authorized Representative\*

James Frederico, President  
Name and Title (Please type or print)

Date: 6/21/00 Telephone: 954 785-2320

\* If authorized representative, attach letter of authorization.

**ATTACHMENT C**  
**CERTIFICATION FORM 62-710.901(c)**

DEP Form#	62-710.901(c)
Form Title	Used Oil Processing Facility
Effective Date	Permit Application
	December 23, 1996

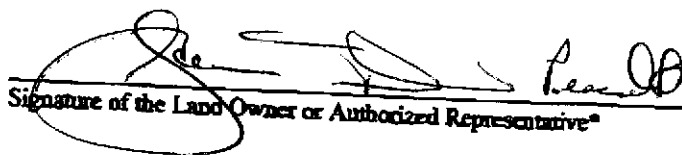
## APPLICATION FROM FOR A USED OIL PROCESSING PERMIT

### PART II - CERTIFICATION

Form 62-710.901(c) Land Owner Certification

Facility Name: Magnum Environmental Services, Inc. EPA ID# FLD 984 262 410

This is to certify that I, as land owner, understand that this application is submitted for the purpose of obtaining a permit to construct, or operate a used oil processing facility on the property as described.

  
Signature of the Land Owner or Authorized Representative\*

James Frederico, President  
Name and Title (Please type or print)

Date: 6/21/00 Telephone: (954) 785-2320

\* If authorized representative, attach letter of authorization.



**ATTACHMENT D**  
**CERTIFICATION FORM 62-710.901(d)**

DEP Form#	62-710.901(d)
Form Title	Used Oil Processing Facility Permit Application
Effective Date	December 23, 1996

## APPLICATION FROM FOR A USED OIL PROCESSING PERMIT

### PART II - CERTIFICATION

Form 62-710.901(d) P. E. Certification [Complete when required by Chapter 471, F.S. and Rules 62-4.050, 62-761, 62-762, 62-701 and 62-710, F.A.C.]

Use this form to certify to the Department of Environmental Protection for:

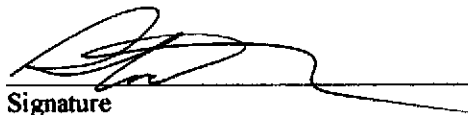
1. Certification of secondary containment adequacy (capacity), structural integrity (structural strength), and underground process piping for storage tanks, process tanks, and container storage.
2. Certification of leak detection.
3. Substantial construction modifications.
4. Those elements of a closure plan requiring the expertise of an engineer.
5. Tank design for new or additional tanks.
6. Recertification of above items.

Please Print or Type

\_\_\_\_\_ Initial Certification                        x   Recertification

1. DEP Facility ID Number: FLD 984-262410                      2. Tank Numbers: 1 Through 28
3. Facility Name: Magnum Environmental Services, Inc.
4. Facility Address: 1280 NE 48th St., Pompano Beach, Fl. 33064

This is to certify that the engineering features of this used oil processing facility have been designed/examined by me and found to conform to engineering principles applicable to such facilities. In my professional judgment, this facility, when properly constructed, maintained and operated, or closed, will comply with all applicable statutes of the State of Florida and rules of the Department of Environmental Protection.

  
\_\_\_\_\_  
Signature

Stuart H. Cunningham, PE.  
Name (please type)

Florida Registration Number: 30689

Mailing Address: 400 Executive Center Dr., Suite 108  
                                Street or P. O. Box  
                                West Palm Beach, Fl. 33401  
                                City                      State                      Zip

Date: 7-5-00 Telephone 661 689-5455

[PLEASE AFFIX SEAL]

**ATTACHMENT E**  
**ANALYSIS PLAN**

### **ATTACHMENT 3 WASTE ANALYSIS PLAN**

#### **Used Oil Operating Procedures and Waste Analysis Plan per 40 CFR 279**

**1. All used oil, oily wastes and oily water sources must:**

- a. Correspond with the definition of used oil ("any oil that has been refined from crude oil or any synthetic oil that has been used and as a result of such use is contaminated by physical or chemical impurities").
- b. Not have been mixed with hazardous waste as defined in 40 CFR 261 Subpart D.

**OILY WASTES AS DEFINED BY FAC 62.710.200** mean those materials that are mixed with used oil and have become separated from that used oil. Oily wastes also mean materials, including wastewaters, centrifuge solids, filter residues or sludges, bottom sediments, tank bottoms, and sorbents which have come into contact with, and have been contaminated by, used oil and may be appropriately tested and discarded in a manner which is in compliance with other state and local requirements.

*NOTE: Mixtures of used oil and wastes that are hazardous solely for the characteristic of ignitability may be managed as used oil provided the generator can produce analytical results to demonstrate that the mixture has a flash point >140 degrees Fahrenheit.*

**2. Driver Responsibilities**

The driver/operator of a MAGNUM vehicle used in the transport of used oil must at each pump out:

1. Verify that the material being removed conforms with the physical properties of used oil or contains an oily sheen.
2. Identify the used oil category as industrial, automotive, or mixed as described by State of Florida regulations.
3. Perform a halogen screening with the electronic sniffer (TIF Instruments Model 8800) and when necessary, a Dextsil Q1000 to determine if the used oil contains chlorinated compounds.

- (a) Results of the halogen screen will be recorded on the shipping document.
- (b) Any waste streams that yield a positive result from the electronic sniffer will be checked using the Dextsil test. Any shipments yielding a halogen reading greater than 1000 ppm using the Dextsil screening will be presumed to have been mixed with hazardous waste and will remain on site for

further waste characterization. The generator will be notified of our findings.

### **C. Facility Requirements**

#### **Off Loading Procedures**

Each shipment of used oil and oily waters received at MAGNUM's facility is sampled using a tank thief prior to unloading. The sample is checked for halogen content using a Dexsil Q4000 and % water by distillation. Used oils and oily waters are metered into the tank farm and the gallonage is recorded along with the sample data on a facility drop ticket.

Shipments received at the facility that fail the halogen screening are segregated and a sample is drawn using a tank thief or drum coliwasa for shipment to a state certified laboratory. The laboratory first performs a TOX (Total Organic Halide) test on the sample. Based on the results of this test, additional analytical data, including volatiles by EPA Methods 8240 or 8260 and PCB content may be required.

- 1) If the laboratory TOX is <1000 ppm the analysis is attached to the drop ticket and the load is processed at Magnum's facility.
- 2) If the laboratory analysis reveals a level of TOX between 1000 ppm and 4000 ppm, the laboratory analyzes the material for chlorinated hydrocarbons and PCB content. The shipment manifests are reviewed for source indicators and the oil recovery manager may choose to visit suspect sites and interview the generators. The information gathered and the analytical results are used to make waste determination regarding the RCRA classification of the used oils and the load is handled in accordance with all federal, state, and local regulations. A generator list is compiled and drivers are notified to use caution at these facilities.
- 3) If the laboratory analysis reveals a level of TOX >4000 ppm, the laboratory is instructed to run analysis for the F listed solvents, the eight RCRA metals, and a flashpoint. The load will be profiled to a hazardous waste facility and upon acceptance the material will be transported to a designated TSDF in accordance with 40 CFR Subtitle C regulations. A list of the generators for that load is compiled and the oil recovery manager visits each site to inform them of the potential problems associated with mixing hazardous waste with used oil. In addition, the drivers are notified not to service these stops without first obtaining a sample of the material for future analysis if required.

Shipments brought to MAGNUM Environmental Services by other registered used oil transporters are subject to the sampling procedure specified above. Should the load fail any portion of the screening criteria, the entire shipment is rejected.

### **C. OILY WASTES**

It is preferred policy that the client provide analytical results for any used oil streams which contain oily wastes which have already become separated from the used oil. However, MAGNUM recognizes that storage patterns and the use of high power vacuum equipment does not always lend recognition of oily wastes contained or confined by used oil. Therefore, when it is not practical to distinguish a used oil waste stream from the oily wastes contained, oily wastes will be treated as part of the used oil shipment and segregation shall take place at the facility as part of the process.

These oily wastes are divided into two distinct categories:

- Category A includes heel from offloading, primary phase separation at the tower and residue from truck decontamination procedures.
- Category B is limited to tank bottom sludges from tank cleaning performed on the process tanks as part of facility maintenance.

The two categories of materials are stored and tested separately.

### **C. MATERIALS STORAGE**

All materials are stored in aboveground tanks registered with the FDEP, where required by FAC 62-762, or DOT-approved shipping containers. The tanks are labeled USED OIL and have the appropriate hazard class diamond affixed. Drums are labeled with non-hazardous shipping labels that contain generator information, date, and material description.

### **D. ON-SPECIFICATION CLAIM**

Used oil fuels are processed at MAGNUM's facility using chemical and physical means to obtain an on-specification used oil fuel. Sampling and analysis performed by a state certified laboratory are used to verify the on-specification claim. The used oil fuel is produced in batches. The physical properties of the material are monitored in-house using an on-site laboratory. However, once a load is accumulated in a 25,000 gallon storage tank, a representative sample of the material is obtained using a tank thief and the sample is sent to a state certified laboratory for testing. The following table defines the parameters and methods used for the testing:

<u>Parameter</u>	<u>Method</u>
Total Halogens, ppm	SW 9076
Organic Halogens, ppm	UOP-588
Inorganic Halogens, ppm	UOP-588
Gravity API @ 60 degrees F	D-287
Heat of combustion, BTU/gallon	D-240
Viscosity SUS @ 100 degrees F	D-445

Flashpoint, degrees F	SW 1010
Ash, wt. %	D-482
PCBs, ppm	SW 8080
Sulfur, wt. %	D-4294
Total arsenic, ppm	SW 3050/7061
Total cadmium, ppm	SW 3050/7130
Total chromium, ppm	SW 3050/7190
Total lead, ppm	SW 3050/7420

The analytical data obtained is used to determine the quality of the 25,000 gallon batch and to satisfy the on-specification fuel claim as described in 40 CFR 279.11. Shipments of each batch are recorded and copies of the analysis are maintained on site for a minimum of three years.

**ATTACHMENT F**  
**TRACKING PLAN TANK INVENTORY**



**MAGNUM ENVIRONMENTAL SERVICES INC.**  
**BROWARD FACILITY TANK STORAGE**

TANK No.	TYPE STORAGE	SIZE
1	PROCESS WATER	25,000 GALLONS
2	PROCESS WATER	25,000 GALLONS
3	OILY WATER	25,000 GALLONS
4	OILY WATER	10,000 GALLONS
5	OILY WATER	10,000 GALLONS
6	PCW INITIAL	10,000 GALLONS
7	PCW / TREAT	10,000 GALLONS
8	OILY WATER	10,000 GALLONS
9	OILY WATER	10,000 GALLONS
10	USED OIL	10,000 GALLONS
11	USED OIL	10,000 GALLONS
12	USED OIL	10,000 GALLONS
13	USED OIL	10,000 GALLONS
14	USED OIL	10,000 GALLONS
15	USED OIL	10,000 GALLONS
16	SPEC FUEL	25,000 GALLONS
17	SPEC FUEL	25,000 GALLONS
18	OILY WATER	12,000 GALLONS
19	OILY WATER	25,000 GALLONS
20	OILY WATER	15,000 GALLONS
21	OILY WATER	20,000 GALLONS
22	OILY WATER	20,000 GALLONS
23	OILY WATER	20,000 GALLONS
24	OILY WATER	20,000 GALLONS
25	OILY WATER	20,000 GALLONS
26	DIESEL FUEL	15,000 GALLONS
27	PCW / RECOVERY	3,000 GALLONS
28	OFF ROAD DIESEL FUEL	1,500 GALLONS
TOTAL AVAILABLE STORAGE		416,500 GALLONS

*12 15000 gals  
shown in  
fig. 1*

*19*

*20 25,000*

*26*

*27*

*28*

**ATTACHMENT G**  
**CONTINGENCY PLAN**

## **ATTACHMENT 6**

---

### **PREPAREDNESS AND PREVENTION PLAN CONTINGENCY PLAN**

The purpose of the contingency plan is to minimize hazards to human health or the environment from fires, explosions or any unplanned sudden or non-sudden releases of hazardous wastes or hazardous material and constituents to the air, soil or surface waters.

This plan is designed to comply with 40 CFR 265.52 and incorporates a Spill Prevention, Control and countermeasures Plan as required by Florida Statute 403.74 per 40 CFR Part 112.

The plan must be implemented immediately whenever there is a fire, explosion or unplanned release of hazardous material that could threaten human health or the environment. The original is located in the main office. Copies are located in the general manager's office and in the lab. Copies will be distributed to the following agencies after approval from the FDEP.

1. FIRE DEPARTMENT
2. POLICE DEPARTMENT
3. HOSPITAL

### **EMERGENCY PROCEDURES & ACTIONS**

---

In the event of an emergency situation the emergency coordinator must be notified immediately. If the emergency coordinator cannot be contacted, secondary contacts are provided, see Appendix A of this attachment.

The emergency coordinator will act according to the following procedures:

1. Determine the nature of the emergency; fire, explosion potential, or spill. Identify the source.
2. Utilize the telephone paging/p.a. system to notify all personnel that an emergency situation exists and to issue any special instruction by dialing \*9.
3. Determine whether help is required from any of the outside agencies listed in Appendix B of

this document. Call and inform agencies of the situation and solicit their help if necessary.

In the event that emergency response agencies are called to assist, the gated entrances to the facility are locked in the open position so as not to impede the response teams. Lock down and power locations are reflected on the Locations of Emergency Equipment figure in Appendix C of this attachment. The gates must be open prior to any power shutdown, however, in the event that power fails, the gates can be opened manually using a hand crank. The facility manager has primary responsibility for power shutdown of the tank farm and gate control. It is the emergency coordinator's responsibility to ensure that the above tasks are completed.

*If the emergency is within the company's scope of service to respond – in-house personnel will be directed for cleanup. If the emergency is beyond the facility's capability, spill containment procedures will be implemented and the proper authorities notified for response.*

4. Determine the nature and quantity of materials involved by:
  - physical observation/label identification
  - inventory records
  - chemical analysis and/or material profiles
5. Decide what should be done immediately to keep the situation from worsening:

**Explosion Hazard**

Determine whether any reactive substances in the area need to be relocated. If explosion has occurred which does not result in a fire, remove any hazardous obstacles that can be safely retrieved.

**Spill**

If a spill has occurred; determine the source, contain it by using the emergency equipment and absorbent material and initiating any product transfers that may be deemed necessary to minimize the spill.

**Obtain the following information:**

- the material released
- location of the material
- quantity of material released
- any injury from the release

**Fire Hazard**

If the fire has occurred, use the fire extinguishers to control the fire, if possible. Do not attempt to control a blaze that appears to be out of control; rely on the proper authority response. Ensure that all storage areas are accessible to fire fighters. If a fire should break out, concentration will be placed on preventing the fire from spreading. The emergency coordinator will monitor for leaks and pressure build-up while awaiting the proper fire-fighting agency.

6. Before the facility may be brought back into production following an emergency event, the emergency coordinator must:
  - A.) Have the facility declared safe for re-entry by any outside organization responding.
  - B.) All involved material must be accounted for and properly stored.
  - C.) Emergency equipment has been cleaned and is ready for use.

---

**\*In the event of an emergency all personnel will discontinue any telephone conversations. Personnel escorting visitors must accompany the visitor to the nearest safe exit. All workstations will be shutdown.**

### **Preparedness and Arrangement with Local Authorities**

---

**EMERGENCY EQUIPMENT:** An equipment list is included as Appendix D of this attachment. Equipment is cleaned and checked after each use. Equipment that operates on independent power is properly charged prior to storage. Fire extinguishers are checked and tagged in accordance with fire safety practices. Fire extinguishers, eyewash stations, showers and spill kits are strategically located throughout the facility. Locations have been determined by area usage and the potential for harm. Locations are indicated on the facility diagram in Appendix C of this attachment.

**FIRE RESPONSE:** Personnel from the responding station toured Magnum's facility as recently as November, 1999, and are acquainted with facility operations and layout. The fire station has key and code access to Magnum's facility. Inventory records are kept in a designated box located outside the gate in the event of an emergency after hours.

**POLICE RESPONSE:** Uniformed personnel have been acquainted with the facility layout and are familiar with operations. Police personnel would assume charge of any traffic control issues that should arise in the event of an emergency.

**HOSPITALS:** Telephone conversations have been conducted with hospital representatives confirming the purpose of the contingency plan and the potential hazards associated with Magnum's processes. Copies of material safety data sheets for chemicals used in Magnum's processes are included in the hospital copy of the contingency plan.

**See Appendix B for Emergency Response Contracts**

### **EMERGENCY PRECAUTIONS**

---

1. **KEEP CALM, THINK, AVOID PANIC AND CONFUSION.**
2. **KNOW ALL THE EXIT LOCATION: BE SURE YOU KNOW THE SAFEST AND QUICKEST WAY OUT OF THE BUILDING.**

3. DO NOT LOCK DOORS WHEN VACATING THE FACILITY, THE EMERGENCY COORDINATOR AND EMERGENCY SUPPORT PERSONNEL MUST HAVE ACCESS TO ALL PARTS OF THE FACILITY.
4. DO NOT USE VOICE PAGING SYSTEM. THE LINES MUST REMAIN CLEAR FOR THE EMERGENCY COORDINATOR.
5. WHEN EVACUATING THE FACILITY, WALK TO THE NEAREST SAFE EXIT. REPORT TO SAFE AREAS AWAY FROM THE BUILDING AND WAIT.
6. DO NOT RE-ENTER THE FACILITY UNLESS INSTRUCTED TO DO SO.
7. KEEP OUT OF THE WAY OF EMERGENCY RESPONSE PERSONNEL.

