

August 3, 1998

Certified Mail # P 092 359 813

Mr. Richard Garrity, Ph.D.
Director, Southwest District
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, FL 33619

RECEIVED
AUG 04 1998
Department of Environmental Protection
SOUTHWEST DISTRICT
BY _____

RE: Noncompliance Report
Safety-Kleen (Bartow), Inc. (SKBI)
EPA ID # FLD 908 729 610
Permit # HO53-292488

Dear Dr. Garrity:


General Condition 8 of the referenced permit requires SKBI to notify the FDEP anytime the facility is not in compliance with the conditions of the permit. This letter is submitted to satisfy the requirements of that condition.

SKBI received a shipment of hazardous waste from Creative Cosmetics of Rockledge, Florida May 15, 1998, accompanied by Hazardous Waste Manifest #00001. 40 CFR Part 264.75 requires the receiving facility to return the original copy of the manifest to the generator within 30 days. The original copy of this manifest was not returned to the generator until August 3, 1998.

The SKBI waste management system (WMS) will not accept waste shipments without a service work order number (SWO). The SWO can not be issued without a customer bill to number. The generator of this waste was a new customer, and did not receive a bill to number until July 21, 1998. The issuance of the bill to number allowed the material to progress in the normal channels, at which time it was discovered that the manifest had not been signed.

Should you have questions or need additional information feel free to call me or Bill Crawford at 813-533-6111.

Sincerely,


Michael Merashoff
Facility Manager

Laidlaw
ENVIRONMENTAL
SERVICES

Mark Behel
Regulatory Compliance Manager

Enclosures

pc: Lin Longshore
Barbara Hamilton

Laidlaw Environmental Services
of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830-9504

Watts 800.537.2462
Phone 941.533.6111
Fax 941.533.5152

 A Recycled Paper

**UNIFORM HAZARDOUS
WASTE MANIFEST**

1. Generator's US EPA ID No.

Manifest
Document No.2. Page 1
of 1Information in the shaded areas
is not required by Federal law.

3. Generator's Name and Mailing Address

CCI / 417 Richard Road
Rockledge, FL 32955

4. Generator's Phone (407) 636-0717

5. Transporter 1 Company Name

LAIDLAW ENV. SRV. (P) INC

6. US EPA ID Number

500987574647

7. Transporter 2 Company Name

8. US EPA ID Number

9. Designated Facility Name and Site Address

LAIDLAW ENVIRONMENTAL SERVICES OF BARTON, INC.
170 BARTON MUNICIPAL AIRPORT
BARTON, FL 32920

10. US EPA ID Number

500987574647

11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)

12. Containers

13. Total
Quantity14. Unit
Wt/Vol

1. Waste No.

a. ☒ Waste Flammable Liquids, nos. 3, UN1993,
II (Methanol, Isopropanol)

001

DM

00400

P

D001
F003b. ☒ Waste Flammable Liquids, Toxic nos. 3, UN1992,
II (Methanol, Trichloroethylene)

001

DF

00080

P

D001 D022
F002 D040
F003

c. Non-Regulated Material

001

DM

00200

P

N/R

d.

J. Additional Descriptions for Materials Listed Above

Additional a.
EPA Waste b.
Codes c.
d.

K. Handling Codes for Wastes Listed Above

S01

15. Special Handling Instructions and Additional Information

Approval a. BT022-001
Numbers b. BT022-LP#3
c. BT022-LP#2
d.Emergency
Contact: 1-800-555-5053 (508)
Intoxicat

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.

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 Virginia M. Shields

Signature

Virginia M. Shields

Month Day Year
10/5/98

17. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

Mick L. Annasone

Signature

Mick L. Annasone

Month Day Year
10/5/98

18. Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Month Day Year

19. Discrepancy Indication Space

20. Facility Owner or Operator: Certification of hazardous materials covered by this manifest except as noted in Item 19.

Printed/Typed Name

Signature

Robert L. G...

Month Day Year
10/5/98

Customer Notification And Certification

FORM A
Page 1 of 3

Generator Name/Location: Creative Cosmetics / 417 Richards Road / Rockledge, FL 32955
EPA I.D. Number: FLCES016
Waste Profile or ARF Designation: See Form B1
Manifest Number: 00001
EPA Waste Number(s): See Form B1
Waste Analysis Available? Yes (attached) No X On file at receiving facility

Unrestricted Waste Notification (Category 1)

Mark the statement below if you generate a waste that is not a land disposal restricted waste (the waste has no applicable treatment standards).

- ☐ I notify that I am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that the waste is not restricted as specified in 40 CFR §268, Subpart D or any applicable prohibitions set forth in 40 CFR §268.32 or RCRA Section 3004(d).

Restricted Waste/Debris Notification (Category 2)

Mark statement (2a) below if you generate a waste that is restricted from land disposal (the waste has applicable treatment standards).
NOTE-1: A waste may pass one or more standards and require treatment or be varianced for others. In this case, all applicable categories must be checked. **NOTE-2:** D001, D002 and D012 - D043 wastes must be evaluated for underlying constituents found in 40 CFR §268. 48 (Table UTS), that are reasonably expected to be present. A list of these constituents must be included on **FORM B**, or attached to and accompany this notification with each waste shipment. Mark statement (2b) if you generate a debris waste that will be treated to the alternate debris standards located in 40 CFR §268.45.

☒ **(2a) Restricted Waste Notification**

I notify that I am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that the waste is subject to the treatment standards specified in 40 CFR §268 Subpart D. The waste: (a) must be treated to the appropriate regulatory treatment standard, by the appropriate regulatory treatment method; (b) qualifies for a variance as described in category 3 below; or (c) meets some or all of the standards as described in Category 4 below.

- ☐ **(2b) Alternate Debris Treatment Notification:** This hazardous debris is subject to the alternate treatment standards of 40 CFR §268.45. The waste contains the following contaminants subject to treatment [check all that apply]:
 §268.45(b)(1) - Toxicity characteristic debris;
 §268.45(b)(2) - Debris contaminated with listed waste;
 §268.45(b)(3) - Cyanide reactive debris.

Restricted Waste Variance Notification (Category 3)

Mark the statement below and list the applicable variance date on Form B, if you generate a waste which does not require treatment prior to land disposal because of a variance (including a case-by-case extension under 40 CFR §268.5, a nationwide variance under 40 CFR §268 Subpart C, a no migration petition under 40 CFR §268.6, or other applicable variance).

- ☐ I notify pursuant to 40 CFR §268.7(a)(3) that I am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that this waste is subject to a national capacity variance under 40 CFR §268 Subpart C, or a case-by-case extension under 40 CFR §268.5, or an exemption under 40 CFR §268.6.

Restricted Waste Certification (Treatment Standards Met) (Category 4)

Mark the certification statement below if you generate a waste that is restricted from land disposal (the waste has applicable treatment standards), and the waste meets the standards as generated. Note: All applicable constituent standards must be accounted for. A waste may pass one or more standards and require treatment or be variance for other constituents. In this case, all applicable categories must be checked.

- ☐ I certify under penalty of law that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this certification that the waste complies with the treatment standards specified in 40 CFR Part 268 Subpart D and all applicable prohibitions set forth in 40 CFR 268.32 or RCRA § 3004(d). I believe that the information I submitted is true, accurate and complete. I am aware that there are significant penalties for submitting a false certification, including the possibility of fine and imprisonment.

SIGNATURE: Virginia A Shields DATE: 5/15/98
PRINT NAME: Virginia A Shields TITLE: Treasurer

August 3, 1998

Certified Mail # P 092 358 815

Mr. Richard Garrity, Ph.D.
Director, Southwest District
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, FL 33619

RECEIVED
AUG 10 1998
Department of Environmental Protection
BY
SOUTHWEST DISTRICT

RE: Noncompliance Report
Safety-Kleen (Bartow), Inc. (SKBI)
EPA ID # FLD 908 729 610
Permit # HO53-292488

Dear Dr. Garrity:

General Condition 8 of the referenced permit requires SKBI to notify the FDEP anytime the facility is not in compliance with the conditions of the permit. This letter is submitted to satisfy the requirements of that condition.

SKBI received a shipments of hazardous waste from the US Coast Guard in Tampa, Florida May 26, and June 15, 1998, accompanied by Hazardous Waste Manifest #00001 and 61598. 40 CFR Part 264.75 requires the receiving facility to return the original copy of the manifest to the generator within 30 days. The original copy of this manifest was not returned to the generator until August 3, 1998.

The abandoned drum contract with the US Coast Guard requires these drums to be managed at SKBI as storage only containers. The US Coast Guard then solicits quotes for the sampling and disposal of the abandoned containers. This process normally takes less than two weeks. SKBI was awarded the contract to sample and dispose of these containers, at which time it was discovered that the manifest had not been returned to the generator.

Should you have questions or need additional information feel free to call me or Bill Crawford at 813-533-6111.

Sincerely,


Michael Merashoff
Facility Manager

Enclosures

pc: Lin Longshore
Barbara Hamilton

Emergency Contact Telephone Number

1-800-852-8878

UNIFORM HAZARDOUS
WASTE MANIFEST

1. Generator's US EPA ID No.

FL269033132500001

Manifest
Document No.

2. Page 1
of 1

Information in the shaded areas is
not required by Federal law.

3. Generator's Name and Mailing Address

U.S. Coast Guard M.S.O.
155 Columbia Drive Tampa Florida.

4. Generator's Phone (813) 228-2189 33606-3598

5. Transporter 1 Company Name

Southern Waste Service

6. US EPA ID Number

FL0000996744

7. Transporter 2 Company Name

8. US EPA ID Number

9. Designated Facility Name and Site Address

Land Law Environmental
170 Bartow Municipal Airport
Bartow Florida 33830

10. US EPA ID Number

FLD980729610

A. State Manifest Document Number

B. State Generator's ID

C. State Transporter's ID

D. Transporter's Phone 813-546-1693

E. State Transporter's ID

F. Transporter's Phone

G. State Facility's ID

H. Facility's Phone

11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)

HM

a. Unknown Hazardous Substance
Pending analytical

12. Containers

No.

Type

13. Total
Quantity

14. Unit
Wt/Vol

Waste No.

601 DM000 55 G

J. Additional Descriptions for Materials Listed Above

K. Handling Codes for Wastes Listed Above

15. Special Handling Instructions and Additional Information

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 governmental regulations.

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 minimized 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

JOSEPH E. POPE, USCG

Signature

[Signature]

Month Day Year

05/26/98

17. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

TROY MCKENNA

Signature

[Signature]

Month Day Year

05/27/98

18. Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Month Day Year

19. Discrepancy Indication Space

20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.

Printed/Typed Name

[Name]

Signature

[Signature]

Month Day Year

05/27/98

GENERATOR

TRANSPORTER

FACILITY

Publis

J. J. KELLER & ASSOCIATES, INC., Neenah, WI 54957-0368 • 1-800-6868

Emergency Contact Telephone Number.

UNIFORM HAZARDOUS
WASTE MANIFEST

1. Generator's US EPA ID No.

Manifest
Document No.
615782. Page 1
of 1Information in the shaded areas is
not required by Federal law.

3. Generator's Name and Mailing Address

155 Columbia Dr. USCG
Tampa, FL 33606

4. Generator's Phone

(813) 708-7197

5. Transporter 1 Company Name

Southern Waste Services

6. US EPA ID Number

FL0000996744

7. Transporter 2 Company Name

8. US EPA ID Number

9. Designated Facility Name and Site Address

LADLOW ENV. SERVICES OF BARTON
170 BARTON MUNICIPAL AIRPORT
BARTON, FL 33520

10. US EPA ID Number

F.L.D. 9-8-0-7-2-9-61-0

11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)

12. Containers

No. Type

13. Total
Quantity14. Unit
Wt/Vol

Waste No.

HM

a. Environmentally Hazardous Substance
(Pending Antacid) (UNKNOWN)

001 DM 00030

b.

c.

d.

J. Additional Descriptions for Materials Listed Above

K. Handling Codes for Wastes Listed Above

S-01

15. Special Handling Instructions and Additional Information

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 governmental regulations.

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Printed/Typed Name

Joseph I. Poole

Signature

[Signature]

Month Day Year

10/6/15/98

17. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

J. C. Cullen

Signature

[Signature]

Month Day Year

10/6/15/98

18. Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Month Day Year

19. Discrepancy Indication Space

20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.

Printed/Typed Name

Robert C. Groff, Jr.

Signature

[Signature]

Month Day Year

10/6/15/98

GENERATOR

TRANSPORTER

FACILITY

August 4, 1998

Certified Mail # P 092 359 817

Mr. Richard Garrity, Ph.D.
Director, Southwest District
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, FL 33619

RECEIVED
AUG 05 1998
DEP

RE: Unmanifested Waste Report
Safety-Kleen (Bartow), Inc. (SKBI)
EPA ID # FLD 908 729 610
Permit # HO53-292488

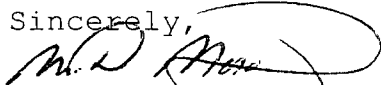
Dear Dr. Garrity:

40 CFR 264.76 requires hazardous waste treatment, storage and disposal facilities that receive a shipment of hazardous waste not on a hazardous waste manifest to report that shipment to the permitting authority. SKBI received a shipment of waste from Brockway Standard, Homerville, Georgia, on June 25, 1998 that was delivered on a non-hazardous waste manifest number 98186. Analysis conducted June 30, 1998 indicated the existence of low pH material in one of the containers. The presence of these materials in the waste stream was discussed with the generator, and it was determined that these materials should be classified as hazardous waste with the waste codes D002. This container was not scheduled for pickup with this shipment, but mistakenly included in the shipment by the broker.

A copy of the non-hazardous waste manifest, a hazardous waste manifest generated subsequent to the determination and EPA form 8700-13B is included.

Should you have questions or need additional information feel free to call me or Bill Crawford at 813-533-6111.

Sincerely,



Michael Merashoff
Facility Manager

Enclosures

pc: E. Lin Longshore
Barbara Hamilton

H:\Word\DEP\RCRA\Permits\HO53-292488\Unmanifested Waste Report-2

NON-HAZARDOUS WASTE MANIFEST

ORDER # 109961

Please print or type (Form designed for use on elite (12 pitch) typewriter)

NON-HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. G A D 0 0 4 0 6 0 9 6 8		Manifest Document No. <i>1116</i>		2. Page 1 of 1	
3. Generator's Name and Mailing Address BROCKWAY STANDARD INC HWY 84 PO BOX 336 HOMERVILLE, GA 31634							
4. Generator's Phone (800) 477-6726							
5. Transporter 1 Company Name VAN WATERS & ROGERS INC		6. US EPA ID Number G A D 9 8 0 8 4 5 0 7 7		A. State Transporter's ID			
7. Transporter 2 Company Name FREEHOLD CARTAGE Inc		8. US EPA ID Number N J D 0 5 4 1 2 6 1 6 4		B. Transporter 1 Phone 904-781-1634			
9. Designated Facility Name and Site Address LAIDLAW ENVIRONMENTAL SERVICES 170 BARTOW MUNIC AIRPORT BARTOW, FL 33830		10. US EPA ID Number F L D 9 8 0 7 2 9 6 1 0		C. State Transporter's ID			
				D. Transporter 2 Phone 941-533-4590			
				E. State Facility's ID			
				F. Facility's Phone 813-533-6111			
11. WASTE DESCRIPTION				Containers		13. Total Quantity	
				No. Type		14. Unit Wt/Vol.	
a. NON-RCRA REGULATED MATERIAL							
b. NON-REGULATED MATERIAL, (WATER TREATMENT SLUDGE) NON-HAZARDOUS WASTE							
c.							
d.							
F. Additional Descriptions for Materials Listed Above 11a. 27413 WATER BASED COMPOUND 11b. RTBKW-023 WATER TREATMENT SLUDGE				G. Handling Codes for Wastes Listed Above			
15. Special Handling Instructions and Additional Information WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING. EMERGENCY CONTACT: CHEMTREC: 1-800-424-9300. CALLER MUST IDENTIFY VAN WATERS & ROGERS AS SHIPPER.							
16. GENERATOR'S CERTIFICATION: I hereby certify that the contents of this shipment are fully and accurately described and are in all respects in proper condition for transport. The materials described on this manifest are not subject to federal hazardous waste regulations.							
Printed/Typed Name				Signature		Date Month Day Year	
17. Transporter 1 Acknowledgement of Receipt of Materials				Signature		Date Month Day Year	
Printed/Typed Name				Signature		Date Month Day Year	
18. Transporter 2 Acknowledgement of Receipt of Materials				Signature		Date Month Day Year	
Printed/Typed Name				Signature		Date Month Day Year	
19. Discrepancy Indication Space (A) CHANGE COUNT TO 5 (B) CHANGE TO 55 (C) ADD 5 (D) CHANGE CONTAINER NUMBER TO 5 DEUMS REJECTED ONTO ALTERNATE MANIFEST 11b WASTE PH 12, REQUESTED TO MANIFEST 98186B, ATTACHED							
20. Facility Owner or Operator, Certification of receipt of the waste materials covered by this manifest, except as noted in item 19.							
Printed/Typed Name				Signature		Date Month Day Year	

