

## FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

BOB MARTINEZ CENTER 2600 BLAIR STONE ROAD TALLAHASSEE, FLORIDA 32399-2400 RICK SCOTT GOVERNOR

CARLOS LOPEZ-CANTERA LT. GOVERNOR

JONATHAN P. STEVERSON SECRETARY

March 19, 2015

Mr. Alan Chandler, President AAG Environmental Inc. PO Box 959 Newberry, FL 32669

Re: Authorization to Consolidate Hazardous Waste from Conditionally Exempt Small Quantity Generators AAG Environmental Inc, FLR000167635 25370 NW 8<sup>th</sup> Lane, Newberry, Florida Alachua County – Hazardous Waste

Dear Mr. Chandler,

On January 22, 2015, the Florida Department of Environmental Protection (DEP) received your letter requesting formal authorization for your facility at 25370 NW 8<sup>th</sup> Lane, Newberry, Florida, to manage hazardous waste from Conditionally Exempt Small Quantity Generators (CESQGs) pursuant to Rule 62-730.220(5), F.A.C. DEP hereby approves your request with the understanding that your facility has specific standard operating procedures for accepting business waste approved by the Department including location, generator responsibilities, amount and type of wastes, time limits, and recordkeeping, as appropriate to the request and the generator status of the authorized person. In particular, the Department expects your facility will observe the following management practices:

## At generator facility and arrival at AAG's Site:

- Comply with all USDOT shipping requirements when preparing waste for shipment off-site.
- Ensure the generator is a CESQG and have the facility certify in writing that they are operating as a CESQG. Keep these certifications on-site for at least three years.
- Load and store drums such that incompatible wastes are separated.
- Upon arrival at AAG, drums will be brought inside the AAG facility within one business day.
- Consolidation will start within two business days once brought inside the facility.

## After consolidation:

- Maintain adequate aisle space in accordance with 40 CFR 265.35.
- Inspect drums weekly and maintain an inspection log in compliance with 40 CFR 265.174 and 62-730.160(5), FAC.
- Unless actively being consolidated, all hazardous waste containers shall be kept closed and sealed in accordance with 40 CFR 265.173.
- Label all hazardous waste containers with the words "hazardous waste," and once consolidated, date with the accumulation start date.
- Do not store hazardous waste more than 180 days.

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- Fire, spill, and decon equipment should be readily available and in working condition in accordance with 40 CFR 265.32.
- Ensure all containers are kept in good condition in accordance with 40 CFR 265.171.
- All employees handling hazardous waste will receive training in hazardous waste procedures.
- Hazardous waste transporter registration shall be kept current. Keep registration certificate in all vehicles transporting hazardous waste.
- The facility will not accumulate more than 5,000 pounds (approximately ten 55-gallon drums) onsite at any one time.
- The CESQG will be provided a manifest to document disposal.
- Keep an inventory/log of what hazardous waste is stored on-site. This log will include:
  - Manifest number for each shipment that enters and leaves the facility, or, for a shipment from a
    CESQG without a manifest, an identifying number from the shipping document.
  - The date when all hazardous waste enters and leaves the facility.
  - Name, address, and EPA ID number (if applicable) of the generator.
  - The amount of hazardous waste and hazardous waste codes associated with each shipment into and out of the facility.

AAG must limit its operations to circumstances described in its January 22, 2015, letter. If AAG does not follow the above management practices, the DEP can revoke its authorization to consolidate CESQG waste at any time.

This authorization repeals and replaces the existing authorization dated June 16, 2010. If we can provide you with any additional assistance, or if you have any questions, please contact Jabe Breland at 904.256.1671 or <a href="mailto:jabe.breland@dep.state.fl.us">jabe.breland@dep.state.fl.us</a>.

Sincerely,

Glen Perrigan

**Environmental Manager** 

**Permitting and Compliance Assistance Program** 

cc. Jabe Breland, FDEP Northeast District Chris Gilbert, Alachua County Mr. Alan Chandler, President AAG Environmental Inc. March 6, 2015 Page 3 of 3

## **NOTICE OF RIGHTS**

- 1. A person whose substantial interests are determined by this authorization (order) has the right to a formal or informal administrative proceeding (hearing) pursuant to Sections 120.569 and 120.57(1), Florida Statutes (F.S.). A formal hearing is held where the substantially affected person disputes any issue of material fact.
- 2. At a formal hearing, the substantially affected person will have the opportunity to be represented by counsel, to present evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing office's recommended order. At an informal proceeding, where no material fact is in dispute, the substantially affected person will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Department's action, or to present a written statement challenging the grounds upon which the Department is justifying its action.
- 3. A formal or an informal proceeding is commenced by filing a written "Petition for Administrative Proceeding" within 21 days of receipt of this authorization. The petition must be in the form required by Rule 28-106.201(2) Florida Administrative Code (F.A.C.) A petition is "filed" when it is received by the Department of Environmental Protection, Agency Clerk, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000.
- 4. The right to a formal or an informal proceeding will be waived if a petition is not filed with the Department within 21 days of the date the substantially affected person receives notice of this authorization. These time limits may be varied only by written order of the Department in response to a motion that complies with the requirements of Rule 28-106.111(3), F.A.C.
- 5. Mediation is not available in the context of this authorization.
- 6. A party who is adversely affected by this authorization when it becomes final is entitled to judicial review pursuant to Section 120.68, F.S. Review proceedings are governed by the Florida Rules of Appellate Procedure and are commenced by filing one copy of a Notice of Appeal with the Agency Clerk, Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, and a second copy, accompanied by filing fees prescribed by law, with the First District Court of Appeal or with the District Court of Appeal in the Appellate District where the party resides. The Notice of Appeal must be filed within 30 days of the date the authorization becomes Final. The authorization becomes Final on September 20, 2011, unless a timely petition for formal hearing or informal proceeding is filed as outlined in this notice.