## **EVACUATION PROCEDURES**

---

- |                            |   |
|----------------------------|---|
| <b>A. PURPOSE:</b>         | 1. Plan for safe evacuation in the event of an emergency  |
| <b>B. RESPONSIBILITIES</b> | <ol style="list-style-type: none"><li>1. The emergency coordinator is responsible for implementing the evacuation procedure.</li><li>2. Each employee is responsible for escorting any visitors from his/her work area to the proper exit.</li></ol>  |
| <b>PROCEDURES</b>          | <ol style="list-style-type: none"><li>1. The emergency coordinator will notify management in event an evacuation becomes necessary.</li><li>2. The emergency coordinator will order the evacuation and any other actions required.</li><li>3. When an evacuation is announced, stop work. Exit your work area in accordance with the evacuation routes.</li></ol> |

4. All employees must leave the facility unless instructed otherwise by the emergency coordinator. Do not run. Do not linger in the hallways or doorways.
5. Each employee must report to his/her manager once outside the facility.
6. Each manager must report to the emergency coordinator. All personnel must be accounted for.
7. The emergency coordinator will notify the managers when it is safe to re-enter the facility.
8. Stay outside the facility until notified by the manager it is safe to re-enter.

---

**\*Evacuation Routes:** Floor diagrams in APPENDIX C show each section of the facility and the best routes for evacuation. Fire extinguishers are also shown in the appendix.



## **RECORD KEEPING AND REPORTING**

1. The emergency coordinator must keep a record of any and all emergency events. Verbal reports are to be presented within 24 hours of each incident with written reports submitted within seven days. Reports are to be filed with the following agencies:

### **FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Physical Address:**

400 N. Congress Ave.  
West Palm Beach, FL 33401

Phone (561) 681-6600  
Fax (561) 681-6770

**Mailing Address:**

PO Box 15425  
West Palm Beach, FL 33416-5425

**a. State Agencies**

FDEP- Tallahassee  
National Response Center  
State Warning Point  
EPA Emergency Response

Phone (850) 488-0300  
Phone (800) 424-8802  
Phone (800) 320-0519  
Phone (404) 562-8700

2. The report must include the following information:

- i. Name, address, and telephone number of the emergency coordinator.
- ii. Name, address, and telephone number of the facility.
- iii. Date, time, and type of incident.
- iv. Name, type and quantity of materials involved.
- v. Any injuries that may have occurred.
- vi. An assessment of the actual or potential harm to human health and the environment.
- vii. Estimated quantity and disposition of any material recovered.

The contingency plan will be maintained at the facility and submitted to local emergency response authorities, which are identified in this plan. Copies of return receipts will serve to verify receipt of plan with local response authorities. The plan will be amended when

necessary i.e. regulation change, plan fails upon use, the facility process or contingency plan is modified, etc.

## APPENDIX B - EMERGENCY NOTIFICATION AND CONTRACTS

### MAGNUM ENVIRONMENTAL SERVICES, INC.

#### *Key Operations & Spill Response Managers - 24 Hours*

NAME	OFFICE #	CELLULAR #	BEEPER #	HOME #
Dennis Williams - Qualified Individual	800-235-0189	954-494-0284	954-398-6710	954-344-8790
Osiris Ramos - Primary	561-468-2300	561-595-8627	800-895-8174	561-288-2864
Sam Dimaria - Alternate	561-468-2300	561-595-8628	561-737-2544	561-220-7967
Al Dimaria - Alternate	800-235-0189	954-646-0959	800-895-7981	954-942-8770

AGENCY	TELEPHONE
USCG National Response Center - MANDATORY	202-267-2675 / 800-424-8802
USCG - MSO Miami	305-536-5691
EPA Region IV (ATLANTA)	404-562-9900
DEP State Warning Point - MANDATORY	800-320-0519
Dep. of Environmental Protection	800-320-5866
Dade County Dept. of Environmental Resource Management	305-375-3321
Police - Fire - Ambulance	911
Jackson Memorial Hospital	305-585-1111
Florida Marine Patrol & Coastal Protection Regional Coordinator	954-467-3970
DEP - Southeast Region (Southeast)	561-681-6600
USCG - MSO Jacksonville	904-232-2640

POLLUTION CONTRACTORS' TELEPHONE LIST		
CONTRACTOR NAME	DAY TELEPHONE	AFTER HOURS
DANMARK POLLUTION SERVICE	305-258-2827	SAME
NATIONAL RESPONSE CORPORATION	513-369-8644	SAME
CLIF BERRY, INC.	954-763-3390	SAME
FL. SPILL RESPONSE CORP.	407-631-7778	SAME
SEA SPILL/SEATOW	305-945-8010	SAME

WASTE OIL SERVICES		
CONTRACTOR NAME	DAY TELEPHONE	AFTER HOURS
MAGNUM ENVIRONMENTAL SERVICES, INC.	561-468-2300	SAME
MAGNUM ENVIRONMENTAL SERVICES, INC.	954-785-2320	SAME

**MAGNUM TANK & ENVIRONMENTAL SERVICES, INC.**  
*Spill Operations Team*

**ATTACHMENT H**  
**UNIT MANAGEMENT PLAN**

## **ATTACHMENT 7 UNIT MANAGEMENT PLAN**

If a container holding waste is not in good condition (e.g. severe rusting, apparent structural defects) or if it begins to leak, Magnum personnel will transfer the waste from this container to a container that is in good condition. At least weekly, Magnum personnel inspect areas where containers are stored, looking for leaking containers, and for deterioration of containers. Magnum maintains aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of the facility operation in an emergency. Hazardous waste containers are placed in accordance with the 50-foot setback rule and with adequate aisle space.

All of Magnum's aboveground storage tanks are located within a containment area. The containment system is free of cracks or gaps and is sufficiently impervious to contain leaks, spills, and accumulated precipitation until the material is removed. The containment system has sufficient capacity greater than 110% of the volume of the largest container. The containment system capacity calculations are included with this document.

All aboveground used oil process and storage tanks are properly labeled with the words "USED OIL". All tanks at Magnum are steel aboveground storage tanks equipped with overfill protection. All oil piping is aboveground so there is no contact with the soil. A table listing the storage tank volumes, material stored, and installation dates is included in this attachment.

**NOTE:** Magnum has listed the most frequent usage of the storage tanks. There may be cases wherein the usage changes based upon market demands. For example, a tank normally used to store oil may be used for water storage. In cases where the material being stored is changed, the tank is completely emptied prior to change of service. Any residues are collected, characterized, and disposed of based on the waste determination.

Any new aboveground storage tanks constructed of steel will meet or exceed the requirements found in UL No. 142, API Standard No. 620, API Standards No. 650, API Standard No. 12B, API Standard No. 12D, or API Standard No. 12F.

Magnum inspects the aboveground tanks and piping for leaks as part of a release detection monitoring program. At least once per month, Magnum personnel inspect the exterior of each tank and the secondary containment area for wetting, discoloration, corrosion, blistering, cracks, or other signs of structural damage or leakage.

In the event any component of Magnum's storage tank system is discovered to have discharged or contributed to the discharge of a pollutant, Magnum personnel will isolate that component from the system, if possible, and not utilize that component until it is correctly repaired or replaced. If the storage tank system or any component of the system cannot be operated in compliance with Chapter 62-762 F.A.C., the storage tank system will not be operated until the component has been repaired or replaced. If a tank has discharged or contributed to the discharge of a pollutant, that tank will be taken out of service until the tank is repaired or replaced. All repairs to storage tanks will be made in a manner preventing any discharge from the storage tank system due to structural failure or corrosion for the remaining life of the storage tank system. All repairs to damaged or defective storage tank system components shall be made to restore the structural integrity of the storage tank system. All pipe sections and fittings from which a pollutant has been discharged or which is otherwise damaged or defective will be repaired in accordance with the manufacturer's specifications or in accordance with Rule 62-762.210, F.A.C.

The secondary containment system will be repaired as necessary to maintain product tightness and containment volume of the system, including, but not limited to sealing cracks in concrete, repairing punctures, and maintaining containment walls. Magnum maintains records of repairs, excluding routine maintenance, to the storage tank system.

**ATTACHMENT I**

**CLOSURE PLAN**



## **ATTACHMENT 8 CLOSURE PLAN**

Magnum's Ft. Pierce facility is designed, constructed and operated to minimize any threat to the environment. Should closure become necessary, Magnum will comply with the requirements of 40 CFR 279.54(h) and 62-710 F.A.C. in that there will be no need for further facility maintenance: used oil will not contaminate surface or groundwater; all tanks, piping, secondary containment and ancillary equipment will be emptied, cleaned and decontaminated and all materials removed and managed; and all aboveground storage and process tanks will be closed pursuant to Rule 62-762 F.A.C. The closure plan will be updated whenever significant operational changes occur or design changes are made. The closure plan will be maintained with records required by Rule 62-710 F.A.C.

Magnum will submit an updated and detailed closure plan to the FDEP at least 60 days prior to the scheduled date of closing the facility. Within 30 days after closing the facility, Magnum will submit a certification of closure completion to the FDEP which demonstrates that the facility was closed in substantial compliance with the detailed closure plan.

### Closure of container storage area:

Upon closure, any container in storage will be removed and shipped to a proper disposal facility. Once all containers are removed, decontamination of the container storage will take place. The area will be scrubbed with corrosive cleaners and power washed. All materials used in the decontamination will be contained and shipped off-site to the proper disposal facility. After decontamination, the storage area will be tested to ensure that all hazardous compounds have been removed.

Maximum container storage: Non-hazardous drums: 300  
Hazardous drums : 164  
15 cubic yard roll-offs: 4

### Closure of tank storage

Upon closure all tanks will be emptied. All materials will be characterized in accordance with 40 CFR 279.54(h) and 40 CFR Part 261. Characterization will be based on process knowledge and chemical analysis. At closure of the tank system in accordance with 40 CFR Part 279, Magnum will remove or decontaminate used oil residues in tanks, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are determined to be non-hazardous as confirmed by chemical analysis. The wastes will be properly containerized and shipped to a permitted disposal facility. After the tanks have been emptied, they will be pressure washed. All materials from the wash will be containerized and shipped off-site for proper disposal. The tanks will be cut so

they cannot be reused. The tanks will be disposed of as scrap. The tank area will be tested to ensure that all hazardous compounds have been removed.

Maximum tank storage: 436,500 gallons

*Should be  
200,000 gal  
431,500 gallons*

#### Soils

The facility is designed to prevent the contamination of surrounding soils; however, in the event that soil becomes contaminated, professional engineering and geological services will be employed to determine the extent of contamination. Contaminated soils will be excavated and tested for the parameters listed in 62-770 F.A.C. for used oil. Soil sampling will be accomplished by either grab samples from augers or split-spoon sampling if vertical delineation of soils is required. Soils samples as well as solid waste samples may be analyzed for the following parameters: FL PRO, Volatile Organic Compounds-EPA Method 8020/8021, VOH-Method 8010, total 8 RCRA metals, TOX-EPA Method 9252, PCB's-EPA Method 8080, flashpoint and pH. The exact number of samples will be determined at the time of closure activities. Sufficient samples will be collected to ensure statistical significance. Additional TCLP analysis may be required for the D-listed constituents per 40 CFR Part 261.

At time of closure, if soil is contaminated, a professional engineering consulting firm will provide services to install either temporary monitoring wells or permanent monitoring wells to delineate the extent, if any, of groundwater contamination. This work will be conducted under the supervision of geologists and engineers registered in Florida. The groundwater will be sampled for the necessary parameters by following 62-770, F.A.C. by either a consulting firm or a certified laboratory with a current Comprehensive Quality Assurance Plan.

If groundwater is contaminated, Magnum will meet the closure requirements of 40 CFR 265.310. Specifically, Magnum will follow 40 CFR Subpart F, Ground-Water Monitoring. Subpart F defines the number of upgradient and downgradient wells to be installed, the parameters to be analyzed from the groundwater samples collected, and the number and frequency of samples collected. If groundwater analyses confirm a significant increase from the initial background concentrations or a pH decrease is observed, Magnum will provide written notice to the Regional Administrator within seven days of the date of the confirmation that the facility may be affecting groundwater quality. Within 15 days after the notification, Magnum will develop and submit a groundwater quality assessment program to the Regional Administrator, certified by a qualified geologist or geotechnical engineer.

The groundwater quality assessment plan will include the number, location, and depth of wells, sampling and analytical methods for those hazardous waste or hazardous waste

constituents in the facility; evaluation procedures, including any use of previously-gathered groundwater quality information; and a schedule of implementation.

If required, Magnum will then implement the groundwater quality program assessment plan and, at a minimum, determine the concentration, rate, and extent of migration of the hazardous wastes or hazardous waste constituents in the groundwater. If Magnum determines that hazardous waste or hazardous waste constituents have entered the groundwater, Magnum will either continue to make the determinations in accordance with 40 CFR Part 265.93(d)(4) on a quarterly basis until final closure of the facility (if the groundwater quality plan was implemented prior to final closure of the facility) or cease to make determinations if the groundwater quality plan was implemented during the post-closure period.

If groundwater is monitored, Magnum will keep records throughout the life of the facility and throughout the post-closure period. In addition, Magnum will annually submit to the Regional Administrator, until final closure of the facility, a report containing the results of the groundwater quality assessment program which will include, at a minimum, the calculated or measured rate of migration of hazardous waste or hazardous waste constituents in the groundwater during the reporting period. This information will be submitted no later than March 1 following each calendar year.

Facility closure will be performed in a timely fashion. All accumulated materials will be characterized for proper disposal. Material shipments will take place within 10 working days of final characterization. Tanks and equipment will be dismantled and removed within 60 calendar days.

**ATTACHMENT J**  
**CLOSURE COST ESTIMATE**

**POMPANO BEACH FACILITY  
CLOSURE COST ESTIMATE**

In the event closure of the facility is required, the following costs are anticipated to be incurred:

1. Transportation and disposal of specification-grade oil	\$ 0.00*
2. Labor cost for removal of sludge from tanks	\$ 800.00
3. Transportation and disposal of sludge from tanks	\$1,680.00**
4. Transportation and disposal of oily water	\$2,000.00***
5. Dismantling and scrap disposal of tanks	\$ 0.00
6. Decontamination of equipment	<u>\$2,000.00</u>
Total	\$6,480.00

\* Oil will be sold. Revenue will be applied to closure expenses

\*\* 40 tons @ \$42.00 per ton

\*\*\* ~~20,000~~ gallons @ \$0.10 per gallon

~~\$2,000.00~~ *initially* @ \$0.10/gallon = \$34,200

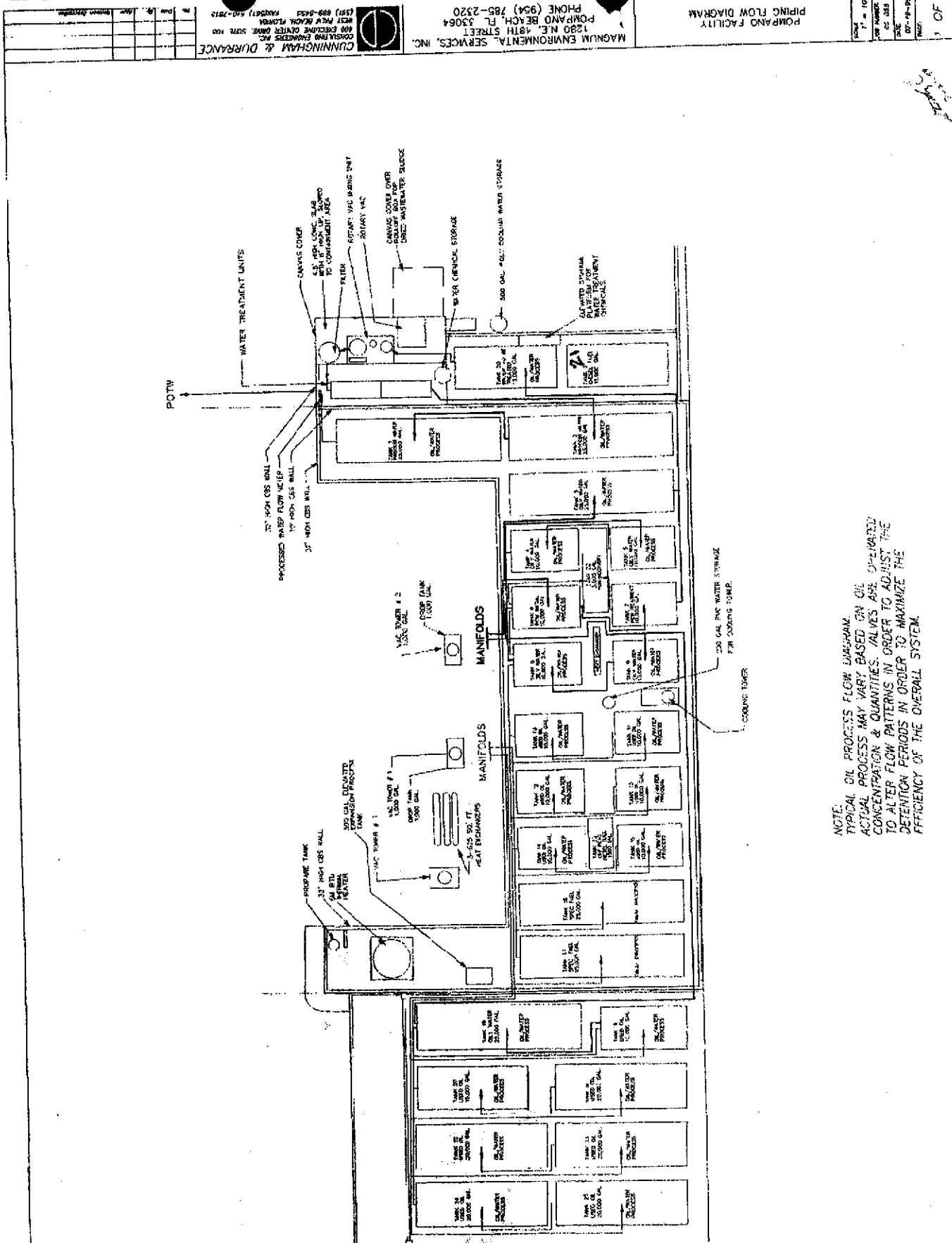
List provided with permit modification - Submitted  
on 7/19/00.