NON-HAZARDOUS WASTE

GENERATOR

TRANSPORTER

FACILITY

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. G A D 0 0 4 0 6 0 9 6 8 9 8 1 8 6		Manifest Document No. 65		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.					
3. Generator's Name and Mailing Address BROCKWAY STANDARD HWY 84 WEST P O BOX 336, HOMERVILLE, GA 31634						A. State Manifest Document Number							
						B. State Generator's ID							
4. Generator's Phone (912) 487-5341						C. State Transporter's ID							
5. Transporter 1 Company Name FREEHOLD CARTAGE, INC.						D. Transporter's Phone (941) 533-4599							
7. Transporter 2 Company Name						E. State Transporter's ID							
8. US EPA ID Number						F. Transporter's Phone							
9. Designated Facility Name and Site Address SAFETY-KLEEN (BARTOW), INC. 170 BARTOW MUNICIPAL AIRPORT BARTOW, FL 33830						G. State Facility's ID							
10. US EPA ID Number						H. Facility's Phone (941) 533-6111							
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)						12. Containers		13. Total Quantity		14. Unit Wt/Vol		15. Waste No.	
a. WASTE CORROSIVE LIQUIDS, N.O.S., (SULFURIC ACID), 8, UN1760, II, RQ(D002)						No. 001		Type DM		00330		G	
b.													
c.													
d.													
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above							
Additional a. EPA Waste b. Codes c. d.						a. S-01 b. c. d.							
15. Special Handling Instructions and Additional Information						Emergency Contact: 1-800-535-5053 (508) INFOTRAC							
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. 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						Signature						Month Day Year	
17. Transporter 1 Acknowledgement of Receipt of Materials													
Printed/Typed Name						Signature						Month Day Year	
18. Transporter 2 Acknowledgement of Receipt of Materials													
Printed/Typed Name						Signature						Month Day Year	
19. Discrepancy Indication Space													
20. Facility Owner or Operator: Certification of hazardous materials covered by this manifest except as noted in Item 19.													
Printed/Typed Name ROBERT C. GOFF, JR.						Signature						Month Day Year 07/3/95	

PRINTED ON RECYCLED PAPER
USING SOYBEAN INK

ORIGINAL - RETURN TO GENERATOR

HAZARDOUS WASTE REPORT Use this form as a cover for all required reports.		I. TYPE OF HAZARDOUS WASTE REPORT PART A: GENERATOR ANNUAL REPORT THIS REPORT IS FOR THE YEAR ENDING DEC 31. 1998 PART B: FACILITY ANNUAL REPORT THIS REPORT FOR YEAR ENDING DEC 31. 1998 PART C: UNMANIFESTED WASTE REPORT THIS REPORT IS FOR A WASTE RECEIVED (day, mo., & yr.) 06-25-1998			
II. INSTALLATION'S EPA ID. NUMBER FL D 980845610					
III. NAME OF INSTALLATION SAFETY-KLEEN (BARTOW) INC.					
IV. INSTALLATION MAILING ADDRESS STREET OR RD. BOX 170 BARTOW MUNICIPAL AIRPORT CITY OR TOWN BARTOW ST. ZIP CODE FL 33830					
V. LOCATION OF INSTALLATION STREET OR ROUTE NUMBER 170 BARTOW MUNICIPAL AIRPORT CITY OR TOWN BARTOW ST. ZIP CODE FL 33830					
VI. INSTALLATION CONTACT NAME (last and first) GLOFF JR ROBERT PHONE NO. (area code & no.) 941-519-6333					
VII. TRANSPORTATION SERVICES USED (for Part A reports only) List the EPA Identification Numbers for those transporters whose services were used during the reporting year represented by this report. VAN WATERS & ROGERS INC. GAD 980 845 077 FREEHOLD CARTAGE INC. NJD 054 126 164					
VIII. COST ESTIMATES FOR FACILITIES (for Part B reports only) <table style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> A. COST ESTIMATE FOR FACILITY CLOSURE \$ </td> <td style="width: 50%; vertical-align: top;"> B. COST ESTIMATE FOR POST CLOSURE MONITORING AND MAINTENANCE (detox facilities only) \$ </td> </tr> </table>				A. COST ESTIMATE FOR FACILITY CLOSURE \$	B. COST ESTIMATE FOR POST CLOSURE MONITORING AND MAINTENANCE (detox facilities only) \$
A. COST ESTIMATE FOR FACILITY CLOSURE \$	B. COST ESTIMATE FOR POST CLOSURE MONITORING AND MAINTENANCE (detox facilities only) \$				
IX. CERTIFICATION I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted 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.					
ROBERT P. GLOFF JR A PRINT OR TYPE NAME		 B SIGNATURE			
		07/31/98 C DATE SIGNED			

Attachment 2c

FACILITY REPORT - PARTS B & C

FOR OFFICIAL USE ONLY (Items 1 & 2)	1. DATE RECEIVED	XVI. TYPE OF REPORT (enter an "X")	XVII. FACILITY'S EPA I.D. NO.
	2. RECEIVED BY		
		<input type="checkbox"/> PART B <input checked="" type="checkbox"/> PART C	G FLD980729616
XVIII. GENERATOR'S EPA I.D. NO.		XX. GENERATOR'S ADDRESS (street or P.O. box, city, state, & zip code)	
GAD004060968		Hwy 84 P.O. Box 336 Homersville, GA 31634	
XIX. GENERATOR NAME (specify)			
Brockway Standard Inc.			

XXI. WASTE IDENTIFICATION

LINE NUMBER	A. DESCRIPTION OF WASTE	B. EPA HAZARDOUS WASTE NUMBER (see instructions)	C. MAN- AGING METHOD (enter code)	D. AMOUNT OF WASTE	E. UNIT OF MEASURE (enter code)
1	WASTE CORROSIVE LIQUIDS, N.O.S. (SULFURIC ACID) 8, UN1760, PGII	D002	SC1	330	5542 G
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					

XXII. COMMENTS (enter information by line number - see instructions)

1. WASTE WAS ORIGINALLY MANIFESTED ON A NON-HAZARDOUS WASTE MANIFEST. A SAMPLE WAS PULLED AND ANALYZED BY SAFETY-KLON, FORMERLY LAIDLAW ENVIRONMENTAL SERVICES (BARTOW) INC. AND FOUND TO PH < 2. THIS REQUIRED ADDING A D002 AND A UNIFORM HAZARDOUS WASTE MANIFEST FOR CORRECT MANAGEMENT. WASTE WAS RETIRED TO A HAZARDOUS WASTE MANIFEST AND A COMPLETION OF THIS HAZARDOUS WASTE REPORT. ONLY ONE D002 WAS FOUND TO PH < 2.

Attachment 2d

August 4, 1998

Certified Mail # P 092359816

RECEIVED
AUG 11 1998
W
D

Mr. Richard Garrity, Ph.D.
Director, Southwest District
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, FL 33619

RE: Unmanifested Waste Report
Safety-Kleen (Bartow), Inc. (SKBI)
EPA ID # FLD 908 729 610
Permit # HO53-292488

Dear Dr. Garrity:

40 CFR 264.76 requires hazardous waste treatment, storage and disposal facilities that receive a shipment of hazardous waste not on a hazardous waste manifest to report that shipment to the permitting authority. SKBI received a shipment of waste from Antilles Electroplating, Bayamon, Puerto Rico, on June 1, 1998 that was delivered on a non-hazardous waste manifest number 98001.

Analysis conducted June 17, 1998 indicated the presence of 1,1,1-Trichloroethane and Trichloroethylene. The presence of these materials in the waste stream was discussed with the generator, and it was determined that these materials should be classified as hazardous waste with the waste codes F002, and D040

A copy of the non-hazardous waste manifest, a hazardous waste manifest generated subsequent to the determination and EPA form 8700-13B is included.

Should you have questions or need additional information feel free to call me or Bill Crawford at 813-533-6111.

Sincerely,



Michael Merashoff
Facility Manager

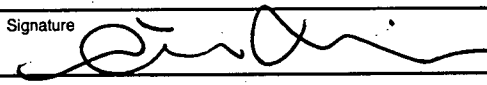
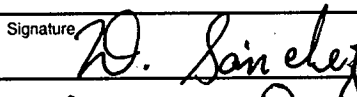
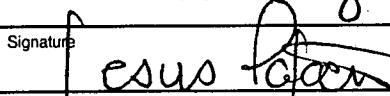
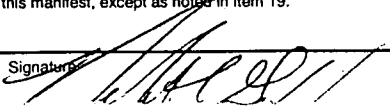
Enclosures

pc: E. Lin Longshore
Barbara Hamilton

H:\Word\DEP\RCRA\Permits\HO53-292488\Unmanifested Waste Report-1

NON-HAZARDOUS WASTE MANIFEST

Please print or type (Form designed for use on elite (12 pitch) typewriter)

NON-HAZARDOUS WASTE MANIFEST	1. Generator's US EPA ID No. PRD 980526180 SMALL QUANTITY GENERATOR	Manifest Document No. 98001	2. Page 1 of 2		
	3. Generator's Name and Mailing Address ANTILLES ELECTROPLATING P.O. BOX 2670 BAYAMON, PR 00960-2670				
	4. Generator's Phone (787) 786-6350				
	5. Transporter 1 Company Name OCHOA INDUSTRIAL SALES CORP.	6. US EPA ID Number PRD 090128561	A. Transporter 1 Phone 809/788-8000		
	7. Transporter 2 Company Name PUERTO RICO MARINE MANAGEMENT	8. US EPA ID Number PRD 000726810	B. State Transporter's ID		
	9. Designated Facility Name and Site Address LAIDLAW ENV. SERV. OF BARTOW 170 BARTOW MUNICIPAL AIRPORT BARTOW, FL 33830-		C. Transporter 2 Phone 787/793-3000		
	10. US EPA ID Number FLD 980729610		D. State Facility's ID		
			E. Facility's Phone (813) 533-5111		
	11. WASTE DESCRIPTION		Containers No. Type	13. Total Quantity	14. Unit Wt./Vol.
	a. NON REGULATED MATERIAL, Contains(OIL),		003 DF	00165	G
b.					
c.					
d.					
F. Additional Descriptions for Materials Listed Above (a) BTANX-001:OIL		G. Handling Codes for Wastes Listed Above (a) M061			
15. Special Handling Instructions and Additional Information JOB#5102 SH: CONTAINER: EMERGENCY PHONE : (787) 786-6350 EMERGENCY CONTACT : WILBERT E. MEDINA					
16. GENERATOR'S CERTIFICATION: I hereby certify that the contents of this shipment are fully and accurately described and are in all respects in proper condition for transport. The materials described on this manifest are not subject to federal hazardous waste regulations.					
Printed/Typed Name WILBERT E. MEDINA		Signature 	Date 05/11/98		
17. Transporter 1 Acknowledgement of Receipt of Materials		Date			
Printed/Typed Name DAVID SANCHEZ		Signature 	Date 05/11/98		
18. Transporter 2 Acknowledgement of Receipt of Materials		Date			
Printed/Typed Name Jesús Palacios		Signature 	Date 05/15/98		
19. Discrepancy Indication Space WASTE WAS DETERMINED TO BE HAZARDOUS VIA ANALYTICAL TESTING DONE AT SAFETY-KLEEN (BARTOW) MATERIAL CAN NOT BE MANAGED ON A NON-HAZARDOUS WASTE MANIFEST. SEE ATTACHED UNIFORM HAZARDOUS WASTE MANIFEST 910013					
20. Facility Owner or Operator: Certification of receipt of the waste materials covered by this manifest, except as noted in item 19.					
Printed/Typed Name WILBERT E. MEDINA		Signature 	Date 05/10/98		

RCRA NON-HAZARDOUS WASTE

GENERATOR

TRANSPORTER

FACILITY

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. P R D 9 8 0 5 2 6 1 8 0 9 1 0 0 1 2		Manifest Document No. 12		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.							
3. Generator's Name and Mailing Address ANTILLES ELECTROPLATING IND. MINILLAS 466, CALLE D #75 PO BOX 2670, BAYAMON, PR 00960-2670						A. State Manifest Document Number									
4. Generator's Phone (787) 786-6350						B. State Generator's ID									
5. Transporter 1 Company Name OCHOA INDUSTRIAL						C. State Transporter's ID									
6. US EPA ID Number P R D 0 9 0 1 2 8 5 6 2						D. Transporter's Phone (809) 780-8000									
7. Transporter 2 Company Name						E. State Transporter's ID									
8. US EPA ID Number						F. Transporter's Phone									
9. Designated Facility Name and Site Address SAFETY-KLEEN (BARTON), INC. 170 BARTON MUNICIPAL AIRPORT BARTON, FL 33830						G. State Facility's ID									
10. US EPA ID Number E L D 9 8 0 7 2 9 6 1 0						H. Facility's Phone (941) 533-6111									
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)						12. Containers No. Type		13. Total Quantity		14. Unit Wt/Vol		15. Waste No.			
a. HAZARDOUS WASTE, LIQUID, N.O.S., (TRICHLOROETHYLENE), 9, NA3082, III						0 0 3 D F		0 0 1 6 5		G		D 0 4 0			
b.						F 0 0 2									
c.															
d.															
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above									
Additional a. EPA Waste b. Codes c. d.						a. M061 b. c. d.									
15. Special Handling Instructions and Additional Information										Emergency Contact: 1-800-535-5053 (508) Infotrac					
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. 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						Signature						Month Day Year			
17. Transporter 1 Acknowledgement of Receipt of Materials						Printed/Typed Name						Signature		Month Day Year	
18. Transporter 2 Acknowledgement of Receipt of Materials						Printed/Typed Name						Signature		Month Day Year	
19. Discrepancy Indication Space															
20. Facility Owner or Operator: Certification of hazardous materials covered by this manifest except as noted in Item 19															
Printed/Typed Name ROBERT C. GOFF, JR						Signature <i>[Signature]</i>						Month Day Year P 93098			

PRINTED ON RECYCLED PAPER
USING SOYBEAN INK

ORIGINAL - RETURN TO GENERATOR

HAZARDOUS WASTE REPORT		I. TYPE OF HAZARDOUS WASTE REPORT	
Use this form as a cover for all required reports.		PART A: GENERATOR ANNUAL REPORT	
		THIS REPORT IS FOR THE YEAR ENDING DEC 31. 1998	
		PART B: FACILITY ANNUAL REPORT	
		THIS REPORT FOR YEAR ENDING DEC 31. 1998	
		PART C: UNMANIFESTED WASTE REPORT	
		THIS REPORT IS FOR A WASTE RECEIVED (BY: MO. & YR) 06-01-1998	
II. INSTALLATION'S EPA I.D. NUMBER			
EFLD980729610			
III. NAME OF INSTALLATION			
SAFETY KLEEN (BARTOW) INC			
IV. INSTALLATION MAILING ADDRESS			
STREET OR R.O. BOX			
3170 BARTOW MUNICIPAL AIRPORT			
CITY OR TOWN			
BARTOW			
ST. ZIP CODE			
FL 33830			
V. LOCATION OF INSTALLATION			
STREET OR ROUTE NUMBER			
3170 BARTOW MUNICIPAL AIRPORT			
CITY OR TOWN			
BARTOW			
ST. ZIP CODE			
FL 33830			
VI. INSTALLATION CONTACT			
NAME (last and first)			
GEOFF JR. ROBERT C			
PHONE NO. (area code & no.)			
941-519-6111			
VII. TRANSPORTATION SERVICES USED (for Part A reports only)			
List the EPA Identification Numbers for those transporters whose services were used during the reporting year represented by this report.			
OCHOA INDUSTRIAL PRD 090 128 562			
PUERTO RICO MARINE MGMT PRD 000 726 810			
LAWLAW ENV. SERVICES (TQ) SCD 987 574 647			
VIII. COST ESTIMATES FOR FACILITIES (for Part B reports only)			
A. COST ESTIMATE FOR FACILITY CLOSURE		B. COST ESTIMATE FOR POST CLOSURE MONITORING AND MAINTENANCE (disposal facilities only)	
\$		\$	
IX. CERTIFICATION			
I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted 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.			
ROBERT C. GOFF JR		07/30/98	
A. PRINT OR TYPE NAME		B. SIGNATURE	
		C. DATE SIGNED	

Attachment 2c

FACILITY REPORT - PARTS B & C

FOR OFFICIAL USE ONLY (Items 1 & 2)	1. DATE RECEIVED 06-01-1998	XVI. TYPE OF REPORT (enter an "X") PART B <input type="checkbox"/> PART C <input checked="" type="checkbox"/>	XVII. FACILITY'S EPA I.D. NO. G FLD 98072A 610	
	2. RECEIVED BY			
XVIII. GENERATOR'S EPA I.D. NO. PRD 980506180		XX. GENERATOR'S ADDRESS (street or P.O. box, city, state, & zip code) ANTILLES ELECTROPLATING IND. MINILLAS 466, CALLE D # 75 PO Box 2670 BAYAMON, PR 00960-2670		
XIX. GENERATOR NAME (specify) ANTILLES ELECTROPLATING				

LINE NUMBER	A. DESCRIPTION OF WASTE	B. EPA HAZARDOUS WASTE NUMBER (see instructions)	C. HAN- DLING METHOD (enter code)	D. AMOUNT OF WASTE	E. UNIT OF MEASURE (enter code)
1	HAZARDOUS WASTE, LIQUID, N.A.S. (TRICHLOROETHYLENE), 9, NA 3082, PG III	D040 F002	S01	165	G
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					

XXII. COMMENTS (enter information by line number - see instructions)

1. MATERIAL WAS ORIGINALLY SHIPPED ON A NON-HAZARDOUS MANIFEST. MATERIAL WAS SAMPLED AND ANALYZED BY SAFETY-KLEEN (BARTON) INC., FORMALLY LAIDLAW ENVIRONMENTAL SERVICES (BARTON) INC. AND FOUND TO CONTAIN TRICHLOROETHYLENE. MATERIAL WAS THEN MANAGED ON A UNIFORM HAZARDOUS WASTE MANIFEST AND RESULTED IN THIS HAZARDOUS WASTE REPORT

Attachment 2d



Lmf

Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

June 4, 1997

Michael Merashoff
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Proposed Settlement of
Laidlaw Environmental Services of Bartow, Inc.
FLD 980 729 610
OGC File No.: 97-0788

Dear Mr. Merashoff:

Enclosed is a copy of the executed Consent Order for the referenced case. The Department has received your check for \$2,650.00 as stipulated by the Order. This enforcement action is now closed.