**MAGNUM ENVIRONMENTAL SERVICES INC.**  
**BROWARD FACILITY TANK STORAGE**

TANK No.	TYPE STORAGE	SIZE
1	PROCESS WATER	25,000 GALLONS
2	PROCESS WATER	25,000 GALLONS
3	OILY WATER	25,000 GALLONS
4	OILY WATER	10,000 GALLONS
5	OILY WATER	10,000 GALLONS
6	PCW INITIAL	10,000 GALLONS
7	<del>PCW / TREAT</del> <i>oily water</i>	10,000 GALLONS
8	OILY WATER	10,000 GALLONS
9	<del>OILY WATER</del> <i>PCW</i>	10,000 GALLONS
10	USED OIL	10,000 GALLONS
11	USED OIL	10,000 GALLONS
12	USED OIL	10,000 GALLONS
13	USED OIL	10,000 GALLONS
14	USED OIL	10,000 GALLONS
15	USED OIL	10,000 GALLONS
16	SPEC FUEL	25,000 GALLONS
17	SPEC FUEL	25,000 GALLONS
18	<del>OILY WATER</del> <i>spec fuel</i> 15K	<del>12,000</del> GALLONS
19	OILY WATER	25,000 GALLONS
20	OILY WATER	15,000 GALLONS
21	<del>OILY WATER</del> <i>Diesel</i> 15K	<del>20,000</del> GALLONS
22	<del>OILY WATER</del> <i>used oil</i> 15K	<del>20,000</del> GALLONS
23	<del>OILY WATER</del> <i>used oil</i>	20,000 GALLONS
24	OILY WATER	20,000 GALLONS
25	OILY WATER	20,000 GALLONS
26	<del>DIESEL FUEL</del> <i>used oil</i> 20K	<del>15,000</del> GALLONS
27	PCW / RECOVERY	<del>20K 3,000</del> GALLONS
28	OFF ROAD DIESEL FUEL	1,500 GALLONS
TOTAL AVAILABLE STORAGE		416,500 GALLONS

29

3K Diesel



NOTE:  
TYPICAL OIL PROCESS FLOW DIAGRAM.  
TYPICAL PROCESS MAY VARY BASED ON OIL  
CONCENTRATION & QUANTITIES. VALVES ARE OPERATED  
TO ALTER FLOW PATTERNS IN ORDER TO ADJUST THE  
DETENTION PERIODS IN ORDER TO MAXIMIZE THE  
EFFICIENCY OF THE OVERALL SYSTEM.

RECEIVED

OCT 12 1999

DEPT OF ENV PROTECTION  
WEST PALM BEACHDEP Form # 52-701.500(5)(b)  
Form Title: SWM Fac. Financial Guarantee Bond  
Effective Date: December 23, 1996  
DEP Application No. \_\_\_\_\_

## BOND REISSUED TO INCREASE PENALTY

STATE OF FLORIDA  
SOLID WASTE MANAGEMENT FACILITY FINANCIAL GUARANTEE BOND  
TO DEMONSTRATE FINANCIAL ASSURANCE  
FOR☒ Closing ☐ Long-Term Care ☐ Corrective Action  
(Check Appropriate Box(es))

The term "Required Action" as used in this document means closing, long-term care, or corrective action, or any combination of these, which is checked above.

Date bond executed: September 13, 1999Effective date: September 13, 1999Principal: Magnum Environmental Services, Inc.1280 NE 48th Street, Pompano Beach, FL 33064

Legal Name and Business Address of Owner or Operator

Type of Organization: ☐ Individual ☐ Joint Venture ☐ Partnership ☒ Corporation  
Check OneState of Incorporation: FloridaSurety(ies): Greenwich Insurance Company160 Water StreetNew York, NY

Name(s) and Business Address(es)

List for each facility: FDEP GMS Identification Number, name, and address. Indicate "Required Action" amounts for each facility separately.

FDEP GMS-I.D. No.	Name	Address	Required Action Amount
H006-307677	Magnum Environmental Services Inc.	1280 NE 48th St. Pompano Beach, FL 33064	\$6,986.40
H056-307676	Magnum Environmental Services Inc.	5690 West Midway Road Ft. Pierce, FL 34981	\$6,986.40

Total penal sum of bond: \$13,972.80Surety's bond number: 45006504



Know All Persons By These Presents, That we, the Principal and Surety(ies) hereto are firmly bound to the Florida Department of Environmental Protection (hereinafter called FDEP). In the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally; provided that, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but if no limit of liability is indicated, the limit of liability shall be full amount of the penal sum.

WHEREAS, said Principal is required, under the Florida Solid Waste Management Act as amended, to have a permit in order to construct, operate or close each solid waste management facility identified above, and

WHEREAS, said Principal is required to provide financial assurance for the "Required Action," as a condition of the permit(s), and

WHEREAS, said principal shall establish a standby trust fund as is required when a surety bond is used to provide such financial assurance;

NOW, THEREFORE, the conditions of the obligation are such that if the Principal shall faithfully, before the beginning of final closure of each facility identified above, fund the standby trust fund in the amount(s) identified above for the facility,

Or, if the Principal shall fund the standby trust fund in such amount(s) within 15 days after an order to begin closure is issued by the Secretary of the FDEP or a U.S. district court or other court of competent jurisdiction,

Or, if the Principal shall provide alternate financial assurance and obtain the FDEP Secretary's written approval of such assurance, within 90 days after the date of notice or cancellation is received by both the Principal and the FDEP Secretary from the Surety(ies), then this obligation shall be null and void, otherwise it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above. Upon notification by FDEP Secretary that the Principal has failed to perform as guaranteed by this bond, the Surety(ies) shall place funds in the amount guaranteed for the facility(ies) into the standby trust fund as directed by the FDEP Secretary.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the Principal and to the Secretary of the FDEP; however, cancellation shall not occur during the 120 days beginning on the date of receipt of the notice of cancellation by both the Principal and the FDEP Secretary, as evidenced by the return receipts.

The Principal may terminate this bond by sending written notice to the Surety(ies); provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Secretary of the FDEP.

Principal and Surety(ies) hereby agree to adjust the penal sum of the bond yearly so that it guarantees a new "Required Action" amount, provided that the penal sum does not increase by more than 20 percent in any one year, and no decrease in the penal sum takes place without the written permission of the FDEP Secretary.

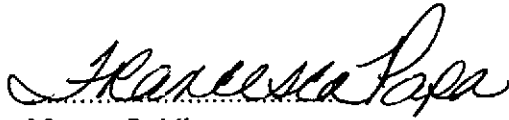
IN WITNESS WHEREOF, the Principal and Surety(ies) have executed this Financial Guarantee Bond and have affixed their seals on the date set forth above.

GREENWICH INSURANCE COMPANY

STATE OF New York

COUNTY OF Nassau

On this 13th day of September, 1999, before me, a Notary Public within and for said County and State, personally appeared Matthew Wilkoff to me personally known, who being duly sworn, upon oath, did say that she is the attorney in fact of and for the Greenwich Insurance Company, a corporation created, organized and existing under and by virtue of the laws of the State of California that the Corporate seal affixed to the foregoing instrument is the seal of said Corporation; that the seal was affixed; and the said attorney in fact did acknowledge that she executed the said instrument as the free act and deed of said Corporation.

FRANCESCA PAPA  
Notary Public, State of New York  
No. 4842535 Suffolk County  
Cert. Filed in Suffolk County  
Commission Expires Jan. 6, 2000  
 Notary Public

[Seal]

### Individual Acknowledgment

State of \_\_\_\_\_

County of \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally appeared \_\_\_\_\_

\_\_\_\_\_ to me known and known to me to be the person described in and who executed the foregoing instrument and \_\_\_\_\_ he \_\_\_\_\_ thereupon acknowledged to me that \_\_\_\_\_ he \_\_\_\_\_ executed the same.

\_\_\_\_\_  
Notary Public

### Partnership Acknowledgment

State of \_\_\_\_\_

County of \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally appeared \_\_\_\_\_

\_\_\_\_\_ to me known and known to me to be one of the firm of \_\_\_\_\_ described in and who executed the foregoing instrument and \_\_\_\_\_ he \_\_\_\_\_ thereupon acknowledged to me that \_\_\_\_\_ he \_\_\_\_\_ executed the same as and for the act and deed of said firm.

\_\_\_\_\_  
Notary Public

### Corporate Acknowledgment

State of \_\_\_\_\_

County of \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally appeared \_\_\_\_\_

\_\_\_\_\_ to me known, who being by me duly sworn, did depose and say that \_\_\_\_\_ he \_\_\_\_\_ is the \_\_\_\_\_ of the \_\_\_\_\_

\_\_\_\_\_ the corporation described in and which executed the foregoing instrument; that \_\_\_\_\_ he \_\_\_\_\_ knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation; and that \_\_\_\_\_ he \_\_\_\_\_ signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies).

PRINCIPAL  
Magnum Environmental Services, Inc.

Signature

Type Name and Title

CORPORATE SURETY(IES)  
For each co-surety provide the following

Greenwich Insurance Company

Name and address

160 Water Street, New York, NY

State of California

State of Incorporation

Utility Limit \$13,972.80

Signature

Matthew Wilkoff, attorney in fact

Type Name and Title

Corporate Seal

Corporate Seal

Bond premium: \$ 350.00

## POWER OF ATTORNEY

Know all Men by these Presents: that GREENWICH INSURANCE COMPANY, a California corporation (the "Corporation"), with offices at One Greenwich Plaza, Greenwich, Connecticut, 06836, has made, constituted and appointed, and by these presents, does make, constitute and appoint Matthew Wilkoff, Gerald J. Wilkoff

its true and lawful Attorney(s)-in-Fact, at Mineola in the State of New York and each of them to have full power to act without the other or others, to make, execute and deliver on its behalf, as Surety or Co-Surety; bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Corporation for any portion of the penal sum thereof in excess of the sum of

Five Million Dollars (\$ 5,000,000 )

Such bonds and undertakings for said purposes, when duly executed by said Attorney(s)-in-Fact, shall be binding upon the Corporation as fully and to the same extent as if signed by the President of the Corporation under its corporate seal attested by its Corporate Secretary.

This appointment is made under and by authority of certain resolutions adopted by the Board of Directors of the Corporation at meeting duly called and held on the 7th day of June, 1999, a copy of which appears below under the heading entitled "Certificate."

This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the Board of Directors of the Corporation by Unanimous Written Consent on September 18, 1997 and said resolution has not since been revoked, amended or repealed:

RESOLVED, that in granting powers of attorney pursuant to certain resolutions adopted by the Board of Directors of the Corporation at a meeting duly called and held on March 11, 1996, the signature of such directors and officers and the seal of the Corporation may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signature or seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking to which it is attached.

This Power of Attorney shall expire and all authority hereunder shall terminate without notice at midnight (Standard Time where said Attorney(s)-in-Fact is authorized to act),

December 31, 1999

IN WITNESS WHEREOF, the Corporation has caused these presents to be duly signed and its corporate seal to be hereunto affixed and attested this 12th day of June, 1999, at Greenwich, Connecticut.

(Corporate Seal)

GREENWICH INSURANCE COMPANY

ATTEST Suraya K. Kieffer, Assistant Vice President

By Mary A. Roddy, Vice President

STATE OF CONNECTICUT ss: Greenwich

On the 12th day of June, 1999, before me personally came

Mary A. Roddy, Vice President

that (s)he is a Vice President of GREENWICH INSURANCE COMPANY, to me known, who being by me duly sworn, did depose and say that (s)he resides in the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that (s)he signed his/her name thereto by like order.

(Notary Seal)

Suzanne M. Johnson

Notary Public

STATE OF CONNECTICUT  
COUNTY OF FAIRFIELD

ss: Greenwich

CERTIFICATE

My Commission Expires 12/31/99

I, Karen M. Manente

Assistant Secretary

a California corporation (the "Corporation"), hereby certify: the of GREENWICH INSURANCE COMPANY,

1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of the Corporation and has not since been revoked, amended or modified; that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof;

2. The following are resolutions which were adopted by the Board of Directors of the Corporation at a meeting duly called and held on June 7, 1999, which resolutions have not since been revoked, amended or modified:

"RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Corporation any and all bonds, undertakings or obligations in Surety or Co-Surety with others:

Stanley J. Kott

Laura A. Shanahan

Sheila M. Kelly

Mary A. Roddy

Suraya K. Kieffer

RESOLVED, FURTHER, that each of the individuals named above is authorized to appoint Attorneys-in-Fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in Surety or Co-Surety for and on behalf of the Corporation."

3. The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 13th day of September, 1999

(Corporate Seal)

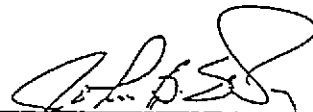
Karen M. Manente

GREENWICH INSURANCE COMPANY  
STATUTORY STATEMENT OF ADMITTED ASSETS,  
LIABILITIES, CAPITAL AND SURPLUS  
December 31, 1998

Assets:		Liabilities:	
Investments		Loss and loss adjustment expenses	\$11,043,765
Bonds	\$32,520,945		
Short-term investments	100,000	Unearned premiums	7,602,025
		Funds held under reinsurance treaties	1,903,321
		Other liabilities	<u>4,461,522</u>
Total Invested Assets	<u>32,620,945</u>	Total Liabilities	<u>25,010,633</u>
Cash	10,248,734	Capital and Surplus:	
Agents balances or uncollected premium	1,033,938	Capital stock	3,558,100
Funds held by or deposited with reinsurance companies	3,616,384	Paid-in surplus	21,915,853
Reinsurance recoverable on loss and loss adj. expense payments	1,582,134	Unassigned surplus	<u>722,066</u>
Accrued interest and dividends	718,029	Total Capital and Surplus	<u>26,196,019</u>
Other admitted assets	<u>1,386,488</u>		
Total Admitted Assets	<u>\$51,208,652</u>	Total Liabilities, Capital and Surplus	<u>\$51,208,652</u>

I, John B. Wong, Vice President and Controller of Greenwich Insurance Company, (the "Corporation") do hereby certify that to the best of my knowledge and belief, the foregoing is a full and true Statutory Statement of Admitted Assets, Liabilities, Capital and Surplus of the Corporation, as of December 31, 1998, prepared in conformity with accounting practices prescribed or permitted by the Insurance Department of the State of California. The foregoing statement should not be taken as a complete statement of financial condition of the Corporation. Such a statement is available upon written request at the Corporation's principal office located at One Greenwich Plaza, Greenwich, Connecticut 06835.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Corporation at Greenwich, Connecticut.

  
\_\_\_\_\_

RECEIVED

OCT 12 1999

DEPT OF ENV PROTECTION  
WEST PALM BEACH

DEP Form # 62-701.900(5)(h)  
Form Title SWM Fac. Standby Trust Fund Agreement  
Effective Date December 23, 1996  
DEP Application No. \_\_\_\_\_

STATE OF FLORIDA  
SOLID WASTE MANAGEMENT FACILITY STANDBY TRUST FUND AGREEMENT  
TO DEMONSTRATE FINANCIAL ASSURANCE  
FOR

☒ Closing    ☐ Long-Term Care    ☐ Corrective Action  
[Check Appropriate Box(es)]

TRUST AGREEMENT, the "Agreement," entered into as of SEPTEMBER 29, 1999  
by and between MAGNUM ENVIRONMENTAL SERVICES, INC.  
a FLORIDA CORPORATION, the "Grantor,"  
and SOUTHTRUST BANK, N.A.  
135 WEST CENTRAL BLVD. SUITE 120, ORLANDO, FL 32801  
A NATIONAL BANK, the "Trustee."

WHEREAS, the Florida Department of Environmental Protection (FDEP), an agency of the State of Florida, has established certain regulations applicable to the Grantor, requiring that an owner or operator of a solid waste management facility shall provide assurance that funds will be available when needed for the "Required Action" of the facility,

WHEREAS, the Grantor has elected to establish a trust to provide all or part of such financial assurance for the facilities identified herein,

WHEREAS, the Grantor, acting through its duly authorized officers, has selected the Trustee to be the trustee under this agreement, and the Trustee is willing to act as trustee,

NOW, THEREFORE, the Grantor and the Trustee agree as follows:

**Section 1. Definitions.** As used in this Agreement:

- (a) The term "Grantor" means the owner or operator who enters into this Agreement and any successors or assigns of the Grantor.
- (b) The term "Trustee" means the Trustee who enters into this Agreement and any successor Trustee.
- (c) The term "FDEP" means the Florida Department of Environmental Protection, an Agency of the State of Florida or any successor thereof.
- (d) The term "Required Action," as used in this document means closure, post-closure care, or corrective action, or any combination of these, which is checked above.

**Section 2. Identification of Facilities and Cost Estimates.** This Agreement pertains to the facilities and cost estimates identified on attached Schedule A.

On Schedule A, for each facility list the FDEP GMS Identification Number, name, address, and the current "Required Action" cost estimates, or portions thereof, for which financial assurance is demonstrated by this Agreement.

**Section 3. Standby Trust.** This Trust shall remain dormant until funded with the proceeds from the SURETY BOND as listed on Schedule B. The Trustee shall have no duties or responsibilities

beyond safekeeping this Document. Upon funding this Trust shall become active and be administered pursuant to the terms of this instrument.

**Section 4. Establishment of Fund.** The Grantor and the Trustee hereby establish a trust fund (the Fund), for the benefit of the FDEP. The Grantor and the Trustee intend that no third party have access to the Fund except as herein provided. The Fund is established initially as consisting of the property, which is acceptable to the Trustee, described in Schedule B attached hereto. Such property and any other property subsequently transferred to the Trustee is referred to as the Fund, together with all earnings and profits thereon, less any payments or distributions made by the Trustee pursuant to this Agreement. The Fund shall be held by the Trustee, IN TRUST, as hereinafter provided. The Trustee shall not be responsible nor shall it undertake any responsibility for the amount or adequacy of, nor any duty to collect from the Grantor, any payments necessary to discharge any liabilities of the Grantor established by the FDEP.

**Section 5. Payment for Closure, Post-Closure Care, and Corrective Action.** The Trustee shall make payments from the Fund as the FDEP Secretary shall direct, in writing, to provide for the payment of the costs of "Required Action" of the facilities covered by this Agreement. The Trustee shall reimburse the Grantor or other persons as specified by the FDEP Secretary from the Fund for "Required Action" expenditures in such amounts as the FDEP Secretary shall direct in writing. In addition, the Trustee shall refund to the Grantor such amounts as the FDEP Secretary specifies in writing. Upon refund, such funds shall no longer constitute part of the Fund as defined herein.

**Section 6. Payments Comprising the Fund.** Payments made to the Trustee for the Fund shall consist of cash or securities acceptable to the Trustee and shall consist solely of proceeds from the SURETY BOND

"Insert "Letter of Credit" or "Surety Bond".

**Section 7. Trustee Management.** The Trustee shall invest and reinvest the principal and income of the Fund and keep the Fund invested as a single fund, without distinction between principal and income, in accordance with general investment policies and guidelines which the grantor may communicate in writing to the Trustee from time to time, subject, however, to the provisions of this Section. In investing, reinvesting, exchanging, selling, and managing the Fund, the Trustee shall discharge his duties with respect to the trust fund solely in the interest of the beneficiary and with the care, skill, prudence, and diligence under the circumstances then prevailing which persons of prudence, acting in a like capacity and familiar with such matters, would use in the conduct of an enterprise of a like character and with like aims; except that:

- (a) Securities or other obligations of the Grantor, or any other owner or operator of the facilities, or any of their affiliates as defined in the Investment Company Act of 1940, as amended, 15 U.S.C. 80a-2.(a), shall not be acquired or held, unless they are securities or other obligations of the Federal or a State government;
- (b) The Trustee is authorized to invest the Fund in time or demand deposits of the Trustee, to the extent insured by an agency of the Federal or a State government; and
- (c) The Trustee is authorized to hold cash awaiting investment or distribution uninvested for a reasonable time and without liability for the payment of interest thereon.

**Section 8. Commingling and Investment.** The Trustee is expressly authorized in its discretion:

- (a) To transfer from time to time any or all of the assets of the Fund to any common, commingled, or collective trust fund created by the Trustee in which the Fund is eligible to participate, subject to all of the provisions thereof, to be commingled with the assets of other trusts participating therein; and
- (b) To purchase shares in any investment company registered under the Investment Company Act of 1940, 15 U.S.C. 80a-1 et seq., including one which may be created, managed, underwritten, or to which investment advice is rendered or the shares of which are sold by the Trustee. The Trustee may vote such shares in its discretion.

**Section 9. Express Power of Trustee.** Without in any way limiting the powers and discretions conferred upon the Trustee by the other provisions of this Agreement or by law, the Trustee is expressly authorized and empowered:

- (a) To sell, exchange, convey, transfer, or otherwise dispose of any property held by it, by public or private sale. No person dealing with the Trustee shall be bound to see to the application of the purchase money or to inquire into the validity or expediency of any such sale or other disposition;



(b) To make, execute, acknowledge, and deliver any and all documents of transfer and conveyance and any and all other instruments that may be necessary or appropriate to carry out the powers herein granted;

(c) To register any securities held in the Fund in its own name or in the name of a nominee and to hold any security in bearer form or in book entry, or to combine certificates representing such securities with certificates of the same issue held by the Trustee in other fiduciary capacities, or to deposit or arrange for the deposit of such securities in a qualified central depository even though, when so deposited, such securities may be merged and held in bulk in the name of the nominee of such depository with other securities deposited therein by another person, or to deposit or arrange for the deposit of any securities issued by the United States Government, or any agency or instrumentality thereof, with a Federal Reserve bank, but the books and records of the Trustee shall at all times show that all such securities are part of the Fund;

(d) To deposit any cash in the Fund in interest-bearing accounts maintained or savings certificates issued by the Trustee, in its separate corporate capacity, or in any other banking institution affiliated with the Trustee, to the extent insured by an agency of the Federal or a State government; and

(e) To compromise or otherwise adjust all claims in favor of or against the Fund.

**Section 10. Taxes and Expenses.** All taxes of any kind that may be assessed or levied against or in respect of the Fund and all brokerage commissions incurred by the Fund shall be paid from the Fund. All other expenses incurred by the Trustee in connection with the administration of this Trust, including fees for legal services rendered to the Trustee, the compensation of the Trustee to the extent not paid directly by the Grantor, and all other proper charges and disbursements of the Trustee shall be paid from the Fund.

**Section 11. Annual Valuation.** The Trustee shall annually, at least 30 days prior to the anniversary date of establishment of the Fund, furnish to the Grantor and to the Secretary of the FDEP a statement confirming the value of the Trust. Any securities in the Fund shall be valued at market value as of no more than 60 days prior to the anniversary date of establishment of the fund. The failure of the Grantor to object in writing to the Trustee within 90 days after the statement has been furnished to the Grantor and the FDEP Secretary shall constitute a conclusively binding assent by the Grantor, barring the Grantor from asserting any claim or liability against the Trustee with respect to matters disclosed in the statement.

**Section 12. Advice of Counsel.** The Trustee may from time to time consult with counsel, who may be counsel to the Grantor, with respect to any question arising as to the construction of this Agreement or any action to be taken hereunder. The Trustee shall be fully protected, to the extent permitted by law, in acting upon the advice of counsel.

**Section 13. Trustee Compensation.** The Trustee is authorized to charge against the principal of the Trust its published Trust fee schedule in effect at the time services are rendered.

**Section 14. Successor Trustee.** The Trustee may resign or the Grantor may replace the Trustee, but such resignation or replacement shall not be effective until the Grantor has appointed a successor Trustee and this successor accepts the appointment. The successor trustee shall have the same powers and duties as those conferred upon the Trustee hereunder. Upon the successor trustee's acceptance of the appointment, the Trustee shall assign, transfer, and pay over to the successor trustee the funds and properties then constituting the Fund. If for any reason the Grantor cannot or does not act in the event of the resignation of the Trustee, the Trustee may apply to a court of competent jurisdiction for the appointment of a successor trustee or for instructions. The successor trustee shall specify the date on which it assumes administration of the trust in a writing sent to the Grantor, FDEP Secretary, and the present Trustee by certified mail 10 days before such change becomes effective. Any expenses incurred by the Trustee as a result of any of the acts contemplated by this Section shall be paid as provided in Section 10.

**Section 15. Instructions to the Trustee.** All orders, requests, and instructions by the Grantor to the Trustee shall be in writing, signed by such persons as are designated in the attached Exhibit A or such other designees as the Grantor may designate by amendment to Exhibit A. The Trustee shall be fully protected in acting without inquiry in accordance with the Grantor's orders, requests, and instructions. All orders, requests, and instructions by the FDEP Secretary to the Trustee shall be in writing, signed by the FDEP Secretary, or the designee, and the Trustee shall act and shall be fully protected in acting in accordance with such orders,

**SCHEDULE B**

The Fund is established initially as consisting of the following property:

SURETY BOND # 45006504 ISSUED BY GREENWICH INSURANCE COMPANY  
(List the property used to establish the trust fund (e.g. (check # \_\_\_\_\_ in the amount of \$ \_\_\_\_\_))

**EXHIBIT A**

All orders, requests, and instructions by the grantor to the Trustee shall be in writing and signed by one of the following persons:

JAMES FREDERICO

Name

PRESIDENT

Title

DENNIS WILLIAMS

Name

VICE PRESIDENT

Title

EARL MIKOLITCH

Name

VICE PRESIDENT

Title

BELOW ARE EXAMPLES OF THE FOUR REQUIRED ATTACHMENTS THAT MUST ACCOMPANY A TRUST FUND AGREEMENT. THEY ARE ONLY EXAMPLES OF FORMATS ACCEPTABLE TO THE DEPARTMENT. THEREFORE, VARIATIONS CONTAINING THE REQUIRED INFORMATION ARE ALSO ACCEPTABLE.

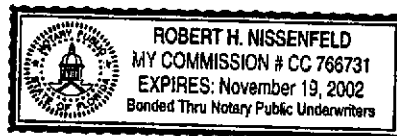
**CERTIFICATION OF ACKNOWLEDGMENT FOR  
SOLID WASTE MANAGEMENT FACILITY TRUST FUND AGREEMENT**

State of FLORIDA

County of BROWARD

The foregoing instrument was acknowledged before me this 29 day of SEPT, 1999, by  
JAMES FREDERICO as PRESIDENT  
(Name of person) (Type of authority, e.g., officer, trustee, etc.)  
for MAGNUM ENVIRONMENTAL SERVICES, INC.  
(Name of party on behalf of whom instrument was executed), the corporation described in and which  
executed the above instrument.

Robert H. Nissenfeld  
Signature of Notary Public, State of Florida



Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known

or Produced Identification \_\_\_\_\_

Type of Identification Produced \_\_\_\_\_

**SCHEDULE A**

This Agreement demonstrates financial assurance for the following cost estimate(s) for the following facility(ies):

(Indicate "Required Action" for each facility)

GMS I.D. No.: H006-307677

NAME: MES, INC

ADDRESS: 1280 NE 48TH STREET

POMPANO BEACH

FLORIDA 33064

**COST ESTIMATES:**

Closure	\$ <u>4,986.40</u>
Post-Closure	\$ _____
Trust Fee	\$ _____
Corrective Action	\$ <u>1,000.00</u>
Total	\$ <u>5,986.40</u>

**BELOW ARE EXAMPLES OF THE FOUR REQUIRED ATTACHMENTS THAT MUST ACCOMPANY A TRUST FUND AGREEMENT. THEY ARE ONLY EXAMPLES OF FORMATS ACCEPTABLE TO THE DEPARTMENT. THEREFORE, VARIATIONS CONTAINING THE REQUIRED INFORMATION ARE ALSO ACCEPTABLE.**

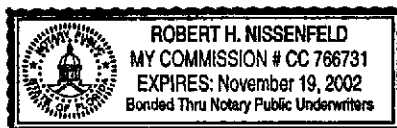
**CERTIFICATION OF ACKNOWLEDGMENT FOR  
SOLID WASTE MANAGEMENT FACILITY TRUST FUND AGREEMENT**

State of FLORIDA

County of BROWARD

The foregoing instrument was acknowledged before me this 29 day of SEPT, 19 99, by  
JAMES FREDERICO as PRESIDENT  
(Name of person) (Type of authority, e.g., officer, trustee, etc.)  
for MAGNUM ENVIRONMENTAL SERVICES, INC., the corporation described in and which  
(Name of party on behalf of whom instrument was executed)  
executed the above instrument.

Robert H. Nissenfeld  
Signature of Notary Public, State of Florida



Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known or Produced Identification

Type of Identification Produced

**SCHEDULE A**

This Agreement demonstrates financial assurance for the following cost estimate(s) for the following facility(ies):

(Indicate "Required Action" for each facility)

GMS I.D. No.: H056-307676

NAME: MES, INC

ADDRESS: 5690 W. MIDWAY ROAD

FT. PIERCE

FLORIDA 34981

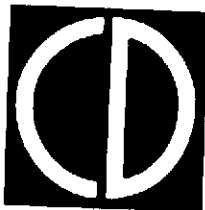
**COST ESTIMATES:**

Closure \$ 4,986.40

Post-Closure \$                     

Trust Fee  
Corrective Action \$ 1,000.00

Total \$ 5,986.40



# CUNNINGHAM & DURRANCE

CONSULTING ENGINEERS, INC.

400 EXECUTIVE CENTER DRIVE, SUITE 108

WEST PALM BEACH, FL. 33401-2919

(561) 689-5455 FAX: (561) 640-7815 E-MAIL: CD CON ENG@AOL.COM

July 29, 1999

Lee C. Hoefert, P.E.  
Department of Environmental Protection  
Solid Waste Section  
Southeast District  
P.O. Box 15425  
West Palm Beach, FL 33416

RECEIVED

AUG - 3 1999

DEPT OF ENV PROTECTION  
WEST PALM BEACH

RE: Magnum Environmental Services, Inc., Broward County

Subject: Application File No. 51348-002-HO-SE

Dear Mr. Hoefert:

Attached please find two (2) copies of the revised cost estimate providing for disposal of 80 tons of contaminated soils, and the addition of the solidifying agent to be added prior to disposal. In addition, a 15% contingency was added for any miscellaneous work relating to the final closure.

Also, please find a revised copy of the site plan showing four (4) roll off containers at the site, as described in the report.

Should you have any questions, or need any additional information, please call at your earliest convenience.

Respectfully yours,

CUNNINGHAM & DURRANCE  
Consulting Engineers, Inc.

Stuart H. Cunningham, PE, PSM

Enclosures (2)

SHC/shc

cc: Osiris Ramos  
Al Dimaria

99-055(99055-C-LTR)





# MAGNUM

Florida's Leading Environmental Recovery & Recycling Service

**MAGNUM ENVIRONMENTAL SERVICES, INC.**

Corporate Office: 1280 N.E. 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 • (800) 235-0189  
Fax: (954) 783-6913

October 22, 1999

RECEIVED

OCT 27 1999

DEPT OF ENV PROTECTION  
WEST PALM BEACH

Florida Department of Environmental Protection  
400 N. Congress Avenue  
P.O. Box 15425  
West Palm Beach, FL 33416  
Attn: Mr. Vic Kamath

Re: Information to modify Used Oil Processing Permits to accept Non-Hazardous CERCLA Waste.

Dear Mr. Kamath:

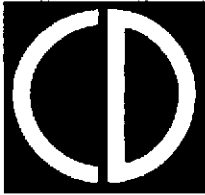
Per our conversation on this date, please forward the above referenced information to my attention that will enable Magnum Environmental Services, Inc. to accept Non-Hazardous Solid Wastes generated from CERCLA sites such as oil, oily waters, petroleum contaminated debris and soil.

Magnum presently operates facilities in Pompano Beach (Permit #HO06-307677) Ft. Pierce (Permit # HO56-307676) and West Palm Beach (Thermal Treatment, Air Permit #777-0234-001a-AO) that have the capabilities to accept and process these waste materials.

If have any questions, please contact me at the number listed.

Sincerely,

Hunt J. Harween, CHMM  
Director of Facility Compliance  
Magnum Environmental Services, Inc.



# CUNNINGHAM & DURRANCE

CONSULTING ENGINEERS, INC.

400 EXECUTIVE CENTER DRIVE, SUITE 108

WEST PALM BEACH, FL. 33401-2919

(561) 689-5455 FAX: (561) 640-7815 E-MAIL: CD CON ENG@AOL.COM

## MAGNUM ENVIRONMENTAL SERVICES

### COST ESTIMATE FOR CLOSURE ON SLUDGE DISPOSAL

ITEM NUMBER	DESCRIPTION	QUANTITY	UNIT	UNIT COST	ESTIMATED COST
1.	BACKHOE	8	HRS	\$50.00	\$400.00
2.	SLUDGE TRANSPORTATION	40	TONS	\$10.00	\$400.00
3.	SLUDGE DISPOSAL	40	TONS	\$32.00	\$1,280.00
TOTAL COST					\$2,080.00

*[Signature]*  
7-14-99





# Department of Environmental Protection

RECEIVED

Twin Towers Office 2400 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form 62-701.800(1.0)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

JUL 14 1999

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(\*Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. (See Section A, Box 5 below)  
for reporting period January 1, 1998 through December 31, 1998

Use the information recorded in your Record Keeping Form (62-701.900(13) or equivalent) to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

- Company Name: Magnum Environmental Services, Inc. 2. Telephone No. 954)785-2320  
Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064
- EPA ID No. FLD 984 262 410
- ☐ Check box if any of the above items (1-3) have changed since your last registration
- Name of person preparing report (please print) Hunt J. Harween  
Title Director-Facility Compliance Phone number (if different from #2, above) ( )
- Type of operation (check as many as apply to your operations)  
Used Oil: ☒ Transporter ☒ Transfer Facility ☒ Processor ☒ Marketer ☐ Burner (of off-specification used oil)  
Used Oil Filter: ☒ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	3,533,835	408,910	703,987	4,646,732
b. From out of state.....				
c. Beginning Inventory.....				154,543
d. Total (sum of totals from Lines a + b + c).....				4,801,275

2. Amount (in gallons) of Used Oil and Oily Wastes Managed	In State	Out of State
N - Not an end use, transferred to another facility.....	3,039,500	
O - Marketed as an on-specification used oil fuel.....	364,852	
F - Marketed as an off-specification used oil fuel.....		
I - Marketed for an industrial process.....		
B - Burned as an off-specification used oil fuel .....		
D - Disposed of		
Landfilled.....	172,354	
Treated at a wastewater treatment unit.....	1,082,974	
Incinerated.....	23,573	
3. Total amount (in gallons) of used oil managed.....	4,683,253	
4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....		118,022



# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form #62-701.900(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(\*Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. [See Section A, Box 5 below] for reporting period January 1, 1998 through December 31, 1998)

Use the information recorded in your Record Keeping Form (62-701.900(13) or equivalent) to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name: Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320

Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064

3. EPA ID No. FLO 000 346 304

☐ Check box if any of the above items (1-3) have changed since your last registration

4. Name of person preparing report (please print) Hunt J. Harween

Title Director-Facility Compliance Phone number (if different from #2, above) ( )

5. Type of operation (check as many as apply to your operations)

Used Oil: ☒ Transporter ☒ Transfer Facility ☒ Processor ☒ Marketer ☐ Burner (of off-specification used oil)  
Used Oil Filter: ☐ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	2,096,335	646,359	695,130	3,437,824
b. From out of state.....				
c. Beginning Inventory.....				99,007
d. Total (sum of totals from Lines a + b + c).....				3,536,831

2. Amount (in gallons) of Used Oil and Oily Wastes Managed

N - Not an end use, transferred to another facility.....