Sincerely,

William Kutash
Administrator
Division of Waste Management

WK/gtd

Enclosure

cc: Larry Morgan, OGC
Panduranga Ojili, BWP&R
Jewell Grubbs, USEPA, Region IV
Compliance File



Department of Environmental Protection

MAY 23 1997

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAY 22 1997

Michael Merashoff
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Proposed Settlement of
Laidlaw Environmental Services of Bartow, Inc.
FLD 980 729 610
OGC File No.: 97-0788

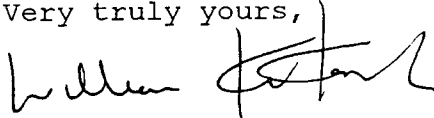
Dear Mr. Merashoff:

The purpose of this letter is to complete the resolution of the matter previously identified by the Department in the Warning Letter dated March 3, 1997, a copy of which is attached. The corrective actions required to bring your facility into compliance have been performed. The Department acknowledges that no environmental harm has resulted for the cited paperwork violation. The Department does not characterize any of the cited violations as major. In order to resolve the matters identified in the attached Warning Letter, you are assessed civil penalties in the amount of \$2,550.00, along with \$100.00 to reimburse the Department costs, for a total of \$2,650.00. This payment must be made payable to The Department of Environmental Protection by certified check or money order and shall include the OGC File Number assigned above and the notation "Ecosystem Management and Restoration Trust Fund." Payment shall be sent to the Department of Environmental Protection, 3804 Coconut Palm Drive, Tampa, Florida, 33619-8318 within 10 days of your signing this letter.

Your signing of this letter constitutes your acceptance of the Department's offer to resolve this matter on these terms. If you elect to sign this letter, please return it to the Department at the address indicated above. The Department will then countersign the letter and file it with the Clerk of the Department. When the signed letter is filed with the Clerk, the letter shall constitute final agency action of the Department, which shall be enforceable pursuant to Sections 120.69 and 403.121, Florida Statutes.

If you do not sign and return this letter to the Department at the District address above by June 6, 1997, the Department will assume that you are not interested in settling this matter on the above described terms, and will proceed accordingly. None of your rights of substantial interests are determined by this letter unless you sign it and it is filed with the Department Clerk.


Very truly yours,

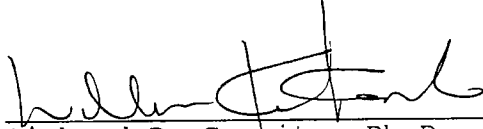

for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

I ACCEPT THE TERMS OF THIS SETTLEMENT OFFER IDENTIFIED ABOVE.

For Laidlaw Environmental Services For the Department:
of Bartow, Inc.

By:


Michael Merashoff
Facility Manager


for Richard D. Garrity, Ph.D.
Director of District Management
State of Florida Department of
Environmental Protection


ENTERED this 4th day of June, 1997 in Tampa,
Florida.

RDG/gtd
Attachments

cc: Barbara Hamilton, Laidlaw Environmental Services, Inc.

FILING AND ACKNOWLEDGEMENT

FILED, on this date, pursuant to S120.52
Florida Statutes, with the designated Department
Clerk, receipt of which is hereby acknowledged.

 6-4-97
Clerk Date

NOTICE OF RIGHTS

Persons who are not parties to this Consent Order but whose substantial interests are affected by this Consent Order have a right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing on it. The Petition must contain the information set forth below and must be filed (received) at the Department's Office of General Counsel, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, within 21 days of receipt of this notice. A copy of the Petition must also be mailed at the time of filing to the District Office named above at the address indicated. Failure to file a petition within the 21 days constitutes a waiver of any right such person has to an administrative hearing pursuant to Section 120.57, Florida Statutes.

The petition shall contain the following information: (a) The name, address, and telephone number of each petitioner; the Department's Consent Order identification number and the county in which the subject matter or activity is located; (b) A statement of how and when each petitioner received notice of the Consent Order; (c) A statement of how each petitioner's substantial interests are affected by the Consent Order; (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 Consent Order; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Consent Order; (g) A statement of the relief sought by petitioner, stating precisely the action petitioner want the Department to take with respect to the Consent Order.

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 subject Consent Order have the right to petition to become a party to the preceding. The petition must conform to the requirements specified above and be filed (received) within 21 days of receipt 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, Florida Statutes, 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 60Q-2.010, Florida Administrative Code.

A person whose substantial interests are affected by the Department's proposed agency action may file a timely petition for an

administrative hearing under sections 120.569 and 120.57 of the Florida Statutes, or may choose to pursue 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 pursuing mediation are set forth below.

A person may 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

Laidlaw Environmental Services of Bartow, Inc.
OGC File No. 97-0788

above, and must therefore file their petitions within fourteen days of receipt of this notice. 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.



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

MAR - 3 1997

David Roehm
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Warning Letter #104920 ²⁹⁰ ~~104920~~ 3/31/97
FLD 980 729 610
Laidlaw Environmental Services of Bartow, Inc.
Polk County

Dear Mr. Roehm:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on November 21, 1996, and subsequent record review indicates that violations of Florida Statutes and Rules may exist at the Laidlaw Environmental Services of Bartow, Inc. facility. Department of Environmental Protection personnel made observations described in the attached inspection report. Section 9 of the report lists a summary of alleged violations of Department Rules.

Section 403.727 Florida Statutes provides that it is a violation to fail to comply with rules adopted by the Department. The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of Florida Statutes or Department Rules should be ceased.

You are requested to contact Gilbert Dembeck at (813) 744-6100 extension 399 within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. If after further investigation, the Department's preliminary findings are verified, this matter may be resolved through the entry of a Consent Order which will include a compliance schedule, an

appropriate penalty, and reimbursement of the Department's costs and expenses. In accordance with the RCRA Civil Penalty Policy of 1990, the penalties which would be assessed in this case are \$2,550.00. Costs and expenses in this case will be a minimum of \$100.00. If this matter cannot be resolved within 90 days, under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued against you within 150 days of the date of the attached inspection report. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely,



for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

RDG/gtd

Attachment

cc: Panduranga Ojili, HWR Section
Jewell Grubbs, USEPA, Region IV
Compliance File



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

HAZARDOUS WASTE INSPECTION REPORT

1. INSPECTION TYPE: COMPLAINT X ROUTINE FOLLOW-UP PERMITTING

FACILITY NAME: Laidlaw Environmental Services of Bartow, Inc.

FDEP/USEPA ID No: FLD 980 729 610

STREET ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

MAILING ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

COUNTY: Polk PHONE: (813) 533-6111 DATE: November 21, 1996

TIMES: 0915 am

Generator	TYPE OF FACILITY	Treatment
<u> X </u> Generator (>1000 kg/mo)	<u> X </u> Storage Container	<u> </u> Tank
<u> </u> SQG (100-1000 kg/mo)	<u> X </u> Tank	<u> </u> Land Treatment
<u> </u> CESQG (<100 kg/mo)	<u> </u> Waste Pile	<u> </u> Thermal
	<u> </u> Surface Impoundment	<u> </u> Chem/Phys/Bio
Transporter		<u> </u> Incinerator
<u> X </u> Transporter	Disposal	<u> </u> Surface Impoundment
<u> X </u> Transfer Facility	<u> </u> Landfill	<u> </u> Exempt Off-Site
	<u> </u> Surface Impoundment	
<u> </u> Non Handler	<u> </u> Waste Pile	<u> X </u> Used Oil

2. Applicable Regulations:

 40 CFR 261.5 X 40 CFR 262 X 40 CFR 263 X 40 CFR 264 40 CFR 265
 X 40 CFR 266 X 40 CFR 268 X 17-730, F.A.C.

3. Responsible Officials:

David Roehm, Facility Manager

4. Survey Participants and Principal Inspector:

Mark Behel (Laidlaw)
David Roehm (Laidlaw)
Gilbert Dembeck (FDEP)

Bill Crawford (FDEP)
Roger Evans (FDEP)

5. Facility Latitude:

27°57'05"

Longitude:

81°47'09"

6. Type of Ownership: FEDERAL STATE COUNTY MUNICIPAL PRIVATE

7. Permit Nos.: HO53-182726A Issued: 12/10/91 Expires: 12/10/96
HC53-170790 1/10/92 1/10/95

Polk County
November 21, 1996

8. Summary of Findings:

Laidlaw Environmental Services of Bartow (LESB) operates a hazardous waste management facility at this location. Operations include: storage in tanks and containers, fuel blending and solvent recovery. Hazardous waste fuel blending operations are conducted in any of three permitted fuel blending tanks and ancillary equipment. Other equipment in the fuel blending area include a can crusher and drum scraping machine. Hazardous waste recycling operations include vacuum distillation, thin film evaporation, solvent extraction, and fractional distillation for reclaiming solvents.

LESB also manages hazardous wastes (as a transporter) in trucks and trailers within the facility's paved driveway for less than 10 days as a hazardous waste transfer facility. Roll-off containers (2) and tanker trucks (five) in the paved drive area were placarded and labeled appropriately.

The facility has 12 hazardous waste tanks permitted for storage (tanks T-101 to T-110, R-202, and R-203). T-101 to T-110 are typically used for storage of incoming bulk waste and outgoing blended waste fuels. R-202 and R-203 are used to store wastes (such as still bottoms) generated from recycling activities. The facility also has three tanks permitted for fuel blending (tanks T-111, T-112, and T-114).

The latest tank assessment was conducted on June 6, 1995.

Tanks T-101 to T-110 have a loading/unloading area for tanker trucks. The loading/unloading area is provided with bermed containment to reduce the potential of spilled from spreading into the driveway.

Inspection of the containers in storage revealed that LESB receives a significant number of containers with incomplete labels (missing manifest numbers, and/or accumulation start dates). This information (a generator requirement) is important to the transporter and receiving facility in determining the accuracy and completeness of shipping papers. Additionally, acceptance of containers by the transporter that are not properly marked in accordance with 40 CFR 262.32(b) is a violation of 49 CFR 171.2(a). Laidlaw (for a large number of the containers) was the generator (Laidlaw Environmental Services Laurel, Maryland), transporter, and TSD.

Operations in the fuel blending area (coring containers, emptying and consolidating paint cans, and bulking fuels) have the greatest potential for splashes and spills. The equipment showed the residuals of paint and other fuels that had dried.

Polk County
November 21, 1996

The operating record was checked to determine if LESB documents the storage and recycling of each hazardous waste received at the facility. Records of incoming containers are maintained at the drum storage area. Records of waste transfers from container or drum storage to each recycling equipment are maintained in the Maintenance Shop building. Records maintained in the main office include: shipments of incoming bulk waste; waste transfers from the tanks or container storage to the fuel blending area; and shipments of outbound material.

An inspection at the laboratory shows the permittee appears to be complying with its permit requirements

Training records are maintained at Mr. Behel's office for each employee and are in order. Other personnel such as those from outside companies delivering hazardous waste to Laidlaw are also trained on the Contingency Plan.

Facility inspection records for the permitted facility were complete.

Subsequent to the November 21, 1996 inspection, during review of manifests at Freehold Cartage Inc. on December 26, 1996, it was found that a shipment of hazardous waste from Enterprises International Inc., manifest document number 12196, had been delivered on December 23, 1996 to LESB by Freehold, rather than being delivered to the designated facility, Laidlaw Environmental Services (TS), Inc. of Clearwater, FL. LESB, did not sign as Transporter 2, nor was any information completed for Items 7, 8, or F. Rather than signing for receipt of the waste in manifest Item 18, the following was written in Item 19, "Received @ LES Bartow to hold for LES Clearwater 12/23/96 Martha Hamilton."

On December 27, 1997, LESB was asked to provide documentation of how this shipment was handled at their facility. Information provided by LESB showed that this shipment had been entered into their transfer facility records on December 23, 1996, although LESB's copy of this manifest still did not have any information completed for Items 7, 8, or F for Transporter 2, nor was there a signature for receipt of the waste in Item 18. There was no notation in Item 19.

A completed copy of this manifest showing receipt on January 6, 1997 at the designated facility (TS), indicates that Larry Hutchinson, an employee of LESB, signed for receipt of this waste for Laidlaw Env. Svcs. (TG), Inc., as Transporter 2, on January 3, 1997.

The above indicates that the shipment of hazardous waste was in LESB transfer facility in excess of the allowable 10 days in violation of 40 CFR 263.12 and 62-730.240, F.A.C. Failure to sign and date the manifest acknowledging acceptance of the hazardous waste at the time of acceptance, in addition to being a violation of 40 CFR 263.20(b), is also a violation of 49 CFR 172.205(d)(1).

Polk County
November 21, 1996

9. Summary of Violations:


40 CFR 263.12 and
62-730.240, F.A.C.

Storage of a manifested shipment of hazardous waste at a transfer facility for a period of more than 10 days without having applied for a storage permit.

40 CFR 263.20(b)


Failure to sign and date the manifest acknowledging acceptance of the hazardous waste.

Inspected:


William C. Crawford
Engineer IV

Date: 2-27-97

Approved:


Elizabeth B. Knauss
Environmental Manager

Date: 3/3/97



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
100 ALABAMA STREET, S.W.
ATLANTA, GEORGIA 30303-3104

December 20, 1996

RECEIVED
DEC 24 1996

Department of Environmental Protection
SOUTHWEST DISTRICT
BY _____

4WD-RCRA

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Paul Manak, Facility Manager
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

SUBJ: Compliance Evaluation Inspection (CEI)
Laidlaw Environmental Services
EPA ID No: FLD 980 729 610

Dear Mr. Manak:

Enclosed is the U.S. Environmental Protection Agency (EPA) Region 4 Compliance Evaluation Inspection (CEI) report referenced above. The CEI was an oversight of Laidlaw Environmental Services of Bartow, Inc. (Laidlaw), conducted by EPA, on May 8, 1996, pursuant to Section 3007 of the Resource Conservation and Recovery Act (RCRA).


EPA commends and appreciates the courtesy and cooperation shown by all Laidlaw personnel who were involved with inspection activities.

The majority of hazardous waste management activities at Laidlaw were observed to be in compliance with applicable RCRA regulations on the day of the inspection. The State of Florida is authorized to implement the base RCRA program, and in accordance with the Memorandum of Agreement between EPA and Florida, EPA will defer to the Florida Department of Environmental Protection (FDEP) to address any violations identified in this report.

A copy of the inspection report is being forwarded to FDEP.

If you have any questions, please contact Mindy M. Gardner, of my staff, at (404) 562-8594.

Sincerely,


Jeffrey T. Pallas, Chief
South Enforcement and Compliance
Section
Enforcement and Compliance Branch

Enclosure

cc: William Hinkley, FDEP (w/enclosures)
Roger Evans, FDEP

RCRA Inspection Report

1) Inspector and Author of Report

Mindy M. Gardner
Environmental Engineer

2) Facility Information

Laidlaw Environmental Services of Bartow, Inc. (Laidlaw)
170 Bartow Municipal Airport
Bartow, Florida 33830
FLD 980 729 610

3) Responsible Officials

Paul Manak
Facility Manager

4) Inspection Participants

Mindy M. Gardner - U.S. Environmental Protection Agency
(EPA)
Roger Evans - Florida Department of Environmental
Protection (FDEP)
Bill Crawford - Florida Department of Environmental
Protection (FDEP)
Paul Manak - Facility Manager

5) Date and Time of Inspection

May 8, 1996, 9:50 p.m. - 5:20 p.m.

6) Applicable Regulations

Applicable requirements in the Florida Administrative Code
(FAC) 17-730.001-17.730.183, which is equivalent to
40 C.F.R. 262-268 and Permit numbers H053-182726A and HC53-
170790.

7) Purpose of Inspection

To conduct an unannounced FDEP lead Compliance Evaluation
Inspection (CEI) and determine Laidlaw's compliance with the
applicable requirements of the Permits and the FAC.

8) Facility Description

Laidlaw Environmental Services of Bartow (Laidlaw) is
located in Polk County, Florida. Laidlaw is a treatment and
storage permitted facility, a large quantity generator (LQG)
and a transfer facility. Please see Figure 1 for the

facility layout. The facility occupies five (5) acres and the street address is 170 Bartow Municipal Airport, Bartow, Florida, 33830. The area where hazardous waste is handled is concrete with an eight (8) inch berm surrounding the entire area and a sump to handle any overflows. Hazardous waste is stored in tanks. Tank-101 through Tank-110 are 6,800 gallon tanks, which are used for incoming bulk waste and blended waste fuels. Laidlaw receives approximately 2,500 to 3,500 drums and 100,000 to 150,000 gallons in tanker trucks each month and sends out 100,000 to 150,000 gallons of product per month. Laidlaw also sends hazardous waste solids off-site. Tanks R-202 and R-203 are 7,000 gallon tanks, which are used to store hazardous waste generated from recycling activities. Laidlaw does solvent recycling and fuel blending operations. Hazardous waste recycling activities include thin film evaporation, solvent extraction, fractional distillation, and vacuum distillation to reclaim solvents according to customer specifications.

The trucks and tankers carrying fuel blending material arrive at Laidlaw and immediately check in at Receiving. The manifests are reviewed, the information is entered into the computer, the truck operator is given labels for the drums or gravity sheets for tankers, and the materials are sampled and analyzed. Materials that have heating values that are less than 5,000 BTU/lb cannot be fuel blended and Laidlaw will not accept this material. Fuel blending operations take place in Tanks T-111, T-112, and T-114 and ancillary equipment. Hazardous waste generated by Laidlaw includes still bottoms, sludge, waste waters, and unprocessable solids. Hazardous waste streams generated by Laidlaw are sent off-site to Treatment, Storage, and Disposal (TSD) facilities.

Laidlaw is also a transfer facility where wastes are held up to ten (10) days in trailers that are kept within a secured area on the facility's paved driveway. Laidlaw is also currently acceptable to receive Comprehensive Environmental Response, Compensation, and Liabilities Act (CERCLA) waste.

Permit number H053-182726A will expire on December 10, 1996.

9. Findings

Entrance Interview

During the entrance interview Laidlaw personnel and the inspectors introduced themselves. The inspectors explained the purpose of the Compliance Evaluation Inspection (CEI). Following the entrance interview, Paul Manak, Facility Manager, took the inspectors on a tour of the facility to observe hazardous waste generation points, satellite accumulation areas (SAAs), and storage areas.