O - Marketed as an on-specification used oil fuel.....

F - Marketed as an off-specification used oil fuel.....

I - Marketed for an industrial process.....

B - Burned as an off-specification used oil fuel .....

D - Disposed of

Landfilled.....

Treated at a wastewater treatment unit.....

Incinerated.....

3. Total amount (in gallons) of used oil managed.....

4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....

In State	Out of State
280,039	
2,923,146	
4,700	
141,747	
3,349,627	
	187,204



# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form #62-701.900(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(\*Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.550, F.A.C. (See Section A, Box 5 below) for reporting period January 1, 1998 through December 31, 1998)

Use the information recorded in your Record Keeping Form (62-701.900(13) or equivalent) to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name: Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320

Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064

3. EPA ID No. FLR 000 012 823

☐ Check box if any of the above items (1-3) have changed since your last registration

4. Name of person preparing report (please print) Hunt J. Harveen

Title Director of Facility Compliance Phone number (if different from #2, above) ( )

5. Type of operation (check as many as apply to your operations)

Used Oil: ☐ Transporter ☒ Transfer Facility ☐ Processor ☐ Marketer ☐ Burner (of off-specification used oil)

Used Oil Filter: ☐ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	1,039,936	102,379	193,745	1,336,060
b. From out of state.....				
c. Beginning Inventory.....				112,478
d. Total (sum of totals from Lines a + b + c).....				1,448,538

2. Amount (in gallons) of Used Oil and Oily Wastes Managed

N - Not an end use, transferred to another facility.....

O - Marketed as an on-specification used oil fuel.....

F - Marketed as an off-specification used oil fuel.....

I - Marketed for an industrial process.....

B - Burned as an off-specification used oil fuel .....

D - Disposed of

Landfilled.....

Treated at a wastewater treatment unit.....

Incinerated.....

3. Total amount (in gallons) of used oil managed.....

4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....

In State	Out of State
1,295,000	
1,295,000	
	153,538



# Department of Environmental Protection

Twin Towers Office Bldg. 2600 Blair Stone Road Tallahassee, Florida 32399-2400

DEP Form #62-701.800(14)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

## Annual Report by Used Oil and Used Oil Filter Handlers\*

(\*Handlers are any persons subject to the registration requirements of rule 62-710.500 and 62-710.850, F.A.C. (See Section A, Box 5 below)  
for reporting period January 1, 1998 through December 31, 1998

Use the information recorded in your Record Keeping Form [62-701.800(13) or equivalent] to complete this document

### SECTION A TO BE COMPLETED BY ALL REGISTERED PERSONS

1. Company Name: Magnum Environmental Services, Inc. 2. Telephone No. (954) 785-2320
- Mailing Address: 1280 NE 48th Street, Pompano Beach, FL 33064
3. EPA ID No. FLR 000 026 393
- ☐ Check box if any of the above items (1-3) have changed since your last registration
4. Name of person preparing report (please print) Hunt J. Harween
- Title Director of Facility Compliance Phone number (if different from #2, above) ( ) \_\_\_\_\_
5. Type of operation (check as many as apply to your operations)
- Used Oil: ☒ Transporter ☒ Transfer Facility ☒ Processor ☐ Marketer ☐ Bumer (of off-specification used oil)
- Used Oil Filter: ☐ Processor

### SECTION B USED OIL (TO BE COMPLETED BY ALL REGISTERED USED OIL HANDLERS. USED OIL FILTER HANDLERS SEE SECTION C)

1. Amount (in gallons) of Used Oil and Oily Wastes collected	Automotive	Industrial	Mixed	Total
a. In Florida.....	462,719	560		463,279
b. From out of state.....				
c. Beginning Inventory.....				73,379
d. Total (sum of totals from Lines a + b + c).....				536,658

2. Amount (in gallons) of Used Oil and Oily Wastes Managed	In State	Out of State
N - Not an end use, transferred to another facility.....	368,691	
O - Marketed as an on-specification used oil fuel.....		
F - Marketed as an off-specification used oil fuel.....		
I - Marketed for an industrial process.....		
B - Burned as an off-specification used oil fuel .....		
D - Disposed of		
Landfilled.....		
Treated at a wastewater treatment unit.....		
Incinerated.....		
3. Total amount (in gallons) of used oil managed.....	368,691	
4. End of year, on hand estimate (Difference between Lines 1D and Line 3).....		167,967

**SECTION C USED OIL FILTERS (OPTIONAL) (USE TABLE IN DIRECTION 1 TO CONVERT TONS OF FILTERS TO NUMBERS)**

1. Number of filters on hand from previous year.....	198,000
2. Number of used oil filters collected.....	3,035,895
3. Number of used oil filters end used	
a. Transferred to another registered facility.....	
b. Burned for energy recovery at a Waste-To-Energy facility.....	
c. Recycled at metal foundry.....	3,124,312
d. TOTAL.....	3,124,312
4. End of year, on had estimate (difference between totals of Lines 2 and 3d).....	88,417
5. Gallons of used oil collected as a result of filter processing.....	
6. Gallons of used oil transferred to a used oil handler (transporter or processor).....	
7. Volume of oily waste collected and managed as a result of filter processing.....	
8. Description of oily waste management.....	Filters are drained, shredded and transported to a metal recycler.

**DIRECTIONS FOR COMPLETING SECTION C. USED OIL FILTERS (OPTIONAL)**

1. List the number of Used Oil Filters on hand, from previous year's inventory.
2. List the number of Used Oil Filters collected using the following table

One 55-gallon drum of <u>crushed</u> used oil filters = approximately <u>400</u> used oil filters
One 55 gallon drum of <u>uncrushed</u> used oil filters = approximately <u>250</u> used oil filters
One ton of drained used oil filters = approximately <u>2,350</u> used oil filters

3. List the number of used oil filters according to how they were managed by your operation. Enter the sum of all end use categories in the bold block (Line 3d).
4. Enter the number of filters on hand at your site as of December 31, last year.
5. Fill in the number of gallons of used oil collected by your filter operation.
6. Enter the number of gallons transferred to a used oil transporter or processor.
7. List the volume (gallons or cubic yards) of the oily wastes collected through your filter handling. Oily wastes are identified in Chapter 62-701.200(76) of the Florida Administrative Code and include bottom sludges, sorbents, wipes etc.
8. List the volume (gallons or cubic yards) of the oily wastes managed by your operation.
9. Describe how oily wastes were managed (sent to a WTE, hazardous waste facility, landfilled after appropriate testing, etc.).

Any questions concerning this form may be referred to the Hazardous Waste Management Section, MS 4555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, Phone (850) 488-0300

F. P.

DEP Form 652-701.200(76)  
Form Title Annual Report by Used Oil  
and Used Oil Filter Handlers  
Effective Date March 25, 1997

# SECTION C USED OIL FILTERS (OPTIONAL) (USE TABLE IN DIRECTION 1 TO CONVERT TONS OF FILTERS TO NUMBERS)

1. Number of filters on hand from previous year.....	13,450
2. Number of used oil filters collected.....	1,358,865
3. Number of used oil filters end used	
a. Transferred to another registered facility.....	1,368,523
b. Burned for energy recovery at a Waste-To-Energy facility.....	
c. Recycled at metal foundry.....	
d. TOTAL.....	1,368,523
4. End of year, on hand estimate (difference between totals of Lines 2 and 3d).....	3,792
5. Gallons of used oil collected as a result of filter processing.....	
6. Gallons of used oil transferred to a used oil handler (transporter or processor).....	
7. Volume of oily waste collected and managed as a result of filter processing.....	
8. Description of oily waste management..... <u>collection &amp; transfer operation only</u>	

## DIRECTIONS FOR COMPLETING SECTION C. USED OIL FILTERS (OPTIONAL)

- List the number of Used Oil Filters on hand, from previous year's inventory.
- List the number of Used Oil Filters collected using the following table
 

One 55-gallon drum of <u>crushed</u> used oil filters = approximately <u>400</u> used oil filters
One 55 gallon drum of <u>uncrushed</u> used oil filters = approximately <u>250</u> used oil filters
One ton of drained used oil filters = approximately <u>2,350</u> used oil filters
- List the number of used oil filters according to how they were managed by your operation. Enter the sum of all end use categories in the bold block (Line 3d).
- Enter the number of filters on hand at your site as of December 31, last year.
- Fill in the number of gallons of used oil collected by your filter operation.
- Enter the number of gallons transferred to a used oil transporter or processor.
- List the volume (gallons or cubic yards) of the oily wastes collected through your filter handling. Oily wastes are identified in Chapter 62-701.200(76) of the Florida Administrative Code and include bottom sludges, sorbents, wipes etc.
- List the volume (gallons or cubic yards) of the oily wastes managed by your operation.
- Describe how oily wastes were managed (sent to a WTE, hazardous waste facility, landfilled after appropriate testing, etc.).

Any questions concerning this form may be referred to the Hazardous Waste Management Section, MS 4555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, Phone (850) 488-0300

# Memorandum

RECEIVED

APR 14 1999

DEPT OF LAW PROTECTION  
WEST PALM BEACH

**To:** Jeff Smith

**CC:**

**From:** Hunt J. Harween

**Date:** 04/09/99

**Re:** Facility Information Change

---

Jeff,

This is a copy of the information I sent to Raoul Clark in Tallahassee regarding the old facility at NW 33<sup>rd</sup> St.

If you have any questions, please call me at your convenience.

Hunt



# MAGNUM

Florida's Leading Environmental Recovery & Recycling Service

MAGNUM ENVIRONMENTAL SERVICES, INC.

Corporate Office: 1280 N.E. 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 • (800) 235-0189  
Fax: (954) 783-6913

April 9, 1999

Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400  
Attn: Mr. Raoul Clark

Dear Raoul:

I have just received information indicating that Magnum Tank Service, Inc. (FLD984189134) is still listed as an active facility.

Magnum Tank Service has undergone a name change to Magnum Environmental Services, Inc., and has moved to a new address - from 1239 NW 33<sup>rd</sup> St, Pompano Beach, FL 33329 to 1280 NE 48<sup>th</sup> St., Pompano Beach, FL 33064, and has been issued an ID number (FLD984262410).

The instructions I have call for the completion of form 8700-12 to indicate these changes, but since there are so many changes (name, location, owners), I am not sure of how this information needs to be listed on the form. I have completed the Status/Information Change Form, which I have attached.

Can you accept this information as our wish to have removed from active status, FLD 984189134 for Magnum Tank Service at NW 33<sup>rd</sup> St?

Please contact me at the number listed if you need further clarification or have questions.

Thank you.

Sincerely,

Hunt D. Harween  
Director of Facility Compliance  
Magnum Environmental Services, Inc.





Lawton Chiles  
Governor

# Florida Department of Environmental Protection

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Virginia B. Wetherell  
Secretary

## REQUEST FOR STATUS OR INFORMATION CHANGE FOR HAZARDOUS WASTE GENERATORS, TRANSPORTERS, FACILITIES

This form may be used by hazardous waste generators, transporters, or treatment, storage, or disposal facilities in Florida to request a change in their status. The request is subject to verification by the Department.

BUSINESS EPA/DEP ID NUMBER FLD0184189134

BUSINESS NAME Magnum Tank Service ☒

LOCATION ADDRESS 1239 NW 33rd St.  
CITY, STATE Pompano Beach, FL 33061

MAILING ADDRESS \_\_\_\_\_  
CITY, STATE, ZIP \_\_\_\_\_ ☐

CONTACT PERSON Hunt J. Harweew ☒  
CONTACT TITLE Director of Facility Compliance  
PHONE NUMBER 954/785-2320 ☐

PREVIOUS STATUS: Listed information changed to?  
Magnum Environmental Services Inc 1280 NE 48 St

IF YOUR CURRENT FACILITY STATUS IS:

- |   |   |
|---|---|
| <input type="checkbox"/> LARGE QUANTITY GENERATOR             | <input type="checkbox"/> TREATMENT FACILITY |
| <input type="checkbox"/> SMALL QUANTITY GENERATOR (SQG)       | <input type="checkbox"/> STORAGE FACILITY   |
| <input type="checkbox"/> CONDITIONALLY EXEMPT SQG             | <input type="checkbox"/> DISPOSAL FACILITY  |
| <input type="checkbox"/> TRANSPORTER                          | <input type="checkbox"/> MOVED*             |
| <input type="checkbox"/> HAZARDOUS WASTE FUEL MARKETER/BURNER |   |
| <input type="checkbox"/> USED OIL MARKETER/BURNER             |   |

PLEASE COMPLETE THE ATTACHED EPA FORM 8700-12 (NOTIFICATION OF REGULATED WASTE ACTIVITY) TO NOTIFY THE DEPARTMENT OF YOUR CURRENT STATUS (FLORIDA ADMINISTRATIVE CODE 17-730.150(5)).

\* IF BUSINESS HAS MOVED, SUBMIT FORM 8700-12 FOR THE NEW BUSINESS LOCATION IF THE NEW LOCATION WILL BE INVOLVED IN HAZARDOUS WASTE MANAGEMENT ACTIVITIES.

**OUT OF BUSINESS:**

Business closed on \_\_\_\_\_ (Date)

**NON-HANDLER STATUS**

This status change is requested because:

\_\_\_\_\_ Business no longer generates, transports, treats, stores, or disposes of hazardous waste.

\_\_\_\_\_ Waste generated by business has been delisted.

X Other, explain: Name Change, Location Change.

**HAZARDOUS WASTE TRANSFER FACILITY STATUS**

\_\_\_\_\_ Hazardous waste transfer facilities must also notify as a hazardous waste transporter and must comply with FAC 17-730.170 and 17-730.171.

Please attach any documentation or additional explanations and justification to support your request for a status change. You may be asked to submit additional information.

I HEREBY CERTIFY THAT UNDER PENALTY OF LAW I HAVE PERSONALLY EXAMINED AND AM FAMILIAR WITH THE INFORMATION SUBMITTED IN THIS DOCUMENT AND ALL ATTACHMENTS AND THAT, BASED ON MY INQUIRY OF THOSE INDIVIDUALS IMMEDIATELY RESPONSIBLE FOR OBTAINING THE INFORMATION, I BELIEVE THE INFORMATION IS TRUE, ACCURATE, AND COMPLETE. I AM AWARE THAT THERE ARE SIGNIFICANT PENALTIES FOR SUBMITTING FALSE INFORMATION, INCLUDING THE POSSIBILITY OF FINE AND IMPRISONMENT.

HUNT J HARVEEN  
NAME

Director - Facility Compliance  
TITLE

[Signature]  
SIGNATURE

4/9/99  
DATE

Please mail completed forms to :

Hazardous Waste Regulation Section  
Florida DEP  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Attachment: EPA Form 8700-12 and instructions



# MAGNUM

Florida's Leading Environmental Recovery & Recycling Service



**MAGNUM ENVIRONMENTAL SERVICES, INC.**

March 25, 1999

RECEIVED

Branch Office: 5690 W. Midway Rd.

Fort Pierce, FL 34981

561/468-2300 • 800/235-0189

Fax: 561/468-9328

APR 6 1999

Department of Environmental Protection  
Hazardous Waste Section – Southeast District DEPT OF ENV PROTECTION  
P.O. Box 1542

West Palm Beach, FL 33416

RE: Modification #0051348-002-HO-SE to Permit #H006-307677 (Pompano Beach)

Dear Mr. Peluso:

Pursuant to the request from Mr. John Jones of your office, the following is the requested information to complete the application for the above referenced modification.

1. Let this letter serve as the letter of application for the referenced project, the modification to operate a solid waste management unit at the Pompano Beach facility.
2. The engineering plan and report are attached as Enclosure 1.
3. The agent used for the stabilization process presently is fly ash, but could include other agents dependant on market availability such as cement kiln dust, lime dust or other carbonaceous matrix that would provide a stabilized product suitable for landfill. It is stored in a sealed unit to preclude rainwater intrusion. The agent is mixed directly with the material to be stabilized in a sealed roll-off container through transfer hoses. The sealed roll-off container also can be closed to the elements. The container is visually inspected before each use to ensure its integrity. If spilled, the material is contained in the processing area, as is the whole operational area of the facility. Any spilled material would be recovered and water generated would be processed through the wastewater treatment facility as determined by analytical data, permits, etc.
4. The stabilized materials are disposed at Central Landfill in Pompano Beach, Medley Landfill or Chambers Landfill in West Palm Beach.
5. Note the location of the processing equipment on the engineering plan (Enclosure 1).

Closure plan responses:

1. Under normal operations, the Pompano Beach facility has the capacity to treat and stage up to 8,000 gallons of wet material.
2. The material is normally stabilized and transported in twenty (20) cubic yard containers. The transportation and disposal approximates \$2,080 for two containers.
3. A closure cost estimate is attached as Enclosure 2.

If you have any further questions or require additional information, please contact me at the number listed.

Sincerely,

Osiris Ramos  
Executive Vice President  
Magnum Environmental Services, Inc.



# CUNNINGHAM & DURRANCE

CONSULTING ENGINEERS, INC.