Truck Receiving

On the day of the inspection there were five (5) tanker trucks and one (1) roll-off on Laidlaw's driveway. One (1) tanker was labeled as flammable, another was labeled as residual waste, one (1) tanker was empty and labeled flammable, one (1) tanker was labeled as non-regulated water, and one (1) tanker was being filled with outgoing fuels. The roll-off contained non-RCRA regulated waste and was covered and labeled. A trailer near the fuel blending area was being loaded with RCRA empty drums for transport to a recycler.

Hazardous Waste Permitted Storage Area

The *Hazardous Waste Permitted Storage Area* (Please see Figure 2) is an enclosed building that has a metal roof and a six (6) inch bermed concrete floor. The building is equipped with fire sprinklers and the aisle spacing is kept at a minimum of three (3) feet. Fire extinguishers and respirators are located within the building. A trench, to collect spills, runs down the middle of the building. An inventory is done daily for the *Hazardous Waste Permitted Storage Area*. Drums come in at the loading dock and are stored on pallets in the northern section of the storage area. Each drums is labeled with the date it was received, the date when the drum was sampled, and a bar code. A sample is taken and the specific gravity determined. If several drums have like specific gravities a composite sample of up to twenty (20) samples will be taken and analyzed. The sample is labeled with the number of the drum and taken to the laboratory to be analyzed. At the time of the inspection, Sydney Williams, a Laidlaw employee, was labeling some fifty-five (55) gallon drums that had arrived on the day of the inspection (Photograph 1). Within twenty-

four (24) hours the drums are moved to the southern section of the storage area where they are stacked two (2) high on pallets. Laboratory results are returned within seventy-two (72) hours.

On the day of the inspection the storage area was just below the permitted storage capacity of 81,180 gallons. The northern section of the storage area contained three (3) rows of fifty-five (55) gallon drums. The first row contained twenty-seven (27) outbound fifty-five (5) gallon drums and one (1) outbound overpack drum. All the drums were closed, labeled as hazardous waste, stored on pallets, and dated within one (1) year of the inspection (Photograph 1). The drums were in good condition, however, a few were noted as having some liquid on the top of the drum. Facility representatives pulled these drums and cleaned them on the day of the inspection. No structural defects were apparent in the drums. Drum number 960327-HESV1011 had a bubbled top (Photograph 3). Drum number 960327-HESV1011 had a hazardous waste label that listed the following hazardous waste codes: D004 through D008, D010, D011, D018, D035, F001 through F003, and F005.

A fifty-five (55) gallon drum was labeled as waste flammable liquid, but was not marked with a receipt date. David Roehm, a Laidlaw employee, said that the bar code must have fallen off this drum because other drums from the same TSD were properly labeled. The drum was immediately labeled as 960423-AC-001 by facility personnel. Drum number 960506-NAVAM-051 was not marked to identify the contents of the drum. Facility personnel immediately corrected this violation.

During the inspection Laidlaw was found to be in violation of 40 C.F.R. § 268.50(a)(2)(i), which states that each container of hazardous waste restricted from land disposal under subpart C of this part must be clearly marked to identify its contents and the date each period of accumulation begins. Because Laidlaw did not date drum 960423-AC-001 and because Laidlaw did not identify the contents of drum number 960506-NAVAM-051 the facility violated this regulation.

Laidlaw was found to be in violation of 40 C.F.R. § 265.171, which states that if a container holding hazardous waste is not in good condition, or if it begins to leak, the owner or operator must transfer the hazardous

waste from this container to a container that is in good condition, or manage the waste in some other way that complies with the requirements of this part. Laidlaw violated this regulation because drum number 960327-HESV1011 had a structural defect.

The southern section of the storage area (Photograph 4) contained approximately 1,440 fifty-five (55) gallon drums. The inspectors divided up and inspected the drums in each row (Please see Figure 1). Most of the drums were labeled properly, closed, in good condition, and dated within one (1) year of the inspection. Drum number 960418-LAIDLA-033 was hanging approximately twenty-five (25) percent off the edge of the pallet (Photograph 5). Mr. Roehm immediately placed the drum completely on the pallet. Drum number 960430-CHILI-009 was also hanging approximately twenty-five (25) percent off the pallet. Facility personnel corrected the placement of this drum on the day of the inspection.

The inspectors noted a fifty-five (55) gallon drum that was stored on a pallet along the north wall of the southern section of the storage area. This drum was labeled as PCB reject, which facility representatives said would be sent back to the facility where it originated.

A SAA, containing spent laboratory sampling equipment, was along the wall in the north section of the storage area. Another SAA was observed in the staging area. This SAA was a fifty-five (55) gallon drum labeled as hazardous waste solids, which includes daily floor sweepings and tyvec. The ring that attaches the lid to the drum was not completely attached to the drum. Roger LeBlanc, a Laidlaw employee, immediately attached the lid completely to the drum.

Also, in the storage area there were five (5) fifty-five (55) gallon drums labeled as hazardous waste. These drums were shipped to Laidlaw by Van Waters & Rogers from Lokey Motors at 19820 U.S. Highway 19 North, Clearwater, Florida. Lokey Motors does not have an identification number because the facility understands that they are conditionally exempt. However, the drums had start accumulation dates for five (5) consecutive months, indicating that the facility does not meet the requirements that would make the facility a conditionally exempt generator. FDEP inspectors referred this issue to the compliance personnel at FDEP.

Fuel Blending Area

Hazardous wastes that have heating values that are over 5,000 BTU/lb are blended in this area. Housekeeping in this area was good overall. There were several fifty-five (55) gallon drums sitting around waiting to be processed. These drums were all closed, dated within one (1) year of the inspection, in good condition, and labeled. There were also three (3) SAAs in this area. The first SAA consisted of two (2) fifty-five gallon drums (Photograph 6). The first drum at the first SAA was closed, in good condition, and labeled as hazardous waste with the incorrect waste codes, which included: D001, D007, D011, D018, D019, D021, D035, D039, D040, D042, F001 through F003, and F005. This drum was full and was not dated. The second drum was closed, in good condition, labeled as hazardous waste, and had just been placed at the SAA. The label on the second drum listed the following waste codes: D005 through D008, D010, D011, D018, D035, F001 through F003, and F005. Facility representatives immediately replaced the label on the first drum in order to correct the waste codes.

During the inspection Laidlaw was found to be in violation of 40 C.F.R. § 262.34(a)(2), which states that the date upon which each period of accumulation begins is clearly marked and visible for inspection on the container. Laidlaw violated this regulation because one (1) drum at the SAA was not dated. EPA recommends that a SAA drum that is full be moved to the permitted storage area while waiting to be shipped off-site. This is recommended because 40 C.F.R. § 262.34(c)(1) states that a generator may accumulate as much as fifty-five (55) gallons of hazardous waste in containers at or near any point of generation where wastes initially accumulate, which is under the control of the operator of the process generating the waste. A second fifty-five (55) gallon drum was in place at the first SAA. This placement indicated that Laidlaw would be generating more of the same waste stream at this SAA, therefore accumulating over the fifty-five (55) gallon limit.

The second SAA had one (1) fifty-five (55) gallon drum, of filter bottoms, that was labeled as hazardous waste, in good condition, and open. Facility representative immediately closed the drum (Photograph 7).

During the inspection Laidlaw was found to be in violation of 40 C.F.R. § 265.173(a), which states that a container holding hazardous waste must always be closed during storage except when it is necessary to add or remove waste.

The third SAA consisted of a fifty-five (55) gallon drum of filter bottoms and sludge (Photograph 8). The drum was labeled as hazardous waste, closed, and in good condition.

Just outside the *Fuel Blending Area* were eleven (11) fifty-five (55) gallon drums that were waiting to be processed. One (1) of the drums was open because the ring that attaches the lid to the drum was not completely attached to the drums (Photograph 9). Facility representatives closed the drum.

Storage Tanks

The hazardous waste storage tanks were visually inspected and no deficiencies were found. A two (2) foot cinder block wall surrounds the tanks. Tank-101 through Tank-110, which are used for incoming bulk waste and blended waste fuels, all have tanks with roofs. There was a SAA in this area that consisted of a fifty-five (55) gallon drum stored on a pallet (Photograph 10). This drum was in good condition, labeled hazardous waste liquids, kept closed, and dated May 1, 1996. It appeared that rainwater had accumulated on the top of the drum.

The inspectors noted another SAA that consisted of a fifty-five (55) gallon drum in this area. This drum was closed, in good condition, labeled as hazardous waste, and dated April 5, 1996 (Photograph 11).

EPA recommends that Laidlaw not date SAAs because then the drum seems to constitute a ninety (90) day storage area.

Ten (10) 8,000 gallon tanks are used to store product. A two (2) foot cinder block wall also surrounds these tanks.

Maintenance Building

A parts cleaner was located in the *Maintenance Building*. During the inspection a SAA was noted in this area. The SAA consisted of a fifty-five (55) gallon drum that was in good condition, closed, and labeled as hazardous waste (Photograph 12). The SAA was difficult to inspect due to clutter surrounding it.

EPA recommends that Laidlaw clear the area so that the SAA is easily accessible.

Records Review

Records were reviewed after the facility tour. The records reviewed included: financial assurance, tank assessments, manifests, the *Contingency Plan*, training records, inspection logs, container tracking system, *Waste Analysis Plan* and the *Biennial Report*.

Financial Assurance

Copies of this information were on file at the facility. The facility's financial assurance was updated on July 12, 1995, and the closure cost was estimated at \$281,946. Laidlaw's fiscal year ends August 31. The Certificate of Liability Insurance expires on December 31, 1996.

No violations were noted on the day of the inspection.

Tank Assessments

The tanks are cleaned out annually and integrity tests are done. The last tank assessment took place on June 6, 1995.

No violations were noted on the day of the inspection.

Manifests

Approximately thirty (30) randomly selected manifests and Land Disposal Restriction (LDR) notices for outbound waste were reviewed. The LDR notice for manifest number 05534 did not specify the manifest number. In a telephone conversation between FDEP and Mark Behel, a Laidlaw employee, Laidlaw faxed the corrected copy of the LDR notice to the receiving facility the day after the inspection.

During the inspection Laidlaw was found to be in violation of 40 C.F.R. § 268.7(a)(1)(iii), which states that the notice must include the manifest number associated with the shipment of waste. Laidlaw did not include the manifest number on the LDR notice for manifest number 05534. However, because Laidlaw corrected this violation the day following the inspection EPA will not pursue enforcement for this violation.

Contingency Plan

The *Contingency Plan* was present at the facility and was last updated on January 10, 1996. The fire extinguishers were last tested in December 1995. A spill response cabinet is located in the *Hazardous Waste Permitted Storage Area* and in the *Maintenance Building*. The cabinet in the *Hazardous Waste Permitted Storage Area* was missing several items required by the FDEP, which included: a shovel, a mop, face shields, and a neutralization agent. These items were replaced on the day of the inspection.

Training Records

The training records for those employees handling hazardous waste were reviewed. Files were reviewed for the following employees: Jeff Astin, Paul Manak, Mark Behel, John Hendrix, Sidney Williams, Keith Moore, and Roger LeBlanc.

New employees are Simon Thompson, Isaiah Jones, and Charles R. Wiggins. Simon Thompson and Isaiah Jones received the forty (40) hour OSHA training on February 29, 1996 and a eight (8) hour review on March 1, 1996. Charles R. Wiggins was rehired on February 26, 1996. He received the forty (40) hour OSHA

training when he was first hired and his last annual refresher took place on March 8, 1994. Mr. Wiggins has not had a refresher since being rehired.

Each employee's name, job title and job description is kept on file at Laidlaw.

No violations were noted on the day of the inspection.

Inspection Logs

Inspection records for January through May 1996 were reviewed for the hazardous waste tanks, containers, and safety and emergency equipment.

No violations were noted on the day of the inspection.

Container Tracking System

Twelve (12) containers were randomly selected from the drums inspected in the *Hazardous Waste Permitted Storage Area*.

The drums were cross referenced with the facility's computer records to verify if the facility's operating record correctly identifies the location and type of hazardous waste within the facility.

The tracking system identified all the drums correctly.

Waste Analysis Plan

The *Waste Analysis Plan* is kept with the facility Permit and the last revision was on May 2, 1994.

No violations were noted on the day of the inspection.

Biennial Report

The *Biennial Report* was dated March 14, 1996, and was submitted to FDEP.

No violations were noted on the day of the inspection.

Exit Interview

Inspectors summarized the above noted violations for the facility.

10) Conclusions\Recommendations

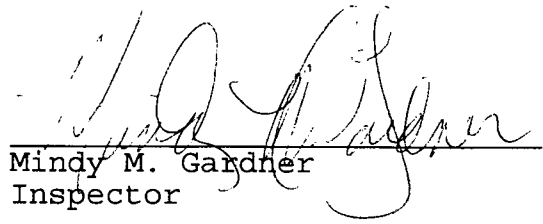
The following violations were noted during the inspection.


1. 40 C.F.R. § 268.50(a)(2)(i), which states that each container of hazardous waste restricted from land disposal under subpart C of this part must be clearly marked to identify its contents and the date each period of accumulation begins. In the *Hazardous Waste Permitted Storage Area* Laidlaw did not date drum number 960423-AC-001. Also in this area, Laidlaw did not identify the contents of drum number 960506-NAVAM-051. A SAA in the *Fuel Blending Area* was not dated. Because the violations in the *Hazardous Waste Permitted Storage Area* were immediately corrected EPA will not pursue enforcement for these violations. EPA requires that once a SAA container reaches fifty-five (55) gallons that container be dated.

2. 40 C.F.R. § 265.171, which states that if a container holding hazardous waste is not in good condition, or if it begins to leak, the owner or operator must transfer the hazardous waste from this container to a container that is in good condition, or manage the waste in some other way that complies with the requirements of this part. Laidlaw violated this regulation because drum number 960327-HESV1011 in the *Hazardous Waste Permitted Storage Area* had a structural defect.
3. 40 C.F.R. § 265.173 (a), which states that a container holding hazardous waste must always be closed during storage except when it is necessary to add or remove waste. Laidlaw failed to keep closed a SAA in the *Hazardous Waste Permitted Storage Area* and one (1) SAA and one (1) container in the *Fuel Blending Area*. Because these violations were immediately corrected EPA will not pursue enforcement for these violations.
4. 40 C.F.R. § 262.34(a)(2), which states that the date upon which each period of accumulation begins is clearly marked and visible for inspection on the container. Laidlaw violated this regulation because one (1) drum at the SAA in the *Fuel Blending Area* was not dated.
5. 40 C.F.R. § 268.7(a)(1)(iii), which states that the LDR notice must include the manifest number associated with the shipment of waste. Laidlaw did not include the manifest number on the LDR notice for manifest number 05534. Because Laidlaw corrected this violation the day following the inspection, EPA will not pursue enforcement for this violation.

EPA recommends that Laidlaw not date SAAs because then the drum seems to constitute a ninety (90) day storage area. EPA also recommends that Laidlaw clear the areas surrounding SAAs so that the SAAs are easily accessible.

EPA recommends that a SAA drum that is full be dated and moved to the permitted storage area while waiting to be shipped off-site.

11) Signed

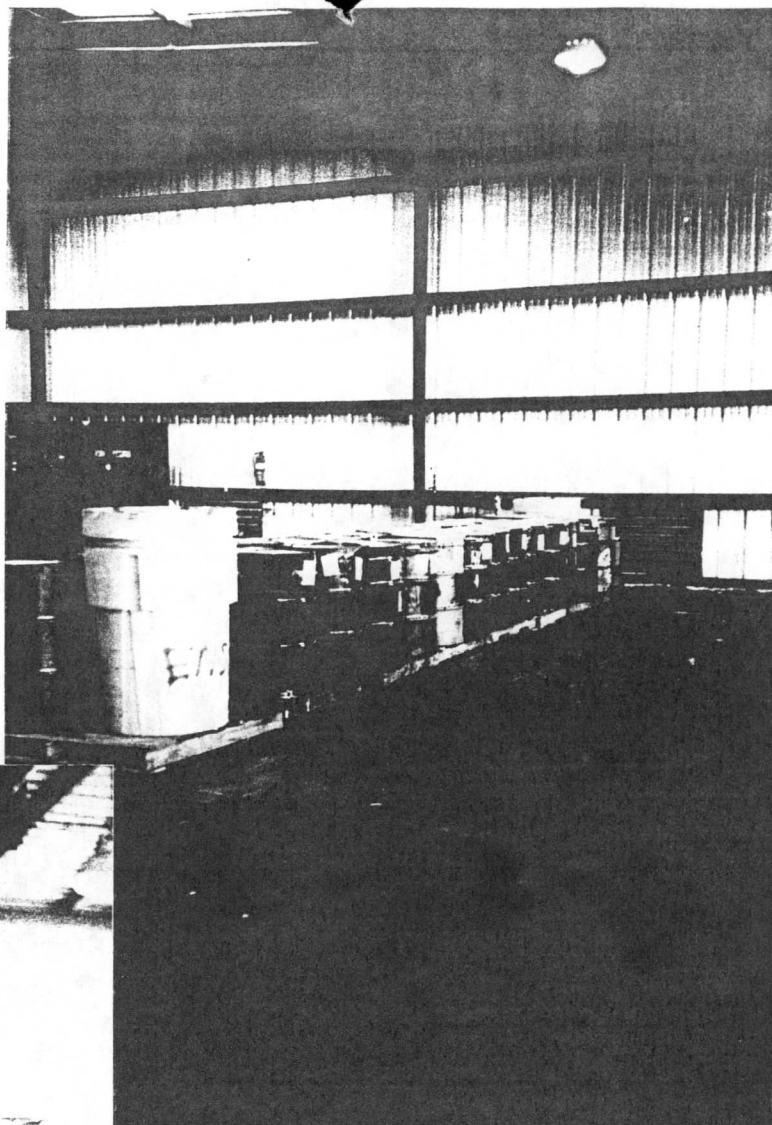
Mindy M. Gardner
Inspector12/17/96
Date12) Concurrence

Jeffrey T. Pallas, Chief
South Enforcement and Compliance Section
Enforcement and Compliance Branch12/19/96
Date

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

Photograph 1:

The first row
of the northern
section on the
*Hazardous Waste
Permitted Storage
Facility.*



Photograph 2:

The third row of
the northern
section of the
*Hazardous Waste
Permitted Storage
Facility.*

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

Photograph 3:

Close up of
drum 960327-HESV1011,
which had a bubbled top.



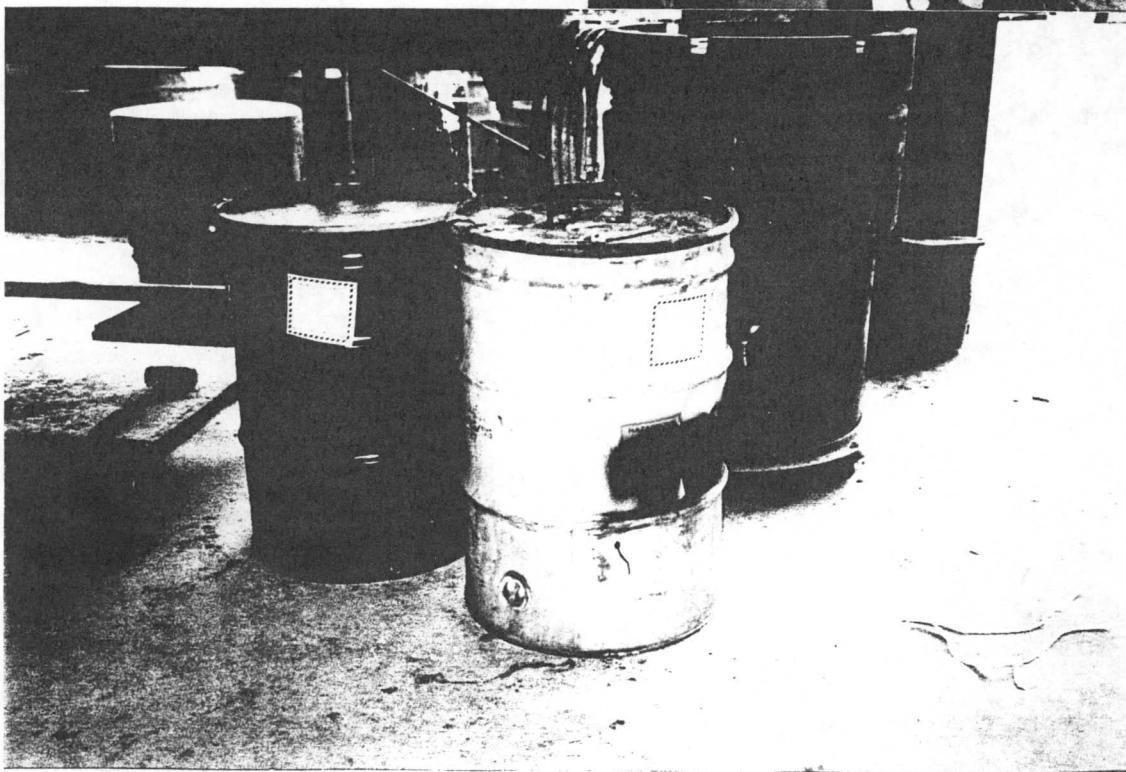
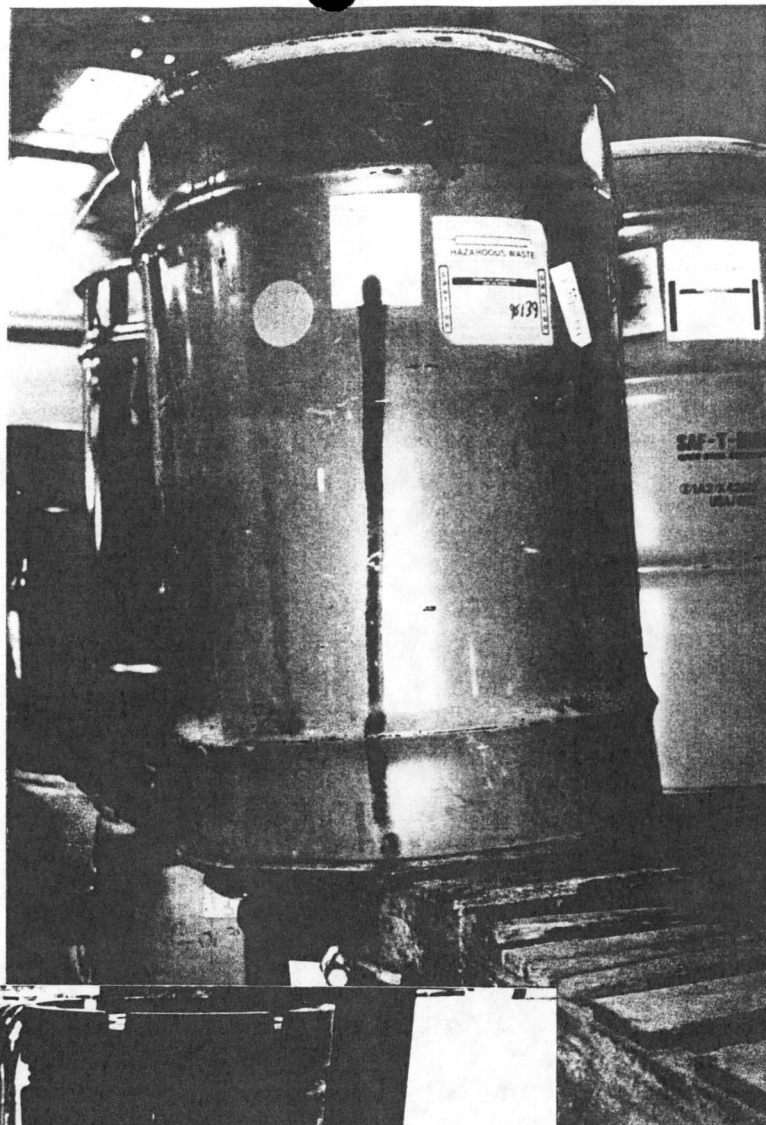
Photograph 4:

The southern section of the Hazardous Waste Permitted Storage Facility.

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

Photograph 5:

Drum 960418-
LAIDLA-033 in
the Hazardous Waste
Permitted Storage Area.

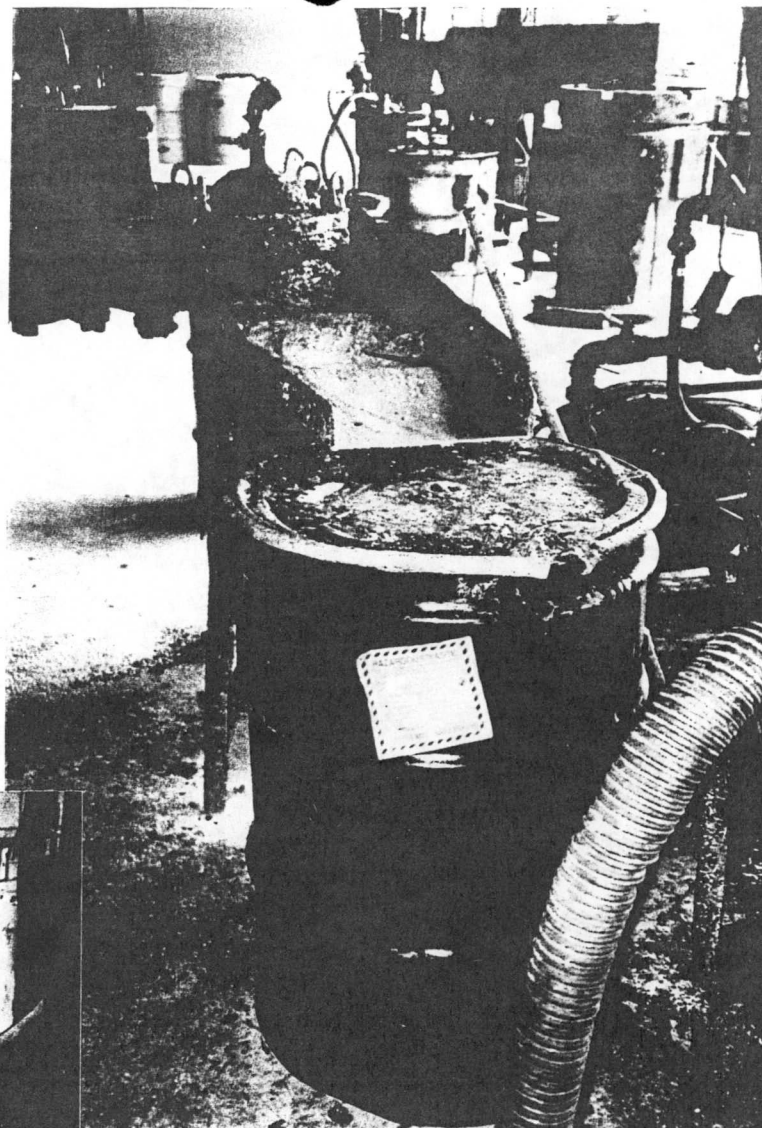


Photograph 6: SAA in Fuel Blending Building.

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

Photograph 7:

SAA in Fuel
Blending
Building.



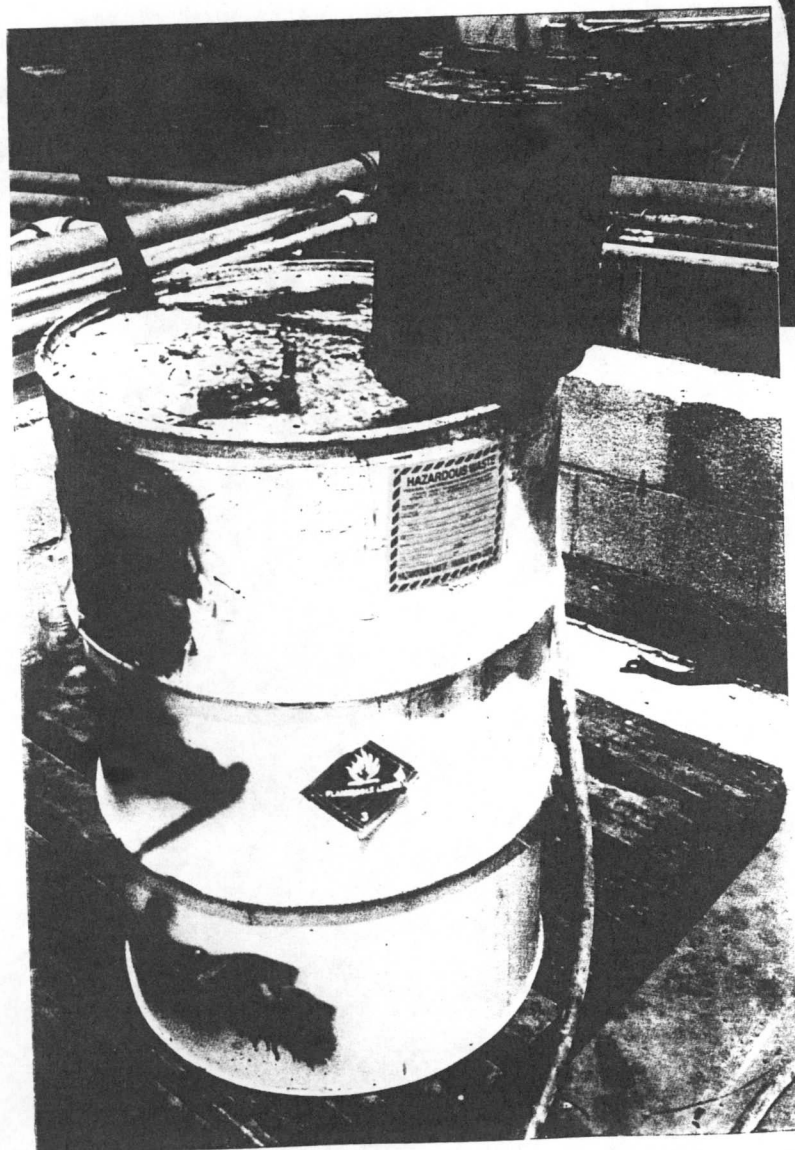
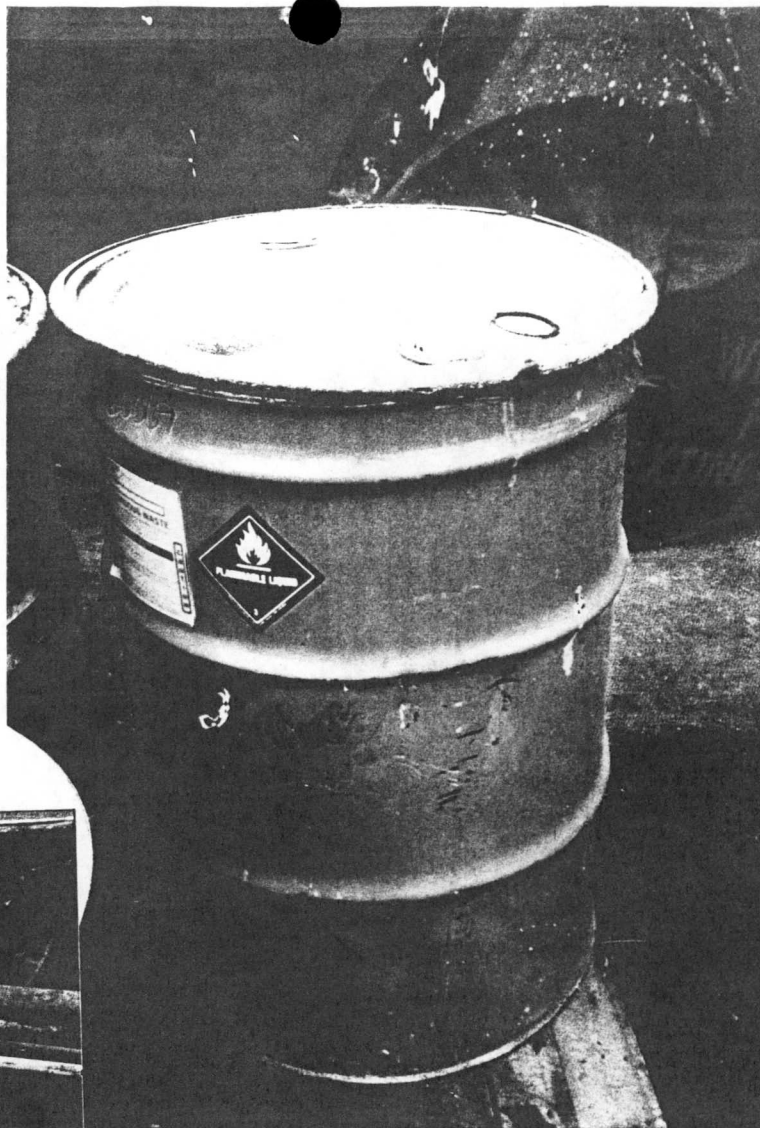
Photograph 8:

SAA in Fuel
Blending Building.

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

Photograph 9:

An open drum
waiting to be
processed in
the Fuel
Blending Building.



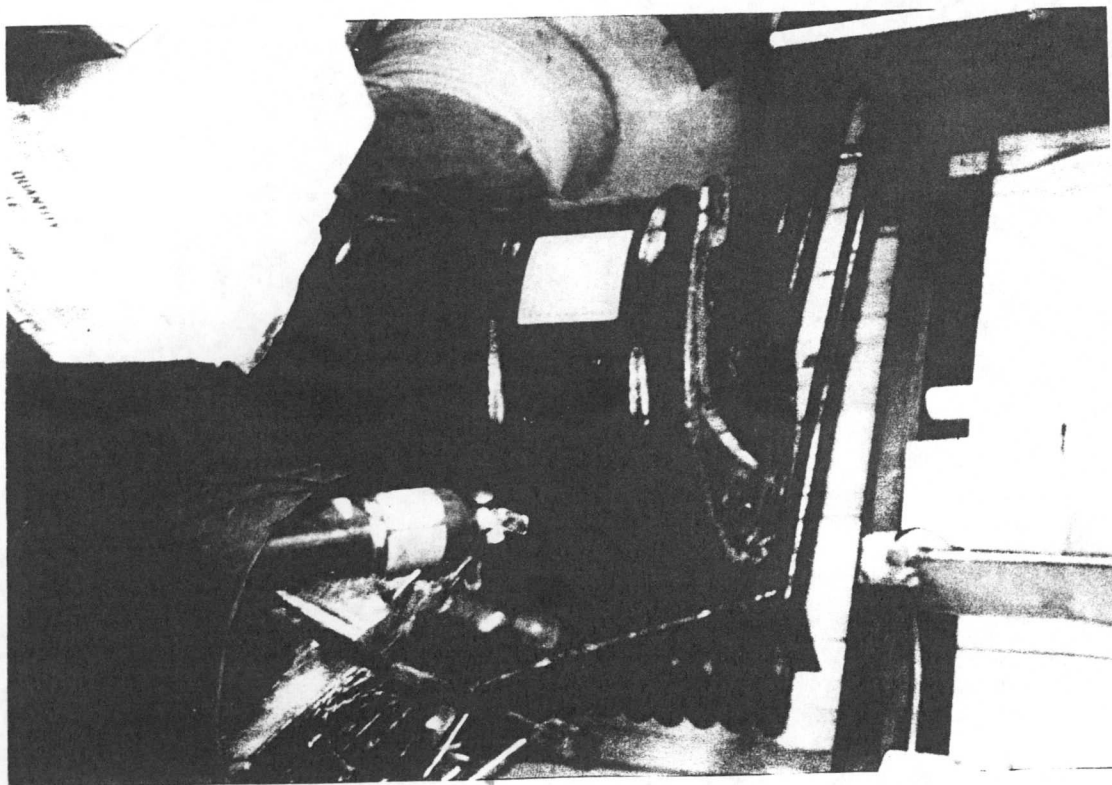
Photograph 10:

A SAA in the
hazardous waste
storage tanks
area.