400 EXECUTIVE CENTER DRIVE, SUITE 108

WEST PALM BEACH, FL. 33401-2919

(561) 689-5455 FAX: (561) 640-7815 E-MAIL: CD CON ENG@AOL.COM

**MAGNUM ENVIRONMENTAL SERVICES  
POMPANO FACILITY  
COST ESTIMATE  
FOR CLOSURE ON  
SLUDGE DISPOSAL**

**RECEIVED**

**APR 6 1999**

DEPT OF ENV PROTECTION

ITEM NUMBER	DESCRIPTION	QUANTITY	UNIT	UNIT COST	ESTIMATED COST
1.	BACKHOE	8	HRS	\$50.00	\$400.00
2.	SLUDGE TRANSPORTATION	40	TONS	\$10.00	\$400.00
3.	SLUDGE DISPOSAL	40	TONS	\$32.00	\$1,280.00
TOTAL COST					\$2,080.00



# Department of Environmental Protection

Central District

3319 Maguire Boulevard, Suite 232

Orlando, Florida 32803-3767



## Fax Cover Sheet

DATE: 3-10Number of pages including cover sheet: 2TO: Jeff Smith

PHONE: \_\_\_\_\_

FAX: \_\_\_\_\_

FROM: J. WhitePHONE: 407-893-3323SC 325-3323FAX: 407-893-3167 SC 342-3167Message: Problem manifest mentioned in e-mail

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Dennis Williams

954/985-0320

Plu as emergency  
 containers going out of hold time  
 Environmental Enterprise was going to not collect  
 Magnon picked up  
 Manifest discrepancy



- Magnon Pompano  
 is a Hw transfer  
 facility.

- J.P. Bluteau - Magnon  
 in Pompano Bch

- Mike w/ Freehold
- HAZ. Materials broker.
- Freehold picked up  
 at Magnon in Pompano.
- Check log at Magnon to  
 see if they show receipt of  
 this shipment.



# South Carolina Department of Health and Environmental Control

Bureau of Solid & Hazardous Waste Mgt.  
2600 Bull Street, Columbia, SC 29201  
Phone: (803) 734-5200  
Emergency & Holidays: (803) 253-5488

PLEASE PRINT or TYPE

(Form designed for use on elite (12-pitch) typewriter)

Form Approved OMB No. 2050-0039 Expires 9-30-94

## UNIFORM HAZARDOUS WASTE MANIFEST

1. Generator's U.S. EPA ID No.

FLD981930936

Manifest  
Document No.

101018116

2. Page 1

of 1

Information in the shaded areas is not required by Federal law, but is by State law.

3. Generator's Name and Mailing Address  
SONIC USA  
3600 N 29th Ave  
Hollywood, FL 33020

A. State Manifest Document Number

B. State Generator's ID

4. Generator's Phone ( 561 ) 758-4711

C. State Transporter's ID

5. Transporter 1 Company Name

Environmental Enterprises

6. U.S. EPA ID Number

FLD000006353

D. Transporter's Phone 407-855-0141

7. Transporter 2 Company Name

FREEHOLD CARTAGE INC.

8. U.S. EPA ID Number

WTD054126168

E. State Transporter's ID

F. Transporter's Phone 941-333-4699

9. Designated Facility Name and Site Address

SOUTHEASTERN CHEMICAL AND SOLVENT  
755 INDUSTRIAL ROAD  
SUMTER, SC 29150

10. U.S. EPA ID Number

SCD036275626

G. State Facility's ID

H. Facility's Phone 803-773-1400

11. U.S. DoI Description (including Proper Shipping Name, Hazard Class, and ID Number)

a. RO Waste Flammable Liquid NOS  
(Acetone)  
3, UN1993, PGII D001, F003

12. Containers  
No. Type

003 DN

13. Total Quantity

00.165

14. Unit  
Vol.

G

1. Waste Number

D001

F003

J. Additional Descriptions for Materials Listed Above

a. SE 282284 F003

b. - - - - -

15. Special Handling Instructions and Additional Information

Emergency Phone #800-886-3531  
Emergency Guide #127  
Origin Florida

Public reporting burden for this collection of information is estimated to average 37 minutes for generators, 15 minutes for transporters, and 10 minutes for treatment, storage, and disposal facilities. The burden for reviewing instructions, gathering data, and completing and reviewing the form. Send comments regarding this burden estimate, including suggestions for reducing this burden, to Chief, Information Policy Branch, PM-223, U.S. Environmental Protection Agency, 401 M St., S.W., Washington, D.C. 20460 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503

16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations and the laws of the State of South Carolina.

If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment. OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.

Printed/Typed Name

Lurie for Am. Ind.

Signature

Month Day Year

11 27 98

17. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

JPRUTEAU

Signature

Month Day Year

11 27 98

18. Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

JOSEPH R. TRAWICK

Signature

Month Day Year

12 02 98

19. Discrepancy Indication Space

JR-SE-28284-F003

a. 1518 lbs. c. lbs.

b. lbs. d. lbs.

20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in item 19.

Printed/Typed Name

JOE ALEXANDER

Signature

Month Day Year

12 02 98

I N T E R O F F I C E   M E M O R A N D U M

Sensitivity: COMPANY CONFIDENTIAL

Date: 10-Mar-1999 04:23pm EST  
From: John White ORL  
WHITE\_J@A1@ORL1  
Dept: Central District Office  
Tel No: 407/893-3323  
SUNCOM:

TO: Jeff Smith WPB

( SMITH\_J@A1@WPB1 )

Subject: Help on potential enforcement case

Jeff

I need some help gathering some information from your District. I e-mailed you earlier about a manifest from [REDACTED] and I found additional information.

Transporter 1 is identified as Environmental Enterprises, FLD000006353, 407-855-0141. The only trouble with that is Environmental Enterprises of Florida did not transport the waste - a side issue is that their ID number begins FLR.

The driver is listed as JP Bluteau. I found out he works for Magnum's Pompano office.

Would it be possible for someone to get a copy of Magnum's transfer facility log for the period that includes 11/27/98 to 12/02/98?

I have a call in to Freehold Cartage to find out where they picked up the waste from since they signed as Transporter 2.

This may end up being a case for you since it appears all of the violations and fraud may have happened in your district.

I am faxing you a copy of the manifest - which is also attached to the e-mail.

Let me know if you want to jump right in and take over.

thanks

jw



**MAGNUM**

Florida's Leading Environmental Recovery &amp; Recycling Service

MAGNUM ENVIRONMENTAL SERVICES, INC.

Corporate Office: 1280 NE 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 • (800) 235-0189**FAX TRANSMISSION**

TO: F.D.E.P. FROM: Magnum  
1280 N.E 48th Street  
ATTN: John Jones Pompano Beach, FL 33064  
FAX: 561-681-6770 FAX: 954-783-6913  
SENDER: Dennis Williams

NUMBER OF PAGES (Including Cover Sheet) 5 DATE SENT: 6-16-98

COMMENTS: STILL TRYING TO GET ASH TO  
SEND AND SET OF ANALYSIS ON ASH  
I WILL FAX AS SOON AS I CONTACT  
HIM.

If you do not receive all pages listed or any problem with this transmission please call or all pages will be considered received.

POMPAHO • FT. PIERCE • TAMPA • WEST PALM BEACH • ORLANDO

# PRECISION ENVIRONMENTAL LABORATORY, INC.

*first in quality - first in service*

MAGNUMT00119  
Dennis Williams  
Magnum Environ. Svc. (Pompano)  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Page 1  
June 13, 1998  
Submission # 9806000540  
Order # 80039002  
FDEP CompQAP# 920323  
HRS Certification# E86349, 86413

Site Location/Project  
Manhole G35 + G35A SW 56th St + 97th Ave, Miami, FL.  
Manhole G35 + G35A

Sample I.D.: J-198/Sediment  
Collected: 06/04/98 09:50  
Received: 06/10/98 19:00  
Collected by: Dennis Williams

PARAMETER	RESULT	UNITS	METHOD	DETECTION LIMIT	DATE EXT.	DATE ANALY.	ANALYST
TCLP Extraction Procedure	FL #2		1311 Extraction		06/10/98	06/12/98	LOAS
Lead, TCLP	0.66	mg/L	1311/7421	0.005	06/10/98	06/12/98	LA

\*\*\*BDL: Indicates Analyte is Below Detection Limit\*\*\*MEDF: Matrix Effect Dilution Factor\*\*\*

\*\*\*Work Subcontracted to Outside Labs Denoted by HRS Cert ID in Analyst Field\*\*\*

\*\*\*Qualifier following result conforms to FAC 62-160 Table 7\*\*\*\*\*Unless otherwise noted, mg/Kg denotes wet weight\*\*\*

\*\*\*62-770: If the MDL using the most sensitive and currently available technology is higher than a specific criterion, the PQL shall be used.

Certs: Al. = #41180, Ct. = #PW0217, Ks. = #B270 + E1245, Ky. = #90087, La. = #9601, Md. = #271, Ma. = #M-FL535  
NC. = #539, ND. = #R163, OK. = #9523, SC. = #96023, Tn. = #TN02826

  
Michael A. Spitzer, Laboratory Director

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 1 of 1  
 Date: 01/27/98  
 Log #: L27164-3

## Sample Description:

Ash/Coal

Label: Coal  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
Percent Solid	96	%	SM2540B	0.10	01/16	01/16	SS
Arsenic	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Barium	21	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Cadmium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Chromium	1.3	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Lead	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Selenium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Silver	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Vanadium	1.7	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Mercury	BDL	mg/kg (dw)	7471	0.10	01/20	01/20	WM

BDL = Below Detection Limits

\* Compounds are Screened Only, with an estimated detection limit.

All analyses were performed using EPA, ASTM, USGS, or Standard Methods.

All analyses were performed within EPA holding times unless otherwise noted.

Analyses are reported in dry weight unless otherwise indicated by units.

QAPP# 900376C

SDS# HRS# 86122, 86109, 866048

SC CERT# 96031

EPA# 13401

VA CERT# 00395

HRS# E86240, 86356

ADEM ID# 40850

TN CERT# 02985

CA CERT# I-1068

RI CERT# 191

NC CERT# 444

MD CERT# R-148

CT CERT# PH-0122

USACE CERT

MA CERT# M-PL449

Respectfully submitted,

Mike Kimmel

Senior Project Manager

Client #: WPB-93-010502  
Address: US Generating  
Indiantown Cogeneration Plant  
P.O. Box 1799  
Indiantown, FL 34956  
Byron Veech

Page: Page 2 of 2  
Date: 01/27/98  
Log #: L27164-1

**Sample Description:**

**Ash/Coal**

Label: Ply Ash  
Date Sampled: 01/13/98  
Time Sampled: 14:00  
Date Received: 01/16/98  
Collected By: Client

### Parameter

## Results

## Unit 1

## Method

Reportable Limit	Extr. Date	Analysis Date
---------------------	---------------	------------------

**Analyst**

**BPD - Bolow Detection Index**

\* Compounds are Screened Only, with an estimated detection limit.  
All analyses were performed using EPA, ASTM, USGS, or Standard Methods.  
All analyses were performed within EPA holding times unless otherwise noted.  
Analyses are reported in dry weight unless otherwise indicated by units.

REF 900976G

SUB NR5# 86122, 86109, 806040

SC 6826 56032

**ELPAT# 13002**

VA CERT# 00395

005# 506240, 06256

ADSM 10# 40850

IN CERTN 02945

CA CERT# 2-1068

27 OCT 1961

MC CERT# 444

ND CERVO R-140

CT CERT# FB-0122

**USACB CERT**

WA CERT# M-PL449

Respectfully submitted,

Mike Kimmel  
Senior Project Manager

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 1 of 2  
 Date: 01/27/98  
 Log #: L27164-2

## Sample Description:

Ash/Coal

Label: Bottom Ash  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
Percent Solid	62	%	SM2540B	0.10	01/16	01/16	SS
<b>Compounds</b>							
Benzene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Chlorobenzene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Chloroform	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Carbon Tetrachloride	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
1,2-Dichloroethane	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
1,1-Dichloroethane	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Methyl Ethyl Ketone	BDL	mg/l	1311/8260	1.0	01/24	01/24	SV
Tetrachloroethane	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Trichloroethane	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Vinyl Chloride	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
1,4-Dichlorobenzene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Dilution Factor	1.0		1311/8260		01/24	01/24	SV
<b>Surrogate Recoveries:</b>							
Dibromofluoromethane	113	%	1311/8260	58-146	01/24	01/24	SV
Toluene-D8	110	%	1311/8260	76-119	01/24	01/24	SV
4-Bromofluorobenzene	125	%	1311/8260	76-130	01/24	01/24	SV
<b>Heavy Metals</b>							
Arsenic	2.7	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Barium	320	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Cadmium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Chromium	3.2	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Lead	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Selenium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Silver	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Vanadium	4.2	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Mercury	BDL	mg/kg (dw)	7471	0.10	01/20	01/20	WM

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. BOX 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 2 of 2  
 Date: 01/27/98  
 Log #: L27164-2

## Sample Description:

Ash/Coal

Label: Bottom Ash  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
-----------	---------	-------	--------	---------------------	---------------	------------------	---------

## NDL - Below Detection Limits

\* Compounds are Screened Only, with an estimated detection limit.

All analyses were performed using EPA, ASTM, USGS, or Standard Methods.

All analyses were performed within EPA holding times unless otherwise noted.

Analyses are reported in dry weight unless otherwise indicated by units.

QAP# 9003766

SOB HRS# 86122, 86109, 866048

SC CERT# 96032

ELPATS 13801

VA CERT# 80395

HRS# 886240, 86356

ADEM ID# 40850

TN CERT# 02985

CA CERT# I-1068

RJ CERT# 191

NC CERT# 444

ND CERT# R-148

CT CERT# PR-0122

USACE CERT

WA CERT# M-FL449

Respectfully submitted,

  
 Mike Kimmel

Senior Project Manager



**U.S. Generating  
Company**

Indiantown Generating Plant

### Fax Message

**Date:** June 16, 1998

**To:** Joe Lurix

**Facsimile No.:** 561-681-6770

**Phone No.:** 561-681-6669

**Company:** Florida DEP - SE District

**No. of Pages:** 10

Solid Waste

(including this one)

**City/State:** West Palm Beach, Florida

**From:** Banks Clark, PE

**Phone No.:** (561) 597-6500-19

**Special Instructions:** Delivery Immediately

If transmittal is incomplete or illegible, please call Banks Clark at (561) 597-6500 ext. 19.

**Message:** Mr. Lurix, this fax is in response to your telephone request on June 15, 1998, for the following information:

- **Ash Laboratory Report.** Recent laboratory reports for fly ash and bottom ash are attached.
- **Ash Management Plan according to PA 90-31, Part II, Section 6, Paragraph B.2.** The reference paragraph describes *Plans of solid waste disposal contingency plans for handling hazardous waste/materials*. Ash from the combustion of coal is not a hazardous waste according to 40 CFR 261.4(b)(4). An Ash Management Plan, therefore, is not required under the reference paragraph.
- **Ash Disposal - FL DEP Approval according to PA 90-31, Part II, Section 6, Paragraph B.3.** The FL DEP has approved the disposal of Facility ash in a Florida landfill. Copies of the relevant letters are attached. The Facility is registered as a Conditionally Exempt Small Quantity Generator.

### CONFIDENTIALITY NOTICE

The information contained in this telefacsimile message is privileged and confidential, and intended only for the use of the individual(s) and/or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any unauthorized disclosure, copying, distribution or taking of any action in reliance on the contents of the telecopy materials is strictly prohibited and review by any individual other than the intended recipient shall not constitute waiver of the attorney/client privilege. If you have received this transmission in error, please immediately notify us by telephone (collect) to arrange for the return of the materials. Thank you.

P.O. Box 1799 ... Indiantown, FL 34956 (561) 597-6500 FAX-561-597-6520

- Quarterly Ash Disposal Reports PA 90-31, Part II, Section 6, Paragraph B.4. The Facility has been issuing Quarterly Ash Disposal Reports to the FL DEP on a regular basis. A copy of the Fourth Quarter 1997 Report is attached. The First Quarter 1998 Report is in preparation.

Please contact me at your first convenience. We wish to provide whatever information you require. However, we are somewhat confused regarding your concern. I would appreciate clarification of the issues in order to assure that we have properly responded.

Thank you.

#### CONFIDENTIALITY NOTICE

The information contained in this telefacsimile message is privileged and confidential, and intended only for the use of the individual(s) and/or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any unauthorized disclosure, copying, distribution or taking of any action in reliance on the contents of the telecopy materials is strictly prohibited and review by any individual other than the intended recipient shall not constitute waiver of the attorney/client privilege. If you have received this transmission in error, please immediately notify us by telephone (collect) to arrange for the return of the materials. Thank you.





Our Quality Control Is Your Quality Assurance

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 1 of 2  
 Date: 01/27/98  
 Log #: L27164-1

## Sample Description:

Ash/Coal

Label: Fly Ash  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
Percent Solids							
Percent Solid	99	%	8M2540B	0.10	01/16	01/19	SS
<b>Non-Volatile Organic Compounds</b>							
Benzene	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Chlorobenzene	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Chloroform	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Carbon Tetrachloride	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
1,2-Dichloroethane	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
1,1-Dichloroethane	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Methyl Ethyl Ketone	BDL	mg/l	1311/8260	1.0	01/26	01/26	SV
Tetrachloroethene	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Trichloroethene	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Vinyl Chloride	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
1,4-Dichlorobenzene	BDL	mg/l	1311/8260	0.10	01/26	01/26	SV
Dilution Factor	1.0		1311/8260		01/26	01/26	SV
<b>Surrogate Recoveries:</b>							
Dibromofluoromethane	88	%	1311/8260	58-146	01/26	01/26	SV
Toluene-D8	92	%	1311/8260	76-119	01/26	01/26	SV
4-Bromofluorobenzene	82	%	1311/8260	76-130	01/26	01/26	SV
<b>Metals:</b>							
Arsenic	5 mg/L TCLP (17)	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Barium	100 mg/L " (610)	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Cadmium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Chromium	5.0 (13)	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Lead	(3.9)	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Selenium	BDL	mg/kg (dw)	3050/6010	1.0	01/21	01/21	GP
Silver	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Vanadium	(36)	mg/kg (dw)	3050/6010	1.0	01/19	01/21	GP
Mercury	0.2 (0.16)	mg/kg (dw)	7471	0.10	01/20	01/21	WM

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 2 of 2  
 Date: 01/27/98  
 Log #: 127164-1

## Sample Description:

Ash/Coal

Label: Fly Ash  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
-----------	---------	-------	--------	------------------	------------	---------------	---------

## Metals (continued)

BDL = Below Detection Limit

\* Compounds are determined only, with an estimated detection limit

All analyses were performed using EPA, ASTM, USGS, or Standard Methods

All analyses were performed within EPA holding times unless otherwise noted

Analyses are reported in dry weight unless otherwise indicated by unit.