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

Photograph 11:

A drum in storage
at the hazardous
waste storage tank
area.



Photograph 12:

A SAA in the
Maintenance
Building.

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

FIGURE 1

Laidlaw Environmental Services
FLD 980 729 610, May 8, 1996 CEI

FIGURE 2

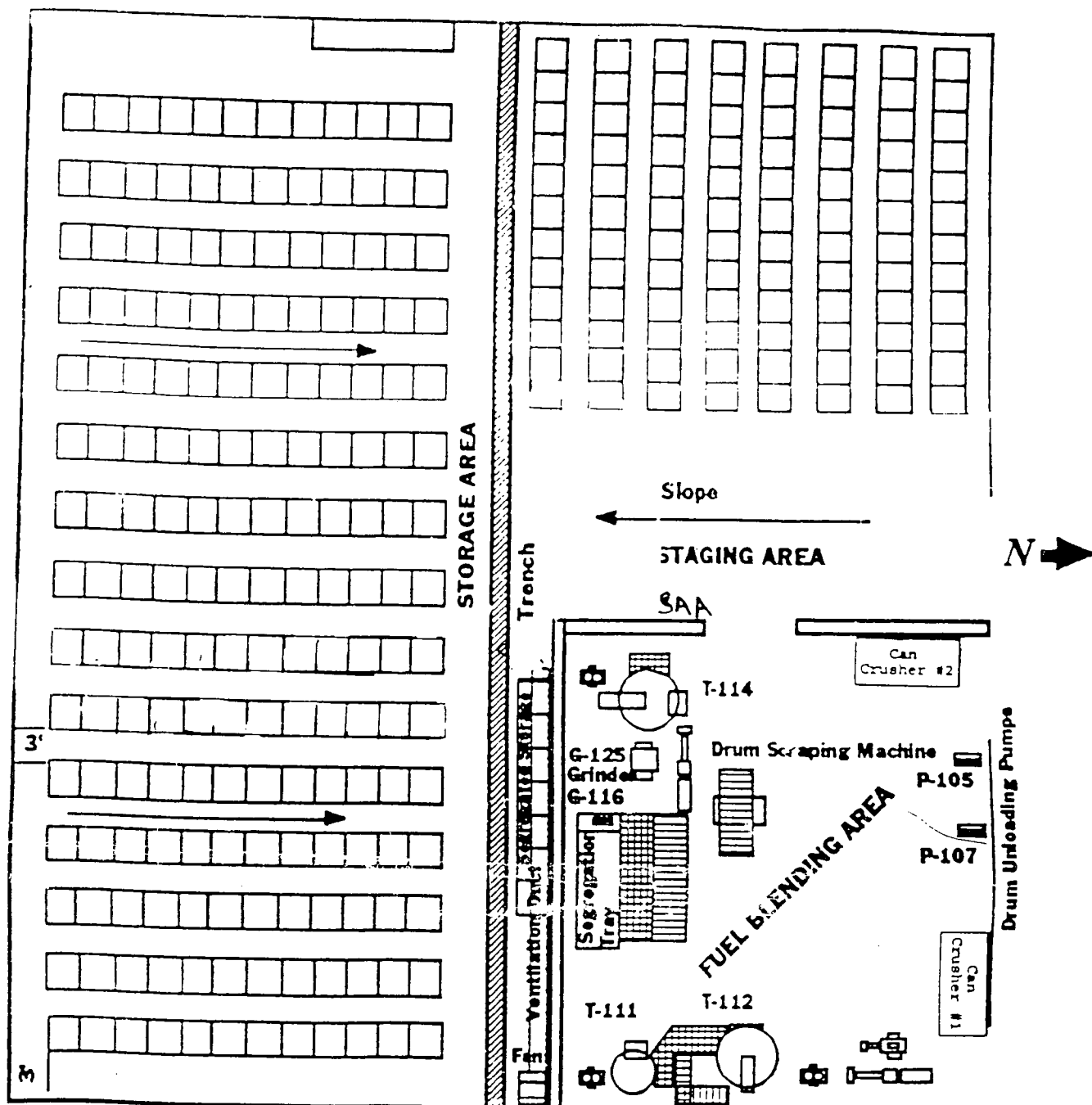


Figure 2: Laidlaw's Hazardous Waste Permitted Storage Area.

AREA: SWD

Cash Receiving Application
Collection Point Log Remittance

CRAF006A

Tot: \$2,650.00

SYS\$REMT: 180717 Type: CP Recvd Date: 02-JUN-1997 Status: RECEIVED
SYS\$RCPT: 146397 PNR: Check #: 3001322342 Amount: 2,650.00
SSN/FEI#: Name: LAIDLAW ENVIRONMENTAL SERVICES
First: Middle: Title: Suf:
Address1: 170_BARTOW_MUNICIPAL_AIRPORT Short Comments:
Address2: L-ECOSYS/PENALTY
City: BARTOW ST: FL Zip: 33830-9504 Country:

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

	Distr			Payment		Applic/	S
	CL	Object		Amount	Reference#	Fund	T
SYS\$PAYT	Area..	Code/Description.....					A
185582	SWD	012008 LCT-PENALTIES		\$2,550.00	97-0788	ECOSYS	CO
185583	SWD	018003 LCT-REIMB.LEGAL		\$100.00	97-0788	ECOSYS	CO

COMMIT FREQUENTLY \$2,650.00 Payment total

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

Count: *1

<Replace>

Hec

Certified Mail # P 428 044 981

May 30, 1997

Mr. Richard Garrity, Ph.D.
Director, Southwest District
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, FL 33619

RECEIVED
JUN 02 1997

Department of Environmental Protection
SOUTHWEST DISTRICT

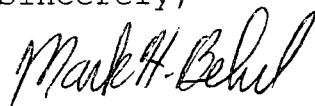
BY _____

RE: OGC File No.: 97-0788

Dear Dr. Garrity:

Enclosed are the signed settlement agreement for the matter mentioned above, and check for \$2,650. Once you have signed and filed the agreement, please forward a copy of it to LESB. If you have questions or need additional information feel free to call me at 941-533-6111.

Sincerely,



Mark H. Behel
Regulatory Compliance Manager

enclosures

pc: Mike Merashoff
Larry Walker
E. Lin Longshore
Barbara Hamilton

Is your RETURN ADDRESS completed on the reverse side?

SENDER: <ul style="list-style-type: none">■ Complete items 1 and/or 2 for additional services.■ Complete items 3, 4a, and 4b.■ Print your name and address on the reverse of this form so that we can return this card to you.■ Attach this form to the front of the mailpiece, or on the back if space does not permit.■ Write "Return Receipt Requested" on the mailpiece below the article number.■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <i>Mr. Michael Meraskoff</i> <i>Laidlaw Env. Services</i> <i>of Bartow, Inc.</i> <i>170 Bartow Municipal Airport</i> <i>Bartow, FL 33830</i>		4a. Article Number <i>P 115 391 605</i>	
		4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
5. Received By: (Print Name)		7. Date of Delivery <i>5/23/97</i>	
6. Signature: (Addressee or Agent) <i>X [Signature]</i>		8. Addressee's Address (Only if requested and fee is paid)	

PS Form 3811, December 1994 Domestic Return Receipt

P 115 391 605

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to <i>Michael Meraskoff</i>	
Street & Number <i>Laidlaw Env. Services</i>	
Post Office, State, & ZIP Code <i>of Bartow, Inc.</i>	
<i>170 Bartow Municipal Airport</i>	
<i>Bartow, FL 33830</i>	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>5-22-97</i>	

PS Form 3800, April 1995

Thank you for using Return Receipt Service.

• Print your name, address, and ZIP Code in this box •

State of Florida
Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, Florida 33619-8318

RECEIVED
MAY 27 1997
Department of Environmental Protection
BY SOUTHWEST DISTRICT

Silbert Dembeck

71 *Waste Mgt*



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAY 22 1997]

Michael Merashoff
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Proposed Settlement of
Laidlaw Environmental Services of Bartow, Inc.
FLD 980 729 610
OGC File No.: 97-0788

Dear Mr. Merashoff:

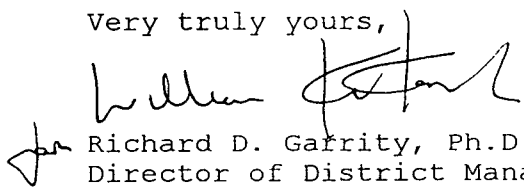
The purpose of this letter is to complete the resolution of the matter previously identified by the Department in the Warning Letter dated March 3, 1997, a copy of which is attached. The corrective actions required to bring your facility into compliance have been performed. The Department acknowledges that no environmental harm has resulted for the cited paperwork violation. The Department does not characterize any of the cited violations as major. In order to resolve the matters identified in the attached Warning Letter, you are assessed civil penalties in the amount of \$2,550.00, along with \$100.00 to reimburse the Department costs, for a total of \$2,650.00. This payment must be made payable to The Department of Environmental Protection by certified check or money order and shall include the OGC File Number assigned above and the notation "Ecosystem Management and Restoration Trust Fund." Payment shall be sent to the Department of Environmental Protection, 3804 Coconut Palm Drive, Tampa, Florida, 33619-8318 within 10 days of your signing this letter.

Your signing of this letter constitutes your acceptance of the Department's offer to resolve this matter on these terms. If you elect to sign this letter, please return it to the Department at the address indicated above. The Department will then countersign the letter and file it with the Clerk of the Department. When the signed letter is filed with the Clerk, the letter shall constitute final agency action of the Department, which shall be enforceable pursuant to Sections 120.69 and 403.121, Florida Statutes.

Laidlaw Environmental Services of Bartow, Inc.
OGC File No. 97-0788

If you do not sign and return this letter to the Department at the District address above by June 6, 1997, the Department will assume that you are not interested in settling this matter on the above described terms, and will proceed accordingly. None of your rights of substantial interests are determined by this letter unless you sign it and it is filed with the Department Clerk.

Very truly yours,


for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

I ACCEPT THE TERMS OF THIS SETTLEMENT OFFER IDENTIFIED ABOVE.

For Laidlaw Environmental Services For the Department:
of Bartow, Inc.

By: _____
Michael Merashoff
Facility Manager

Richard D. Garrity, Ph.D.
Director of District Management
State of Florida Department of
Environmental Protection

ENTERED this _____ day of _____, 1997 in Tampa,
Florida.

RDG/gtd
Attachments

cc: Barbara Hamilton, Laidlaw Environmental Services, Inc.

NOTICE OF RIGHTS

Persons who are not parties to this Consent Order but whose substantial interests are affected by this Consent Order have a right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing on it. The Petition must contain the information set forth below and must be filed (received) at the Department's Office of General Counsel, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, within 21 days of receipt of this notice. A copy of the Petition must also be mailed at the time of filing to the District Office named above at the address indicated. Failure to file a petition within the 21 days constitutes a waiver of any right such person has to an administrative hearing pursuant to Section 120.57, Florida Statutes.

The petition shall contain the following information: (a) The name, address, and telephone number of each petitioner; the Department's Consent Order identification number and the county in which the subject matter or activity is located; (b) A statement of how and when each petitioner received notice of the Consent Order; (c) A statement of how each petitioner's substantial interests are affected by the Consent Order; (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 Consent Order; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Consent Order; (g) A statement of the relief sought by petitioner, stating precisely the action petitioner want the Department to take with respect to the Consent Order.

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 subject Consent Order have the right to petition to become a party to the preceding. The petition must conform to the requirements specified above and be filed (received) within 21 days of receipt 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, Florida Statutes, 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 60Q-2.010, Florida Administrative Code.

A person whose substantial interests are affected by the Department's proposed agency action may file a timely petition for an

administrative hearing under sections 120.569 and 120.57 of the Florida Statutes, or may choose to pursue 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 pursuing mediation are set forth below.

A person may 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

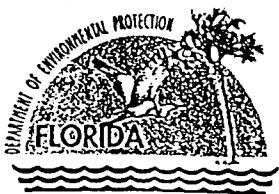
(g) Either an explanation of how the substantial interests of each mediating party will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that each party has already filed, and incorporating it by reference.

(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

Laidlaw Environmental Services of Bartow, Inc.
OGC File No. 97-0788

above, and must therefore file their petitions within fourteen days of receipt of this notice. 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.



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

MAR - 3 1997

David Roehm
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Warning Letter #104920-290 3/1/97
FLD 980 729 610
Laidlaw Environmental Services of Bartow, Inc.
Polk County

Dear Mr. Roehm:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on November 21, 1996, and subsequent record review indicates that violations of Florida Statutes and Rules may exist at the Laidlaw Environmental Services of Bartow, Inc. facility. Department of Environmental Protection personnel made observations described in the attached inspection report. Section 9 of the report lists a summary of alleged violations of Department Rules.

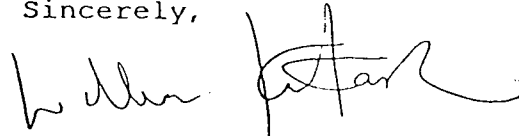
Section 403.727 Florida Statutes provides that it is a violation to fail to comply with rules adopted by the Department. The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of Florida Statutes or Department Rules should be ceased.

You are requested to contact Gilbert Dembeck at (813) 744-6100 extension 399 within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. If after further investigation, the Department's preliminary findings are verified, this matter may be resolved through the entry of a Consent Order which will include a compliance schedule, an

appropriate penalty, and reimbursement of the Department's costs and expenses. In accordance with the RCRA Civil Penalty Policy of 1990, the penalties which would be assessed in this case are \$2,550.00. Costs and expenses in this case will be a minimum of \$100.00. If this matter cannot be resolved within 90 days, under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued against you within 150 days of the date of the attached inspection report. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely,



for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

RDG/gtd

Attachment

cc: Panduranga Ojili, HWR Section
Jewell Grubbs, USEPA, Region IV
Compliance File



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

HAZARDOUS WASTE INSPECTION REPORT

1. INSPECTION TYPE: COMPLAINT ☒ ROUTINE ☐ FOLLOW-UP ☐ PERMITTING

FACILITY NAME: Laidlaw Environmental Services of Bartow, Inc.

FDEP/USEPA ID No: FLD 980 729 610

STREET ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

MAILING ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

COUNTY: Polk PHONE: (813) 533-6111 DATE: November 21, 1996

TIMES: 0915 am

TYPE OF FACILITY

Generator	Storage	Treatment
<input checked="" type="checkbox"/> Generator (>1000 kg/mo)	<input checked="" type="checkbox"/> Container	<input type="checkbox"/> Tank
<input type="checkbox"/> SQG (100-1000 kg/mo)	<input checked="" type="checkbox"/> Tank	<input type="checkbox"/> Land Treatment
<input type="checkbox"/> CESQG (<100 kg/mo)	<input type="checkbox"/> Waste Pile	<input type="checkbox"/> Thermal
	<input type="checkbox"/> Surface Impoundment	<input type="checkbox"/> Chem/Phys/Bio
Transporter		<input type="checkbox"/> Incinerator
<input checked="" type="checkbox"/> Transporter	Disposal	<input type="checkbox"/> Surface Impoundment
<input checked="" type="checkbox"/> Transfer Facility	<input type="checkbox"/> Landfill	<input type="checkbox"/> Exempt Off-Site
	<input type="checkbox"/> Surface Impoundment	
<input type="checkbox"/> Non Handler	<input type="checkbox"/> Waste Pile	<input checked="" type="checkbox"/> Used Oil

2. Applicable Regulations:

☐ 40 CFR 261.5 ☒ 40 CFR 262 ☒ 40 CFR 263 ☒ 40 CFR 264 ☐ 40 CFR 265
☒ 40 CFR 266 ☒ 40 CFR 268 ☒ 17-730, F.A.C.

3. Responsible Officials:

David Roehm, Facility Manager

4. Survey Participants and Principal Inspector:

Mark Behel (Laidlaw)
David Roehm (Laidlaw)
Gilbert Dembeck (FDEP)

Bill Crawford (FDEP)
Roger Evans (FDEP)

5. Facility Latitude:

Longitude:

27°57'05"

81°47'09"

6. Type of Ownership: FEDERAL STATE COUNTY MUNICIPAL PRIVATE

7. Permit Nos.: H053-182726A Issued: 12/10/91 Expires: 12/10/96
HC53-170790 1/10/92 1/10/95

8. Summary of Findings:

Laidlaw Environmental Services of Bartow (LESB) operates a hazardous waste management facility at this location. Operations include: storage in tanks and containers, fuel blending and solvent recovery. Hazardous waste fuel blending operations are conducted in any of three permitted fuel blending tanks and ancillary equipment. Other equipment in the fuel blending area include a can crusher and drum scraping machine. Hazardous waste recycling operations include vacuum distillation, thin film evaporation, solvent extraction, and fractional distillation for reclaiming solvents.

LESB also manages hazardous wastes (as a transporter) in trucks and trailers within the facility's paved driveway for less than 10 days as a hazardous waste transfer facility. Roll-off containers (2) and tanker trucks (five) in the paved drive area were placarded and labeled appropriately.

The facility has 12 hazardous waste tanks permitted for storage (tanks T-101 to T-110, R-202, and R-203). T-101 to T-110 are typically used for storage of incoming bulk waste and outgoing blended waste fuels. R-202 and R-203 are used to store wastes (such as still bottoms) generated from recycling activities. The facility also has three tanks permitted for fuel blending (tanks T-111, T-112, and T-114).

The latest tank assessment was conducted on June 6, 1995.

Tanks T-101 to T-110 have a loading/unloading area for tanker trucks. The loading/unloading area is provided with bermed containment to reduce the potential of spilled from spreading into the driveway.

Inspection of the containers in storage revealed that LESB receives a significant number of containers with incomplete labels (missing manifest numbers, and/or accumulation start dates). This information (a generator requirement) is important to the transporter and receiving facility in determining the accuracy and completeness of shipping papers. Additionally, acceptance of containers by the transporter that are not properly marked in accordance with 40 CFR 262.32(b) is a violation of 49 CFR 171.2(a). Laidlaw (for a large number of the containers) was the generator (Laidlaw Environmental Services Laurel, Maryland), transporter, and TSD.

Operations in the fuel blending area (coring containers, emptying and consolidating paint cans, and bulking fuels) have the greatest potential for splashes and spills. The equipment showed the residuals of paint and other fuels that had dried.

Polk County
November 21, 1996

The operating record was checked to determine if LESB documents the storage and recycling of each hazardous waste received at the facility. Records of incoming containers are maintained at the drum storage area. Records of waste transfers from container or drum storage to each recycling equipment are maintained in the Maintenance Shop building. Records maintained in the main office include: shipments of incoming bulk waste; waste transfers from the tanks or container storage to the fuel blending area; and shipments of outbound material.

An inspection at the laboratory shows the permittee appears to be complying with its permit requirements

Training records are maintained at Mr. Behel's office for each employee and are in order. Other personnel such as those from outside companies delivering hazardous waste to Laidlaw are also trained on the Contingency Plan.

Facility inspection records for the permitted facility were complete.

Subsequent to the November 21, 1996 inspection, during review of manifests at Freehold Cartage Inc. on December 26, 1996, it was found that a shipment of hazardous waste from Enterprises International Inc., manifest document number 12196, had been delivered on December 23, 1996 to LESB by Freehold, rather than being delivered to the designated facility, Laidlaw Environmental Services (TS), Inc. of Clearwater, FL. LESB, did not sign as Transporter 2, nor was any information completed for Items 7, 8, or F. Rather than signing for receipt of the waste in manifest Item 18, the following was written in Item 19, "Received @ LES Bartow to hold for LES Clearwater 12/23/96 Martha Hamilton."

On December 27, 1997, LESB was asked to provide documentation of how this shipment was handled at their facility. Information provided by LESB showed that this shipment had been entered into their transfer facility records on December 23, 1996, although LESB's copy of this manifest still did not have any information completed for Items 7, 8, or F for Transporter 2, nor was there a signature for receipt of the waste in Item 18. There was no notation in Item 19.

A completed copy of this manifest showing receipt on January 6, 1997 at the designated facility (TS), indicates that Larry Hutchinson, an employee of LESB, signed for receipt of this waste for Laidlaw Env. Svcs. (TG), Inc., as Transporter 2, on January 3, 1997.

The above indicates that the shipment of hazardous waste was in LESB transfer facility in excess of the allowable 10 days in violation of 40 CFR 263.12 and 62-730.240, F.A.C. Failure to sign and date the manifest acknowledging acceptance of the hazardous waste at the time of acceptance, in addition to being a violation of 40 CFR 263.20(b), is also a violation of 49 CFR 172.205(d)(1).

9. Summary of Violations:


40 CFR 263.12 and
62-730.240, F.A.C.

Storage of a manifested shipment of hazardous waste at a transfer facility for a period of more than 10 days without having applied for a storage permit.

40 CFR 263.20(b)

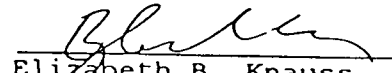
Failure to sign and date the manifest acknowledging acceptance of the hazardous waste.

Inspected:


William C. Crawford
Engineer IV

Date: 2-27-97

Approved:


Elizabeth B. Knauss
Environmental Manager

Date: 3/3/97

**LAIDLAW ENVIRONMENTAL SERVICES, INC.
LEGAL DEPARTMENT****Please note our new address:****1301 Gervais Street, Suite 300, Post Office Box 11393, Columbia, SC 29211****Please also note that all of our prefix has changed from 551 to 933 ~ Thank you~!****FAX COVER SHEET**PAGE 1 OF 4Date: 05/14, 1997

PLEASE DISTRIBUTE TO THE APPLICABLE PARTY(IES)

TO: Elizabeth Knauss813-744-6125FROM: Barbara Hamilton

RE: _____

MESSAGE:

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at 1301 Gervais Street, Suite 300, Columbia, South Carolina, Post Office Box 11393, Columbia, SC 29211 via the U.S. Postal Service. Thank you.

IF THERE ARE ANY TRANSMISSION PROBLEMS WITH THIS FAX, PLEASE CALL Elaine AT 803 933-4254.

MAY 29 '96 11:12 FR ATA

TO 18035514303

P.02/06



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 7 1996

OFFICE OF
SOLID WASTE AND EMERGENCY
RESPONSE

Mr. Charles Dickhut, Chairman
Association of Waste Hazardous Materials Transporters
2200 Mill Road
Alexandria, Virginia 22314

Dear Mr. Dickhut:

I am pleased to respond to your October 12, 1995, letter, in which you request clarification of federal policy on several issues related to the use of the hazardous waste manifest by hazardous waste transporters.

Transfer Facilities and the Manifest

First, your letter asks me to clarify when an operator of a "transfer facility" must sign either the transporter blocks of the manifest, or the corresponding blocks on the manifest continuation sheet. This issue appears to have arisen from conflicting interpretations of the transporter signature requirements offered by two RCRA authorized states. According to your letter, one state requires operators of transfer facilities to sign a transporter block only in those cases where the operator also is involved in transporting the waste to or from the transfer facility. The other state, however, requires that the operator of the transfer facility sign a transporter block of the manifest to reflect the handling of the waste at the transfer facility, even though that transporter may have already signed another transporter block in connection with transporting the waste to or from the transfer facility. Thus, in the example of the second state, the same transporter company may be required to sign multiple transporter blocks, to reflect its various transport and transfer operations.

RCRA regulations generally require consistency in the use of the hazardous waste manifest, particularly with respect to the entry of federally required information. Indeed, consistency in the use of the manifest is one of the exceptional areas in RCRA where the usual rule acknowledging the States' latitude to operate more stringent programs must at times yield to the interests of national uniformity in the transportation of



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MAY 29 '96 11:13 FR ATA

TO 18035514303

P.03/06

hazardous materials. EPA explained the balancing of the "state stringency" and "consistency" interests when it promulgated jointly with DOT the Uniform Manifest as a final rule on March 20, 1984. See 49 FR 10490 at 10492 et seq. In addition, the federal hazardous materials transportation laws include express authority under which the DOT may preempt State laws which touch upon the preparation, content and use of shipping papers used in conjunction with the transportation of hazardous materials in commerce, unless the State laws are "substantively the same" as the federal requirements. 49 U.S.C. 5125(b)(1). DOT has ruled that state manifest requirements that vary from the joint EPA/DOT regulations prescribing the manifest system are subject to its HMTA preemption scrutiny, and such state laws are preempted when they "significantly alter the information supplied on the manifest." See 60 FR 62528 at 62537 (December 6, 1995). In the December 6, 1995, notice, DOT's Research and Special Programs Administration issued a preemption decision that invalidated a state regulation that required the use of a second transporter block to record the transfer of waste from one vehicle to another at a transfer facility. Id. at 62538. Our response which follows addresses only the issue of federal EPA policy on the use of the manifest transporter blocks. Since your letter raises an issue similar to the one addressed in the recent preemption decision, you may also wish to consult with DOT to determine whether these particular state requirements pose issues under their statutes and regulations.

→ The federal manifest regulations currently do not require the use of a transporter block (a federally required data element) to record the handling of hazardous wastes at facilities meeting the definition of a transfer facility. Rather, the instructions in the Appendix to Part 262 clarify that the transporter blocks (Items 5 and 7) should be used to identify the company names of transporters "who will transport the waste." Further, the provisions in section 263.20 dealing with obtaining transporter signatures emphasize that it is the delivery of a shipment of hazardous waste from one transporter to another that is the event triggering the next transporter's obligation to sign the manifest. These requirements illustrate that the overarching purpose of requiring handler IDs and signatures on the manifest is to demonstrate custody of and accountability for the hazardous waste at any point in time during its shipment.

By definition, transfer facilities described in 40 CFR section 263.12 must be owned or operated by transporter companies. Because they are owned or operated by transporter companies, they may be required to be identified on a transporter block (and sign a transporter's acknowledgment of delivery) when their receipt of a hazardous waste shipment reflects an actual change in the custody of the shipment. Thus, where a transfer facility is required to be identified on a transporter block, it is because there is a delivery (with a shift of custody) to a new transporter, and not merely because that transporter engages in transfer activities.

MAY 29 '96 11:14 FR ATA

TO 19035514303

P.04/06

If, however, the transporter who in fact transports hazardous waste to a transfer facility is understood to retain responsibility for the waste while it is stored at a transfer facility, there is no change in custody at the time the waste is placed in temporary storage at the transfer facility. In this case, the transfer facility operator should not be identified on an additional transporter company block (block 5 or 7), nor should it sign a transporter acknowledgment (blocks 17 or 18) when the waste is received at the facility. Likewise, it is unnecessary to identify a transporter company on multiple transporter blocks (e.g., 1 block for a transporting segment and a 2nd block for transfer activities) if the same transporter company conducts the activities, and there is no interruption in that company's custody and control. In this case, the same transporter company is still conducting transportation related activities throughout the period of its handling the waste shipment, and it would serve no purpose to require signatures to reflect a transfer of custody to itself.

This clarification is consistent with transfer facility guidance issued by Sylvia Lowrance on October 30, 1992. In that detailed guidance, the Office of Solid Waste explained that the entities and identification numbers that must appear on the manifest correspond to the "generator of the waste, all of the transporters who transport the waste, and the designated facility." As explained then, when a transporter company transports waste to and from a transfer facility which it operates, and the waste remains under the control of the transporter, no separate entry specific to the transfer facility must appear on the manifest. Thus, today's guidance expands on the 1992 guidance slightly, by clarifying that a transfer facility should be identified as a transporter on the manifest only when it is accepting custody and control of the shipment from another transporter company that delivered the shipment to the transfer facility.

→ We recommend that state programs follow this guidance to minimize confusion and foster greater consistency under the circumstances which you identified in your letter. I emphasize, however, that authorized State programs generally have latitude to impose more stringent requirements, and I am not making specific RCRA consistency findings regarding the particular state programs which you reference in your letter, since I do not have sufficient information in hand about the statutes, regulations, or interpretations affecting those states.

Transporter Requirements and Imports

Your letter also suggests that there is a potential conflict in the transporter regulations that address imports of hazardous waste into the U.S. As you point out, the import regulations (Subpart F of Part 262) impose requirements on importers to comply generally with the Part 262 generator standards, as well as more specific directions for completing the manifest for the



William Crawford

Barbara Hamilton

Laidlaw Environmental Service, Inc

1301 Gervais Street

P.O. Box 11393

Zip P.O. Box 29201

Columbia, S.C. 29211

Telephone - 803 - 933 - 4250

FAX - 803 - 933 - 4340

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
3804 Coconut Palm Drive
Tampa, Florida 33619

F A X C O V E R S H E E T

DATE: May 13, 1997

TIME: 2:30 PM

TO:

FROM:

BARBARA HAMILTON LAIDLAW	ELIZABETH B. KNAUSS HAZARDOUS WASTE SECTION
PHONE:803/933-4250	PHONE: 813/744-6100 EXT. 383
FAX:803/933-4340	FAX: 813/744-6125

RE: Proposed Consent Order

Number of pages including cover sheet: 1

Message:

Re our discussion yesterday, I am proposing the the following 2 sentences be added to the draft Consent Order, as the 3rd and 4th sentences in Paragraph 1.

"The Department acknowledges that no environmental harm has resulted from the cited paperwork violation. The Department does not characterize any of the cited violations as major. "

If this is acceptable, please call and leave a message, and I will send out a revised Order. If you have alternative language, please fax or mail it to me

Beth

Transmit Confirmation Report

No. : 011
Receiver : 818039334340
Transmitter : WASTE MGT TAMPA SWDIST
Date : May 13 97 15:43
Time : 00'33
Mode : Norm
Pages : 01
Result : OK



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

MAY - 6 1997

Michael Merashoff
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Warning Letter #104920
FLD 980 729 610
Laidlaw Environmental Services of Bartow, Inc.
Polk County

Dear Mr. Merashoff:

In response to your letter of April 2, 1997, the Department has reviewed the circumstances involving the violations cited in the referenced Warning Letter.

The Florida Administrative Code Rule 62-730.171 was created to provide a means of protecting the citizens of Florida and the Florida environment from hazards which might occur due to the mismanagement of hazardous waste by facility's and transporters that handle hazardous waste in the course of transport. The Department's concerns are emphasized by the higher standards which transporter and transfer facilities are held, and by the high penalties which are assessed for violation of these standards. RCRA and DOT regulations complement each other by referencing each other to ensure that hazardous waste can be tracked from cradle to grave. This is evidenced in the regulations quoted below (underlining for emphasis):

40 CFR 263.10(a) (Excerpt from NOTE.)

EPA and DOT worked together to develop standards for transporters of hazardous waste in order to avoid conflicting requirements. A transporter who meets all applicable requirements of 49 CFR parts 171 through 179 and the requirements of 40 CFR 263.11 and 263.31 will be deemed in compliance with this part. Regardless of DOT's action, EPA retains its authority to enforce these regulations.

49 CFR 172.205(a) No person may offer, transport, transfer, or deliver a hazardous waste (waste) unless an EPA Form 8700-22 and 8700-22A (when necessary) hazardous waste manifest (manifest) is prepared in accordance with

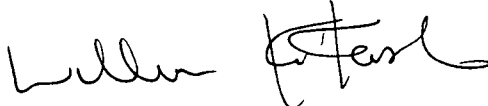
40 CFR 262.20 and is signed, carried, and given as required of that person by this section.

The Department disagrees with your contention that LESB was under no obligation to sign the manifest, yet it is a fact that your employee, Larry Hutchinson, did sign the manifest as accepting the waste for Laidlaw Env. Svcs. (TG), Inc. In this case it is difficult to separate corporate Laidlaw, the transporter, from corporate Laidlaw, the transfer facility. The intent of this regulation is very clear. Since your corporation makes no differentiation between who your employee represents, we will accept his signature as being proper. What we will not accept, is the fact, that the manifest was not signed at the time of the transfer of the waste to your facility.

We will not accept that holding the waste in your transfer facility in excess of the 10 days allowed, to be other than a "Major" extent of deviation. The rules, which apply equally to all hazardous waste transfer facilities, were created only to provide relief to transporters to hold waste while in the course of transit.

The Department is offering to settle this case in accordance with the terms of a short form Consent Order which is attached. We look forward to reaching an amicable resolution in this matter.

Sincerely,


for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

RDG/gtd

Attachment

cc: Dick Palava, USDOT

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Michael Merachoff
Laidlaw Env. Services
of Barton, Inc.
170 Barton Municipal Airport
Barton, FL 33830

4a. Article Number

P 115 391 602

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☒ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

5/7/97

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X M. Merachoff

PS Form 3811, December 1994

Domestic Return Receipt

P 115 391 602

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to: Michael Merachoff
Laidlaw Env. Services
Street & Number of Barton, Inc.
170 Barton Municipal Airport
Post Office, State, & ZIP Code Barton, FL 33830

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	
5-6-97	

PS Form 3800, April 1995

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

RECEIVED
MAY 09 1997

State of Florida
Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, Florida 33619-8318

DEP

Silbert Dembeck

3-1232 Wasted Ink



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAY - 6 1997

Michael Merashoff
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Proposed Settlement of
Laidlaw Environmental Services of Bartow, Inc.
FLD 980 729 610
OGC File No.: 97-0788

Dear Mr. Merashoff:

The purpose of this letter is to complete the resolution of the matter previously identified by the Department in the Warning Letter dated March 3, 1997, a copy of which is attached. The corrective actions required to bring your facility into compliance have been performed. In order to resolve the matters identified in the attached Warning Letter, you are assessed civil penalties in the amount of \$2,550.00, along with \$100.00 to reimburse the Department costs, for a total of \$2,650.00. This payment must be made payable to The Department of Environmental Protection by certified check or money order and shall include the OGC File Number assigned above and the notation "Ecosystem Management and Restoration Trust Fund." Payment shall be sent to the Department of Environmental Protection, 3804 Coconut Palm Drive, Tampa, Florida, 33619-8318 within 10 days of your signing this letter.

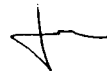
Your signing of this letter constitutes your acceptance of the Department's offer to resolve this matter on these terms. If you elect to sign this letter, please return it to the Department at the address indicated above. The Department will then countersign the letter and file it with the Clerk of the Department. When the signed letter is filed with the Clerk, the letter shall constitute final agency action of the Department, which shall be enforceable pursuant to Sections 120.69 and 403.121, Florida Statutes.

Laidlaw Environmental Services of Bartow, Inc.
OGC File No. 97-0788

If you do not sign and return this letter to the Department at the District address above by May 12, 1997, the Department will assume that you are not interested in settling this matter on the above described terms, and will proceed accordingly. None of your rights of substantial interests are determined by this letter unless you sign it and it is filed with the Department Clerk.

Sincerely,



 Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

I ACCEPT THE TERMS OF THIS SETTLEMENT OFFER IDENTIFIED ABOVE.

For Laidlaw Environmental Services For the Department:
of Bartow, Inc.

By: _____
Michael Mershoff
Facility Manager

Richard D. Garrity, Ph.D.
Director of District Management
State of Florida Department of
Environmental Protection

ENTERED this _____ day of _____, 1997 in Tampa,
Florida.

RDG/gtd
Attachments

NOTICE OF RIGHTS

Persons who are not parties to this Consent Order but whose substantial interests are affected by this Consent Order have a right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing on it. The Petition must contain the information set forth below and must be filed (received) at the Department's Office of General Counsel, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, within 21 days of receipt of this notice. A copy of the Petition must also be mailed at the time of filing to the District Office named above at the address indicated. Failure to file a petition within the 21 days constitutes a waiver of any right such person has to an administrative hearing pursuant to Section 120.57, Florida Statutes.