QAPP 9001701	HRS# B86240, B6156	ND CERT# 444
SUB HRS# B6122, B6109, B66048	ADEM ID# 40850	ND CERT# 8 148
SC CERT# 96341	TN CERT# 02985	CT CERT# PH-0122
ELPAT# 13801	CA CERT# I-1068	USAG# CERT
VA CERT# 80105	RI CERT# 191	MA CERT# M FL440

Respectfully submitted,

  
 Mike Kimmel  
 Senior Project Manager

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 1 of 1  
 Date: 01/27/98  
 Log #: L27164-2

## Sample Description:

Ash/Coal

Label: Bottom Ash  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Entr. Date	Analysis Date	Analyst
Percent Solids	62	%	SM2540B	0.10	01/16	01/16	SS
Percent Solid							
<b>Volatile Organic Compounds</b>							
Benzene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Chlorobenzene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Chloroform	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Carbon Tetrachloride	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
1,2-Dichloroethane	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
1,1-Dichloroethane	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Methyl Ethyl Ketone	BDL	mg/l	1311/8260	1.0	01/24	01/24	SV
Tetrachloroethene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Trichloroethene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Vinyl Chloride	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
1,4-Dichlorobenzene	BDL	mg/l	1311/8260	0.10	01/24	01/24	SV
Dilution Factor	1.0		1311/8260		01/24	01/24	SV
<b>Surrogate Recoveries:</b>							
Dibromofluoromethane	113	%	1311/8260	58-146	01/24	01/24	SV
Toluene-D8	110	%	1311/8260	76-119	01/24	01/24	SV
4-Bromofluorobenzene	125	%	1311/8260	76-130	01/24	01/24	SV
<b>Trace Metals</b>							
Arsenic	2.7	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Barium	320	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Cadmium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Chromium	3.2	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Lead	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Selenium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Silver	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Vanadium	4.2	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Mercury	BDL	mg/kg (dw)	7471	0.10	01/20	01/20	WM

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 2 of 2  
 Date: 01/27/98  
 Log #: L27164-2

## Sample Description:

Ash/Coal

Label: Bottom Ash  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
<b>Metals (continued)</b>							

BDL = Below Detection Limit

\* Compounds are determined only, with an estimated detection limit

All analyses were performed using EPA, ASTM, USCS, or Standard Methods.

All analyses were performed within EPA holding times unless otherwise noted.

Analyses are reported in dry weight unless otherwise indicated by units

QAPP 9003740	HRS# 886240,86356	NI CERT# 444
SUB HRS# 86122,86109,86604	ADEM ID# 40850	ND CERT# R 148
SC CERT# 96011	TN CERT# 02985	CT CERT# PH 0122
SLDRT# 13601	CA CERT# I-1068	USACE CERT
VA CERT# 00195	RI CERT# 191	MA CERT# M 10449

Respectfully submitted,

*[Signature]*  
 Mike Kimmel  
 Senior Project Manager

Client #: WPB-93-010502  
 Address: US Generating  
 Indiantown Cogeneration Plant  
 P.O. Box 1799  
 Indiantown, FL 34956  
 Byron Veech

Page: Page 1 of 1  
 Date: 01/27/98  
 Log #: L27164

## Sample Description:

Ash/Coal

Label: Coal  
 Date Sampled: 01/13/98  
 Time Sampled: 14:00  
 Date Received: 01/16/98  
 Collected By: Client

Parameter	Results	Units	Method	Reportable Limit	Extr. Date	Analysis Date	Analyst
Percent Solids	96	%	SM2540B	0.10	01/16	01/16	SS
Percent Solid							
Metals							
Arsenic	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Barium	21	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Cadmium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Chromium	1.3	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Lead	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Selenium	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Silver	BDL	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Vanadium	1.7	mg/kg (dw)	3050/6010	1.0	01/19	01/19	GP
Mercury	BDL	mg/kg (dw)	7471	0.10	01/20	01/20	NM

BDL = Below Detection Limits

\* Compounds are Screened Only, with an estimated detection limit

All analyses were performed using EPA, ASTM, USGS, or Standard Methods

All analyses were performed within EPA holding times unless otherwise noted

Analyses are reported in dry weight unless otherwise indicated by units.

CAP# 9003700

SUB HRS# 86102, 86109, 86104

SC CERT# 96011

ELPAT# 13801

VA CERT# 00300

HRS# 806240, 86356

ADEM ID# 40850

TN CERT# 02985

CA CERT# I-1068

RI CERT# 191

NC CERT# 444

ND CERT# 8 148

CT CERT# PH 0122

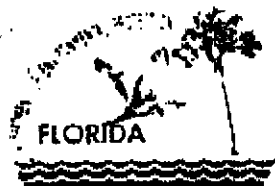
USACE CERT

MA CERT# M 01449

Respectfully submitted.

Mike Kimmel

Senior Project Manager



# Department of Environmental Protection

MICHELLE GRIFFIN

MAR 2 - 1995

Lawton Chiles  
GovernorSoutheast District  
P.O. Box 15425  
West Palm Beach, Florida 33416Virginia B. Wetherell  
Secretary

MAR 22 1995

Ms. Michelle Griffin  
Indiantown Cogeneration, L.P.  
7500 Old Georgetown Road  
Bethesda, Maryland 20814-6161

RE: Indiantown Cogeneration Project

Dear Ms. Griffin:

The Department is in receipt of your letter dated March 15, 1995. Chambers Berman Road Landfill is permitted to accept any non-hazardous solid waste including ash. Therefore, ICL's request to dispose of ash at the Berman Road Landfill facility is approved.

If you have any questions, please contact me at (407) 433-2650, extension 112.

Sincerely,

Joseph Kahn, P.E.  
Solid Waste Section Supervisorcc: Hamilton S. Owen, Jr.  
Kathy Anderson, SW/TLH  
Mike Ayers, Chambers

*Copy  
Virginia B.  
Michelle  
re: Indiantown  
15/10  
STW  
2/2/98*

632.2

File 1.4a

**Indiantown Cogeneration, L.P.**

March 15, 1995

Control No. 5764  
Reference No. ICL FDEP  
File No. 6.3.2.2

Mr. Joseph Kahn  
Florida Department of Environmental Protection  
1900 South Congress Avenue  
P.O. Box 15425  
West Palm Beach, FL 33416

Re: Indiantown Cogeneration Project  
Ash Deposit at Chambers Site Certification PA 90-31

Dear Mr. Kahn:

Indiantown Cogeneration L.P. (ICL) is required by the Conditions of Certification (COC) to obtain the approval of the Department prior to disposing of ash in Florida. COC II.(6).B.3 indicates that the use of an offsite lined landfill must be approved by the Southeast District Office. A copy of this condition is attached for your reference.

As we discussed, ICL is currently planning to dispose of ash in Kentucky through our coal contract. However, we have discussed with Chambers Waste Systems of Florida, Inc. (Chambers) the use of the Berman Road Landfill as an alternate disposal facility. In fact, ICL has entered into a waste deposal contract for ash with Chambers. Therefore, ICL is requesting approval from the District to use the Berman Road facility.

The Berman Road facility currently has FDEP approval to accept ash from other facilities. In addition, our contract with Chambers requires that ICL provide update waste profiles or allow Chambers to resample if there is a concern that the waste characteristics have changed. Further, the contract limit waste to that which was described in the waste disposal agreement.

Please contact me at (301) 718-6973 if you have any questions.

Sincerely,

  
Michelle Griffin  
Environmental Specialist

MG/tmk

Enclosures

c: Hamilton S. Oven, Jr., FDEP



March 2, 1998

Mr. Vic Kamath  
Department of Environmental Protection  
P.O. Box 15425  
400 South Congress Ave.  
West Palm Beach, FL 33416

**VIA FEDERAL EXPRESS**

**Re: Operational Waste Generation / Disposal Summary  
Fourth Quarter 1997**

Dear Vic:

As required by Condition II.(6).B.4 of the Conditions of Certification Indiantown Cogeneration L.P. is submitting the following table of the operational wastes generated for the current quarter:

<u>Waste Type</u>	<u>Quantity disposed (Tons)</u>	<u>Disposal Site</u>
Bottom Ash	134	Chambers Landfill
	570	CSR Rinker Inc.
Fly Ash	1450	Chambers Landfill
	23610	Costain Coal Landfill
	404	N-Viro Int'l Inc.
	691	N-Viro FL. Inc.
	0	VFL Inc.

Should you have any questions regarding this report, please call Byron Veech or me at (407)-597-6500

Sincerely,

Stephen A. Sorrentino  
General Manager

BWV

cc:  
Hamilton S. Owen, Jr., DER





# MAGNUM

Florida's Leading Environmental Recovery & Recycling Service

MAGNUM ENVIRONMENTAL SERVICES, INC.

Corporate Office: 1280 N.E. 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 • (800) 235-0189  
Fax: (954) 783-6913

September 26, 1997

Mr. John Jones, P.E.  
Hazardous Waste  
Florida Department of Environmental Protection  
Southeast District  
P.O. Box 15425  
West Palm Beach, FL 33416

RECEIVED  
SEP 29 1997  
DEPT OF ENV PROTECTION  
WEST PALM BEACH

RE: Proof of Publication of Intent To Issue Permit  
Magnum Environmental Services, Inc.  
1280 NE 48th Street  
Pompano Beach, FL 33064

Dear Mr. Jones:

Magnum Environmental Services, Inc. published the Intent to Issue Permit to operate a Used Oil Processing Facility for the above-referenced facility on Monday, September 22, 1997, in the Sun-Sentinel. Enclosed is the original copy of the proof of publication.

If you have any questions please feel free to contact me at (954)785-2320.

Sincerely,

Jeffrey H. Greenfield, Ph.D., E.I.  
Regulatory and Technical Support

Enclosure

SUN - SENTINEL  
PUBLISHED DAILY  
FORT LAUDERDALE, BROWARD COUNTY, FLORIDA  
BOCA RATON, PALM BEACH COUNTY, FLORIDA  
MIAMI, DADE COUNTY, FLORIDA

STATE OF FLORIDA  
COUNTY OF BROWARD/PALM BEACH/DADE  
BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED

..... WHO ON OATH SAYS THAT  
HE/SHE IS A DULY AUTHORIZED REPRESENTATIVE OF THE  
CLASSIFIED DEPARTMENT OF THE SUN-SENTINEL, DAILY  
NEWSPAPER PUBLISHED IN BROWARD/PALM BEACH/DADE C  
FLORIDA THAT THE ATTACHED COPY OF ADVERTISEMENT,

NOTICE OF INTENT

IN THE MATTER OF

ISSUE PERMIT

IN THE CIRCUIT COURT, WAS PUBLISHED IN SAID NEWS  
THE ISSUES OF  
C , 09/22, 1 X

AFFIANT FURTHER SAYS THAT THE SAID SUN-SENTINEL  
NEWSPAPER PUBLISHED IN SAID BROWARD/PALM BEACH/D  
COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS  
BEEN CONTINUOUSLY PUBLISHED IN SAID BROWARD/PALM  
COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED  
CLASS MATTER AT THE POST OFFICE IN FORT LAUDERDALE  
BROWARD COUNTY, FLORIDA, FOR A PERIOD OF ONE YEAR  
PRECEDING THE FIRST PUBLICATION OF THE ATTACHED  
ADVERTISEMENT; AND AFFIANT FURTHER SAYS THAT HE/  
NEITHER PAID NOR PROMISED ANY PERSON, FIRM OR CO  
ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR T  
OF SECURING THIS ADVERTISEMENT FOR PUBLICATION I  
NEWSPAPER.

.....  
(SIGNATURE OF AFFIANT)

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 22 DAY OF SEPTEMBER  
A.D. 1997

.....  
(SIGNATURE OF NOTARY PUBLIC)



Tara L. Bezak  
MY COMMISSION # CC638935 EXPIRES  
July 20, 2001  
BONDED THRU TROY FAIR INSURANCE, INC.

.....  
(NAME OF NOTARY TYPED, PRINTED OR STAMPED)

PERSONALLY KNOWN ..... OR

PRODUCED IDENTIFICATION .....

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
NOTICE OF INTENT  
TO ISSUE PERMIT

The Department of Environmental Protection gives notice of its intent to issue a permit, number H006-307677, to Magnum Environmental Services, Inc., to operate a Used Oil Processing Facility. The project site is located at 1280 NE 48th Street, Pompano Beach, Broward County, Florida, 33064. A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 25, Tallahassee, Florida 32399-3000, within (14) days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative (hearing) under Section 120.57, F.S. The petition shall contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts disputed by petitioner, if any; (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action. If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this Notice. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5, F.A.C. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above. Any person may elect to pursue mediation by reaching a mediation agreement with all parties to the proceeding (which include the applicant, the Department, and any person who has filed a timely and sufficient petition for a hearing) and by showing how the substantial interests of each mediating party are affected by the Department's action or proposed action. The agreement must be filed in (received by) the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 25, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition. The agreement to mediate must include the following: (a) The names, addresses, and telephone numbers of any persons who may attend the mediation; (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time; (c) The agreed allocation of the costs and fees associated with the mediation; (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation; (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen; (f) The name of each party's representative who shall have authority to settle or recommend settlement; and (g) Either an explanation of how the substantial interests of each mediating party will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that each party has already filed, and incorporating it by reference. (h) The signatures of all parties or their authorized representatives. As provided in section 120.573 of the Florida statutes, the timely agreement of all parties to mediate will toll the time limitations imposed by sections 120.569 and 120.57 for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such a modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above, and must therefore file their petitions within fourteen days of receipt of this notice of intent. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under sections 120.569 and 120.57 remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes. The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the southeast Florida District Office, 400 North Congress Avenue, suite 201, West palm Beach, Florida 33401. September 22, 1997



# MAGNUM

Florida's Leading Environmental Recovery & Recycling Service

MAGNUM ENVIRONMENTAL SERVICES, INC.

Corporate Office: 1280 N.E. 48th Street  
Pompano Beach, FL 33064  
(954) 785-2320 • (800) 235-0189  
Fax: (954) 783-6913

June 12, 1997

Mr. John Jones, P.E.  
Hazardous Waste  
Florida Department of Environmental Protection  
400 N. Congress Avenue  
P.O. Box 15425  
West Palm Beach, FL 33416

RECEIVED  
JUN 13 1997  
DEPT OF ENV PROTECTION  
WEST PALM BEACH

RE: Used Oil Processing Facility Permit Applications

Dear Mr. Jones:

Enclosed are two sets of Used Oil Processing Facility Permit applications. These applications are for the Pompano Beach and Ft. Pierce facilities. Also enclosed are two checks in the amount of \$2,000.00 for the application fees.

If you have any questions please feel free to contact me at (954)785-2320.

Sincerely,

Jeffrey Greenfield, Ph.D.  
Regulatory and Technical Support

Enclosures

Environmental Division

1280 N.E. 48th Street

Pompano Beach, FL 33064

(305) 785-2320

AUG 22 1994

**FACILITY CLOSURE**

Magnum Environmental Services' facility, located in Ft. Pierce, FL, has been designed and built to minimize threat to the environment. Should closure become necessary, it is Magnum's intent to comply with the requirements of the Florida Administrative Code Chp. 17-710 in that there will be no need for further facility maintenance, used oil will not contaminate surface or ground water, and all soils will be free of oil and equipment will be emptied and cleaned or dismantled.

**Closure of container storage area:**

Upon closure, any container in storage will be removed and shipped to a proper disposal facility. Once all containers are removed, decontamination of the container storage will take place. The area will be scrubbed with corrosive cleaners and power washed. All materials used in the decontamination will be contained and shipped off site to the proper disposal facility. After decontamination, the storage area will be tested to ensure that all hazardous compounds have been removed.

**Closure of tank storage**

Upon closure all tanks will be emptied. All material will be sent off site to a proper disposal facility. After the tanks have been emptied, they will be pressure washed. All materials from the wash will be contained and shipped off site for proper disposal. The tanks will be cut up and disposed as scrap. The tank area will be tested to ensure that all hazardous compounds have been removed.

Maximum tank storage: 240,000 gallons; includes wastewater tanks.

\*Facility closure will be performed in a timely fashion. All accumulated materials will be characterized for proper disposal. Material shipments will take place within 10 working days of final characterization. Tanks and equipment will be dismantled and removed within 60 calendar days. Engineering reports will be made available upon request.



Lawton Chiles  
Governor

# Department of Environmental Protection

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

Certified Mail  
Return Receipt Requested

September 8, 1998

Mr. Stephen Sorrentino, General Manager  
Indiantown Cogeneration, L.P.  
P.O. Box 1799  
19140 SW Warfield Blvd.  
Indiantown, FL 34956

Martin County  
SW - Ash Disposal  
Compliance Files

REF: Letter of Request Dated July 10, 1998  
Indiantown Cogeneration, LP  
Certification PA 90-31  
Coal Ash Reuse/Disposal  
Part II(6)B.3.

Dear Mr. Sorrentino:

The Department acknowledges receipt of the above as referenced. The Solid Waste Section of the Department has no objections for the reuse of the ash as stated in your letter only. Be advised that the end-user of this material may have to modify their existing permits also. A copy of this letter and your request has been forwarded to our Hazardous Waste Section and the local program of the county. If you have any questions concerning this matter, please contact me at telephone number 561/681-6669.

Sincerely,

Joseph Lurix, Engineer  
Solid Waste Programs

cc: John Jones, SED/HWS - w/attachments  
Buck Oven, PPSC/TLH - w/attachments  
Sermin Unsal, BCDNRP - w/attachments  
Osiris Ramos

**Indiantown Cogeneration, L.P.**

Indiantown Cogeneration, L.P.  
P.O. Box 1799  
19140 SW Warfield Blvd.  
Indiantown, FL 34956  
Tel: 561.597.6500  
Fax: 561.597.6210

July 10, 1998

Lee Hoefert, Supervisor  
Solid Waste Section  
Florida DEP – Southeast District  
PO Box 15425  
West Palm Beach, Florida 33416

RECEIVED  
JUL 13 1998

DEPT OF ENVIRONMENTAL PROTECTION

**VIA FEDERAL EXPRESS**

**RE: Indiantown Cogeneration, LP**  
**Certification PA 90-31 / Ash Disposal**

Dear Mr. Hoefert:

The purpose of this letter is to request Department approval for the disposal of ash in a Florida landfill using a method other than direct transport from the site of generation to the site of final disposal. This request is in accordance with the provisions of Certification 90-31.

**Basis for Request.** In accordance with the provisions of Certification 90-31, Part II, Section (6), Paragraph B.3, allowing *use of an offsite lined landfill or other method in Florida may be approved by the Southeast District Office.*

**Background.** The Department currently approves the disposal of ash in the Chamber Berman Road Landfill (see attached letter from Joseph Kahn dated March 22, 1995).

**Request.** The Facility hereby requests Department approval to transfer ash to either of two Magnum Environmental Services, Inc., facilities located in Fort Pierce, Florida, and Pompano Beach, Florida. Magnum will use the ash to stabilize non-hazardous oily waste. Magnum will then transfer the stabilized waste either to the Chambers Berman Road Landfill on Okeechobee or the Waste Management Central Sanitary Landfill in Pompano Beach. Both of these facilities are lined and meet the requirements of the above referenced Condition of Certification.

**Additional Understanding.** The Facility additionally understands that cross-reference to Chapters 17-701 and 702, FAC (now 62-701 and 702, FAC) in Certification 90-31, Part II, Section (6), Paragraph B.1 is fully satisfied by actions previous taken by the Facility in compliance with Certification and other permit conditions. In particular, letters such as the present letter and other actions taken by the Facility fully satisfy the referenced Conditions of Certification. This understanding is based upon telephone conversations with the Solid Waste Section (Banks Clark with Joe Lurix, July 29, 1998). It is also our understanding that provisions of 62-701 are applicable to ash only on a case by case basis consistent the Departments determination in the attached letter from Mary Jean Yon, dated October 10, 1994.

Your written approval for the requested disposal of ash in a Florida landfill and confirmation of our understanding regarding compliance with Chapters 17-701 and 702, FAC (now 62-701 and 702, FAC), in the context of our Certification 90-31, Part II, Section (6), Paragraph B.1 will be greatly appreciated.

If you have any questions, please call either Banks Clark at 561-597-6500, extension 19, or Michelle Golden at 301-280-6973. Thank you.

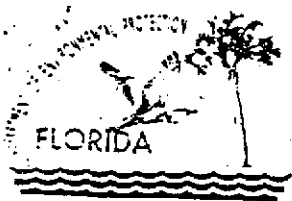
Sincerely,



Stephen Sorrentino  
General Manager

jl

cc: V. Zambito  
M. Golden  
B. Clark  
Doc. Control No: 981761  
Project File:6.3.2.2



# Department of Environmental Protection

MICHELLE GRIFFIN

MAR 2 1995

Lawton Chiles  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

MAR 2 2 1995

*Copy  
Volume 2  
Michelle G  
re Audit  
Issue  
Sta  
6/12/98*

Ms. Michelle Griffin  
Indiantown Cogeneration, L.P.  
7500 Old Georgetown Road  
Bethesda, Maryland 20814-6161

RE: Indiantown Cogeneration Project

Dear Ms. Griffin:

The Department is in receipt of your letter dated March 15, 1995. Chambers Berman Road Landfill is permitted to accept any non-hazardous solid waste including ash. Therefore, ICL's request to dispose of ash at the Berman Road Landfill facility is approved.

If you have any questions, please contact me at (407) 433-2650, extension 112.

Sincerely,

Joseph Kahn, P.E.  
Solid Waste Section Supervisor

cc: Hamilton S. Oven, Jr.  
Kathy Anderson, SW/TLH  
Mike Ayers, Chambers





Department of  
Environmental Protection

File

Leontine Clarke  
Governor

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Virginia B. Washburn  
Secretary

October 10, 1994

Mr. Thomas M. DeRose  
Hopping Boyd Green & Sams  
121 South Calhoun Street  
Post Office Box 6526  
Tallahassee, Florida 32314

Dear Mr. DeRose:

The Department has received the report for the Florida Electric Power Coordinating Group (FPCG) entitled "Evaluation of Solid Waste Management Practices and Requirements" which was submitted to us on July 6, 1994 in accordance with the provisions of Rule 62-701.720(3), Florida Administrative Code (F.A.C.). The Department has determined that this submittal generally includes the information specified in Rule 62-701.720(4), F.A.C., and therefore the provisions of Rule 62-701.720(1), F.A.C., shall not apply to the industrial operations covered by your report.

After we have finished reviewing this report we will provide comments to FPCG, and may request additional information. Upon determination that this application is complete, the Department intends to initiate rulemaking in order to set standards for the construction, operation and closure of solid waste disposal facilities at industrial operations. At that time, it may be helpful to schedule a meeting to discuss the Department's comments in more detail and to discuss the rulemaking schedule. Until this rulemaking is complete, you should be aware that the Department will continue to evaluate any applications for industrial waste disposal units on a case-by-case basis, and will require the applicant to provide reasonable assurance that such units will not cause pollution in violation of Department water quality standards. While Class I landfill standards will not automatically apply, some or all of these standards may be required in individual cases.

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

Printed on recycled paper.

Mr. Thomas M. DeRose  
Page Two  
October 10, 1994

Thank you for your timely submittal of this information.  
We will contact you and your client as soon as our  
completeness review is concluded.

Sincerely,

  
Mary Jean Yon, Administrator  
Solid Waste Section

MJY/lr

cc: Phil Coram  
Chris McGuire  
District Waste Program Administrators

→ VP

File - ASH USED BY  
MAGNUM

**Indiantown Cogeneration, L.P.**

Indiantown Cogeneration, L.P.  
P.O. Box 1799  
19140 SW Warfield Blvd.  
Indiantown, FL 34956  
Tel: 561.597.6500  
Fax: 561.597.6210

July 10, 1998

Lee Hoefert, Supervisor  
Solid Waste Section  
Florida DEP - Southeast District  
PO Box 15425  
West Palm Beach, Florida 33416

RECEIVED  
JUL 13 1998

DEPT OF ENVIRONMENTAL PROTECTION

**VIA FEDERAL EXPRESS**

**RE: Indiantown Cogeneration, LP**  
**Certification PA 90-31 / Ash Disposal**

Dear Mr. Hoefert:

The purpose of this letter is to request Department approval for the disposal of ash in a Florida landfill using a method other than direct transport from the site of generation to the site of final disposal. This request is in accordance with the provisions of Certification 90-31.

**Basis for Request.** In accordance with the provisions of Certification 90-31, Part II, Section (6), Paragraph B.3, allowing *use of an offsite lined landfill or other method in Florida may be approved by the Southeast District Office.*

**Background.** The Department currently approves the disposal of ash in the Chamber Berman Road Landfill (see attached letter from Joseph Kahn dated March 22, 1995).

**Request.** The Facility hereby requests Department approval to transfer ash to either of two Magnum Environmental Services, Inc., facilities located in Fort Pierce, Florida, and Pompano Beach, Florida. Magnum will use the ash to stabilize non-hazardous oily waste. Magnum will then transfer the stabilized waste either to the Chambers Berman Road Landfill on Okeechobee or the Waste Management Central Sanitary Landfill in Pompano Beach. Both of these facilities are lined and meet the requirements of the above referenced Condition of Certification.

**Additional Understanding.** The Facility additionally understands that cross-reference to Chapters 17-701 and 702, FAC (now 62-701 and 702, FAC) in Certification 90-31, Part II, Section (6), Paragraph B.1 is fully satisfied by actions previous taken by the Facility in compliance with Certification and other permit conditions. In particular, letters such as the present letter and other actions taken by the Facility fully satisfy the referenced Conditions of Certification. This understanding is based upon telephone conversations with the Solid Waste Section (Banks Clark with Joe Lurix, July 29, 1998). It is also our understanding that provisions of 62-701 are applicable to ash only on a case by case basis consistent the Departments determination in the attached letter from Mary Jean Yon, dated October 10, 1994.

Your written approval for the requested disposal of ash in a Florida landfill and confirmation of our understanding regarding compliance with Chapters 17-701 and 702, FAC (now 62-701 and 702, FAC), in the context of our Certification 90-31, Part II, Section (6), Paragraph B.1 will be greatly appreciated.

If you have any questions, please call either Banks Clark at 561-597-6500, extension 19, or Michelle Golden at 301-280-6973. Thank you.

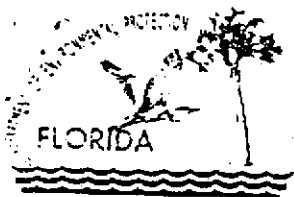
Sincerely,

A handwritten signature in black ink, appearing to read "Steve", written over a horizontal line.

Stephen Sorrentino  
General Manager

jl

cc: V. Zambito  
M. Golden  
B. Clark  
Doc. Control No: 981761  
Project File:6.3.2.2



# Department of Environmental Protection

MICHELLE GRIFFIN

MAR 2 1995

Lawton Chiles  
Governor

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

MAR 2 2 1995

Ms. Michelle Griffin  
Indiantown Cogeneration, L.P.  
7500 Old Georgetown Road  
Bethesda, Maryland 20814-6161

RE: Indiantown Cogeneration Project

Dear Ms. Griffin:

The Department is in receipt of your letter dated March 15, 1995. Chambers Berman Road Landfill is permitted to accept any non-hazardous solid waste including ash. Therefore, ICL's request to dispose of ash at the Berman Road Landfill facility is approved.

If you have any questions, please contact me at (407) 433-2650, extension 112.

Sincerely,

Joseph Kahn, P.E.  
Solid Waste Section Supervisor

cc: Hamilton S. Owen, Jr.  
Kathy Anderson, SW/TLH  
Mike Ayers, Chambers

*Copy  
Vahra Z  
Michelle G  
re Audit  
Issue  
Sta  
6/6/98*



# Department of Environmental Protection

*File*

Lawton Chiles  
Governor

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-7400

Virginia B. Wetherell  
Secretary

October 10, 1994

Mr. Thomas M. DeRose  
Hopping Boyd Green & Sons  
121 South Calhoun Street  
Post Office Box 6526  
Tallahassee, Florida 32314

Dear Mr. DeRose:

The Department has received the report for the Florida Electric Power Coordinating Group (FPCG) entitled "Evaluation of Solid Waste Management Practices and Requirements" which was submitted to us on July 6, 1994 in accordance with the provisions of Rule 62-701.720(3), Florida Administrative Code (F.A.C.). The Department has determined that this submittal generally includes the information specified in Rule 62-701.720(4), F.A.C., and therefore the provisions of Rule 62-701.720(1), F.A.C., shall not apply to the industrial operations covered by your report.

After we have finished reviewing this report we will provide comments to FPCG, and may request additional information. Upon determination that this application is complete, the Department intends to initiate rulemaking in order to set standards for the construction, operation and closure of solid waste disposal facilities at industrial operations. At that time, it may be helpful to schedule a meeting to discuss the Department's comments in more detail and to discuss the rulemaking schedule. Until this rulemaking is complete, you should be aware that the Department will continue to evaluate any applications for industrial waste disposal units on a case-by-case basis, and will require the applicant to provide reasonable assurance that such units will not cause pollution in violation of Department water quality standards. While Class I landfill standards will not automatically apply, some or all of these standards may be required in individual cases.

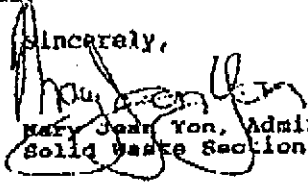
"Protect, Conserve and Manage Florida's Environment and Natural Resources"

Printed on recycled paper.

Mr. Thomas M. DeRose  
Page Two  
October 10, 1994

Thank you for your timely submittal of this information.  
We will contact you and your client as soon as our  
completeness review is concluded.

Sincerely,

  
Mary Jean Yon, Administrator  
Solid Waste Section

NJY/lr

cc: Phil Coram  
Chris McGuire  
District Waste Program Administrators

**Clark, Banks**

To: Golden, Michelle  
Subject: Quarterly CEMs Report

Michelle, I am in the process of completing the 2Q98 CEMs Report.

During a conversation with Byron, he indicated that he did not treat opacity values below 10.5% (example: 10.4%) as exceeding 10%. His basis was that the permit limit is 10% and that fractional amounts between 10% and 11% should be rounded to the nearest whole unit. If the rounded number is 10%, then there is no exceedence. If the rounded number is 11%, then there is an exceedence. By this rule, no fractional numbers would be reported.

My last conversation with Raisa suggested that she wishes reporting for any fractional amount over 10.0%. She does not "enter into the computer" values below 11.0%. Her implication was, if a value is not entered into the computer, that enforcement does not result.

The immediate issue is how to treat opacity readings over 10.0% in the 2Q98 CEMs Report. If opacity values below 10.5% were not reported in the past and I report them now, then we have a discrepancy between the absence of reports and the 2Q98 Report. If I remain consistent with Byron's Rule, then I am inconsistent with Raisa's Rule.

The longer term issue is how to treat opacity values above 10.0% in the future. Again, if we adapt Raisa's Rule, then inspection of our past Byron's-Rule reporting may raise questions.

My gut-feel is to clarify the issue with DEP. However, baring one's chest with an agency does not always produce nice results. I am concerned that we may have to retroactively report values between 10.0% and 10.5% - during a rash of opacity exceedences which already resulted in Enforcement Action. On the other hand, if Raisa stands by her treatment of values between 10.0% and 11.0%, then perhaps we have subtle leverage to leave the past alone and focus on how to go forward. I agree with Byron's Rule (although it should be documented with DEP). Because Raisa's Rule is somewhat discretionary on her part (although possibly more favorable than Byron's Rule), I predict that the past would be allowed to stand and we could agree on a consistent basis for treating opacity values between 10.0% and 11.0% going forward.

My first pick (again gut-feel) is to have an informal meeting with Raisa (allow her to choose whether or not to include others) and see if we can resolve things. My sense is that, if Raisa feels sufficiently confident not to "enter into the computer" values below 11.0%, then she may go out on a limb and commit to a resolution of Byron's Rule versus Raisa's Rule. In my opinion, unless the Department has a guidance document which we do not have, Byron's Rule is more defensible than Raisa's Rule. Therefore, clarification of the inconsistency may be in Raisa's interest. Allowing her to take the lead may play to her Mongolian Engineer perspective.

Please share your wisdom.





# Department of Environmental Protection

Lawton Chiles  
Governor

JUL 11 1997

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Osiris Ramos  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #H006-307677

Dear Mr. Ramos:

This is to acknowledge receipt of your application, file number H006-307677.

[ ] This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

[X] Your application for permit is complete as of June 13, 1997 and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

[ ] Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

[ ] The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

[ ] At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

If you have any questions, please contact me at telephone number 561-681-6673. When referring to this project, please use the file number indicated.

Sincerely,

*Vincent Peluso*  
Vincent Peluso, Permitting Engineer  
Hazardous Waste Section

cc: Permit File- SED  
Rick Neves, FDEP-Tallahassee  
Broward County DNRP



# Department of Environmental Protection

Lawton Chiles  
Governor

JUL 11 1997

Southeast District  
P.O. Box 15425  
West Palm Beach, Florida 33416

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Osiris Ramos  
Magnum Environmental Services, Inc.  
1280 N.E. 48th Street  
Pompano Beach, FL 33064

Broward County  
HW - Used Oil Processor  
Permit File #H006-307677

Dear Mr. Ramos:

This is to acknowledge receipt of your application, file number H006-307677.

[ ] This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) \_\_\_\_\_, Florida Statutes.

[X] Your application for permit is complete as of June 13, 1997 and processing has begun. You are advised that the Department under Chapter 120, Florida Statutes, must take final action on your application within ninety (90) days unless the time is tolled by administrative hearing.

[ ] Your application for permit is incomplete. Please provide the information listed on the attached sheet(s) promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

[ ] The additional information received on \_\_\_\_\_ was reviewed, however, the item(s) listed on the attached sheet(s) remain incomplete. Evaluation of your proposed project will continue to be delayed until we receive all requested information.

[ ] At this time no permit is required for your project by the Hazardous Waste Section. Any modifications in your plans should be submitted for review, as changes may result in permits being required. This letter does not relieve you from the need to obtain any other permits (local, state or federal) which may be required.

If you have any questions, please contact me at telephone number 561-681-6673. When referring to this project, please use the file number indicated.

Sincerely,

Vincent Peluso, Permitting Engineer  
Hazardous Waste Section

cc: Permit File- SED  
Rick Neves, FDEP-Tallahassee  
Broward County DNR