The petition shall contain the following information: (a) The name, address, and telephone number of each petitioner; the Department's Consent Order identification number and the county in which the subject matter or activity is located; (b) A statement of how and when each petitioner received notice of the Consent Order; (c) A statement of how each petitioner's substantial interests are affected by the Consent Order; (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 Consent Order; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Consent Order; (g) A statement of the relief sought by petitioner, stating precisely the action petitioner want the Department to take with respect to the Consent Order.

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 subject Consent Order have the right to petition to become a party to the preceding. The petition must conform to the requirements specified above and be filed (received) within 21 days of receipt 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, Florida Statutes, 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 60Q-2.010, Florida Administrative Code.

A person whose substantial interests are affected by the Department's proposed agency action may file a timely petition for an

administrative hearing under sections 120.569 and 120.57 of the Florida Statutes, or may choose to pursue 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 pursuing mediation are set forth below.

A person may 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

Laidlaw Environmental Services of Bartow, Inc.
OGC File No. 97-0788

above, and must therefore file their petitions within fourteen days of receipt of this notice. 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.



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

MAR - 3 1997

David Roehm
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Warning Letter #104920 ²⁹⁰ *AP* 3/21/97
FLD 980 729 610
Laidlaw Environmental Services of Bartow, Inc.
Polk County

Dear Mr. Roehm:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on November 21, 1996, and subsequent record review indicates that violations of Florida Statutes and Rules may exist at the Laidlaw Environmental Services of Bartow, Inc. facility. Department of Environmental Protection personnel made observations described in the attached inspection report. Section 9 of the report lists a summary of alleged violations of Department Rules.


Section 403.727 Florida Statutes provides that it is a violation to fail to comply with rules adopted by the Department. The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of Florida Statutes or Department Rules should be ceased.

You are requested to contact Gilbert Dembeck at (813) 744-6100 extension 399 within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. If after further investigation, the Department's preliminary findings are verified, this matter may be resolved through the entry of a Consent Order which will include a compliance schedule, an

appropriate penalty, and reimbursement of the Department's costs and expenses. In accordance with the RCRA Civil Penalty Policy of 1990, the penalties which would be assessed in this case are \$2,550.00. Costs and expenses in this case will be a minimum of \$100.00. If this matter cannot be resolved within 90 days, under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued against you within 150 days of the date of the attached inspection report. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely,


for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

RDG/gtd

Attachment

cc: Panduranga Ojili, HWR Section
Jewell Grubbs, USEPA, Region IV
Compliance File



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

HAZARDOUS WASTE INSPECTION REPORT

1. INSPECTION TYPE: COMPLAINT X ROUTINE FOLLOW-UP PERMITTING

FACILITY NAME: Laidlaw Environmental Services of Bartow, Inc.

FDEP/USEPA ID No: FLD 980 729 610

STREET ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

MAILING ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

COUNTY: Polk PHONE: (813)533-6111 DATE: November 21, 1996

TIMES: 0915 am

TYPE OF FACILITY		
Generator	Storage	Treatment
<u> X </u> Generator(>1000 kg/mo)	<u> X </u> Container	<u> </u> Tank
<u> </u> SQG (100-1000 kg/mo)	<u> X </u> Tank	<u> </u> Land Treatment
<u> </u> CESQG (<100 kg/mo)	<u> </u> Waste Pile	<u> </u> Thermal
	<u> </u> Surface Impoundment	<u> </u> Chem/Phys/Bio
Transporter		<u> </u> Incinerator
<u> X </u> Transporter	Disposal	<u> </u> Surface Impoundment
<u> X </u> Transfer Facility	<u> </u> Landfill	<u> </u> Exempt Off-Site
	<u> </u> Surface Impoundment	
<u> </u> Non Handler	<u> </u> Waste Pile	<u> X </u> Used Oil

2. Applicable Regulations:

 40 CFR 261.5 X 40 CFR 262 X 40 CFR 263 X 40 CFR 264 40 CFR 265
 X 40 CFR 266 X 40 CFR 268 X 17-730, F.A.C.

3. Responsible Officials:

David Roehm, Facility Manager

4. Survey Participants and Principal Inspector:

Mark Behel (Laidlaw)
David Roehm (Laidlaw)
Gilbert Dembeck (FDEP)

Bill Crawford (FDEP)
Roger Evans (FDEP)

5. Facility Latitude:

27°57'05"

Longitude:

81°47'09"

6. Type of Ownership: FEDERAL STATE COUNTY MUNICIPAL PRIVATE

7. Permit Nos.: HO53-182726A Issued: 12/10/91 Expires: 12/10/96
HC53-170790 1/10/92 1/10/95

8. Summary of Findings:

Laidlaw Environmental Services of Bartow (LESB) operates a hazardous waste management facility at this location. Operations include: storage in tanks and containers, fuel blending and solvent recovery. Hazardous waste fuel blending operations are conducted in any of three permitted fuel blending tanks and ancillary equipment. Other equipment in the fuel blending area include a can crusher and drum scraping machine. Hazardous waste recycling operations include vacuum distillation, thin film evaporation, solvent extraction, and fractional distillation for reclaiming solvents.

LESB also manages hazardous wastes (as a transporter) in trucks and trailers within the facility's paved driveway for less than 10 days as a hazardous waste transfer facility. Roll-off containers (2) and tanker trucks (five) in the paved drive area were placarded and labeled appropriately.

The facility has 12 hazardous waste tanks permitted for storage (tanks T-101 to T-110, R-202, and R-203). T-101 to T-110 are typically used for storage of incoming bulk waste and outgoing blended waste fuels. R-202 and R-203 are used to store wastes (such as still bottoms) generated from recycling activities. The facility also has three tanks permitted for fuel blending (tanks T-111, T-112, and T-114).

The latest tank assessment was conducted on June 6, 1995.

Tanks T-101 to T-110 have a loading/unloading area for tanker trucks. The loading/unloading area is provided with bermed containment to reduce the potential of spilled from spreading into the driveway.

Inspection of the containers in storage revealed that LESB receives a significant number of containers with incomplete labels (missing manifest numbers, and/or accumulation start dates). This information (a generator requirement) is important to the transporter and receiving facility in determining the accuracy and completeness of shipping papers. Additionally, acceptance of containers by the transporter that are not properly marked in accordance with 40 CFR 262.32(b) is a violation of 49 CFR 171.2(a). Laidlaw (for a large number of the containers) was the generator (Laidlaw Environmental Services Laurel, Maryland), transporter, and TSD.

Operations in the fuel blending area (coring containers, emptying and consolidating paint cans, and bulking fuels) have the greatest potential for splashes and spills. The equipment showed the residuals of paint and other fuels that had dried.

Polk County
November 21, 1996

The operating record was checked to determine if LESB documents the storage and recycling of each hazardous waste received at the facility. Records of incoming containers are maintained at the drum storage area. Records of waste transfers from container or drum storage to each recycling equipment are maintained in the Maintenance Shop building. Records maintained in the main office include: shipments of incoming bulk waste; waste transfers from the tanks or container storage to the fuel blending area; and shipments of outbound material.

An inspection at the laboratory shows the permittee appears to be complying with its permit requirements

Training records are maintained at Mr. Behel's office for each employee and are in order. Other personnel such as those from outside companies delivering hazardous waste to Laidlaw are also trained on the Contingency Plan.

Facility inspection records for the permitted facility were complete.

Subsequent to the November 21, 1996 inspection, during review of manifests at Freehold Cartage Inc. on December 26, 1996, it was found that a shipment of hazardous waste from Enterprises International Inc., manifest document number 12196, had been delivered on December 23, 1996 to LESB by Freehold, rather than being delivered to the designated facility, Laidlaw Environmental Services (TS), Inc. of Clearwater, FL. LESB, did not sign as Transporter 2, nor was any information completed for Items 7, 8, or F. Rather than signing for receipt of the waste in manifest Item 18, the following was written in Item 19, "Received @ LES Bartow to hold for LES Clearwater 12/23/96 Martha Hamilton."

On December 27, 1997, LESB was asked to provide documentation of how this shipment was handled at their facility. Information provided by LESB showed that this shipment had been entered into their transfer facility records on December 23, 1996, although LESB's copy of this manifest still did not have any information completed for Items 7, 8, or F for Transporter 2, nor was there a signature for receipt of the waste in Item 18. There was no notation in Item 19.

A completed copy of this manifest showing receipt on January 6, 1997 at the designated facility (TS), indicates that Larry Hutchinson, an employee of LESB, signed for receipt of this waste for Laidlaw Env. Svcs. (TG), Inc., as Transporter 2, on January 3, 1997.

The above indicates that the shipment of hazardous waste was in LESB transfer facility in excess of the allowable 10 days in violation of 40 CFR 263.12 and 62-730.240, F.A.C. Failure to sign and date the manifest acknowledging acceptance of the hazardous waste at the time of acceptance, in addition to being a violation of 40 CFR 263.20(b), is also a violation of 49 CFR 172.205(d)(1).

9. Summary of Violations:


40 CFR 263.12 and
62-730.240, F.A.C.

Storage of a manifested shipment of hazardous waste at a transfer facility for a period of more than 10 days without having applied for a storage permit.

40 CFR 263.20(b)

Failure to sign and date the manifest acknowledging acceptance of the hazardous waste.

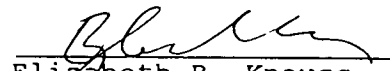
Inspected:


William C. Crawford
Engineer IV

Date:

2-27-97

Approved:


Elizabeth B. Knauss
Environmental Manager

Date:

3/3/97

Certified Mail Receipt # P 428 044 968

April 2, 1997

Ms. Beth Knauss
Environmental Manager
Waste Management Division
Southwest District
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, FL 33619

D.E.P.
APR 07 1997
SOUTHWEST DISTRICT
TAMPA

RE: Information Request
Meeting on March 21, 1997
Laidlaw Environmental Services of Bartow, Inc. (LESB)
EPA ID No. FLD 980 729 610

Dear Ms. Knauss:

LESB would like to thank you for your time and that of other FDEP personnel spent in our meeting on March 21, 1997. In that meeting you requested information relating to the resolutions LESB has put in place to correct the deficiencies noted in Warning Letter #104920. LESB has now designated one person to track the number of days containers remain in the 10-day Transfer Facility. This person is to designate an alternate when absent from the office.

Although the regulations do not require Transfer Facilities to sign a manifest, unless they are actually the transporter, in order to accommodate the Department's request, LESB will begin signing the manifests for containers placed in the Transfer Facility.

Since Rule 62-730.171 of the FAC does not specify Transfer Facilities are required to sign a manifest for waste they do not transport, the reference to such being a violation should be removed from the Warning Letter.

LESB also disagrees that a simple miscounting error by an employee should be classified as major violation, especially since it is not a repeat error and had absolutely no adverse environmental impacts. The proposed classification of "major" should be reduced to a "minor" category, reducing the penalty to \$300.

If you have any questions or need additional information, feel free to call me or Mark Behel at (941) 533-6111.

Sincerely,


Michael Merashoff
Facility Manager

pc: Mark Behel



Virginia B. Wetherell
Secretary

DATE: 3/21/97
TIME: 10 AM
SUBJECT: Laid law Environmental Services at Bantow WL 104290

A T T E N D E E S

Partial Correlation Coefficient = $\frac{r_{AB} - r_{AC}r_{BC}}{\sqrt{1 - r_{AC}^2 - r_{BC}^2 + r_{AC}^2r_{BC}^2}}$



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

MAR - 3 1997

David Roehm
Laidlaw Environmental Services of Bartow, Inc.
170 Bartow Municipal Airport
Bartow, Florida 33830

Re: Warning Letter #104920 ²⁹⁰ *PD* 3/21/97
FLD 980 729 610
Laidlaw Environmental Services of Bartow, Inc.
Polk County

Dear Mr. Roehm:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A hazardous waste program field inspection conducted on November 21, 1996, and subsequent record review indicates that violations of Florida Statutes and Rules may exist at the Laidlaw Environmental Services of Bartow, Inc. facility. Department of Environmental Protection personnel made observations described in the attached inspection report. Section 9 of the report lists a summary of alleged violations of Department Rules.

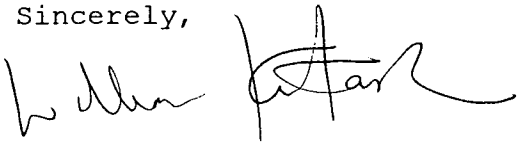
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You are requested to contact Gilbert Dembeck at (813) 744-6100 extension 399 within fifteen (15) days of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(4), Florida Statutes. If after further investigation, the Department's preliminary findings are verified, this matter may be resolved through the entry of a Consent Order which will include a compliance schedule, an

appropriate penalty, and reimbursement of the Department's costs and expenses. In accordance with the RCRA Civil Penalty Policy of 1990, the penalties which would be assessed in this case are \$2,550.00. Costs and expenses in this case will be a minimum of \$100.00. If this matter cannot be resolved within 90 days, under the Department's agreement with the United States Environmental Protection Agency (EPA), a formal administrative complaint or "Notice of Violation" (NOV) must be issued against you within 150 days of the date of the attached inspection report. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely,


for Richard D. Garrity, Ph.D.
Director of District Management
Southwest District

RDG/gtd

Attachment

cc: Panduranga Ojili, HWR Section
Jewell Grubbs, USEPA, Region IV
Compliance File



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

HAZARDOUS WASTE INSPECTION REPORT

1. INSPECTION TYPE: COMPLAINT X ROUTINE FOLLOW-UP PERMITTING

FACILITY NAME: Laidlaw Environmental Services of Bartow, Inc.

FDEP/USEPA ID No: FLD 980 729 610

STREET ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

MAILING ADDRESS: 170 Bartow Municipal Airport, Bartow, FL 33830

COUNTY: Polk PHONE: (813)533-6111 DATE: November 21, 1996

TIMES: 0915 am

	TYPE OF FACILITY	
Generator	Storage	Treatment
<u> X </u> Generator(>1000 kg/mo)	<u> X </u> Container	<u> </u> Tank
<u> </u> SQG (100-1000 kg/mo)	<u> X </u> Tank	<u> </u> Land Treatment
<u> </u> CESQG (<100 kg/mo)	<u> </u> Waste Pile	<u> </u> Thermal
	<u> </u> Surface Impoundment	<u> </u> Chem/Phys/Bio
Transporter		<u> </u> Incinerator
<u> X </u> Transporter	Disposal	<u> </u> Surface Impoundment
<u> X </u> Transfer Facility	<u> </u> Landfill	<u> </u> Exempt Off-Site
	<u> </u> Surface Impoundment	
<u> </u> Non Handler	<u> </u> Waste Pile	<u> X </u> Used Oil

2. Applicable Regulations:

 40 CFR 261.5 X 40 CFR 262 X 40 CFR 263 X 40 CFR 264 40 CFR 265
 X 40 CFR 266 X 40 CFR 268 X 17-730, F.A.C.

3. Responsible Officials:

David Roehm, Facility Manager

4. Survey Participants and Principal Inspector:

Mark Behel (Laidlaw)
David Roehm (Laidlaw)
Gilbert Dembeck (FDEP)

Bill Crawford (FDEP)
Roger Evans (FDEP)

5. Facility Latitude:

27°57'05"

Longitude:

81°47'09"

6. Type of Ownership: FEDERAL STATE COUNTY MUNICIPAL PRIVATE

7. Permit Nos.: HO53-182726A Issued: 12/10/91 Expires: 12/10/96
HC53-170790 1/10/92 1/10/95

8. Summary of Findings:

Laidlaw Environmental Services of Bartow (LESB) operates a hazardous waste management facility at this location. Operations include: storage in tanks and containers, fuel blending and solvent recovery. Hazardous waste fuel blending operations are conducted in any of three permitted fuel blending tanks and ancillary equipment. Other equipment in the fuel blending area include a can crusher and drum scraping machine. Hazardous waste recycling operations include vacuum distillation, thin film evaporation, solvent extraction, and fractional distillation for reclaiming solvents.

LESB also manages hazardous wastes (as a transporter) in trucks and trailers within the facility's paved driveway for less than 10 days as a hazardous waste transfer facility. Roll-off containers (2) and tanker trucks (five) in the paved drive area were placarded and labeled appropriately.

The facility has 12 hazardous waste tanks permitted for storage (tanks T-101 to T-110, R-202, and R-203). T-101 to T-110 are typically used for storage of incoming bulk waste and outgoing blended waste fuels. R-202 and R-203 are used to store wastes (such as still bottoms) generated from recycling activities. The facility also has three tanks permitted for fuel blending (tanks T-111, T-112, and T-114).

The latest tank assessment was conducted on June 6, 1995.

Tanks T-101 to T-110 have a loading/unloading area for tanker trucks. The loading/unloading area is provided with bermed containment to reduce the potential of spilled from spreading into the driveway.

Inspection of the containers in storage revealed that LESB receives a significant number of containers with incomplete labels (missing manifest numbers, and/or accumulation start dates). This information (a generator requirement) is important to the transporter and receiving facility in determining the accuracy and completeness of shipping papers. Additionally, acceptance of containers by the transporter that are not properly marked in accordance with 40 CFR 262.32(b) is a violation of 49 CFR 171.2(a). Laidlaw (for a large number of the containers) was the generator (Laidlaw Environmental Services Laurel, Maryland), transporter, and TSD.

Operations in the fuel blending area (coring containers, emptying and consolidating paint cans, and bulking fuels) have the greatest potential for splashes and spills. The equipment showed the residuals of paint and other fuels that had dried.

The operating record was checked to determine if LESB documents the storage and recycling of each hazardous waste received at the facility. Records of incoming containers are maintained at the drum storage area. Records of waste transfers from container or drum storage to each recycling equipment are maintained in the Maintenance Shop building. Records maintained in the main office include: shipments of incoming bulk waste; waste transfers from the tanks or container storage to the fuel blending area; and shipments of outbound material.

An inspection at the laboratory shows the permittee appears to be complying with its permit requirements

Training records are maintained at Mr. Behel's office for each employee and are in order. Other personnel such as those from outside companies delivering hazardous waste to Laidlaw are also trained on the Contingency Plan.

Facility inspection records for the permitted facility were complete.

Subsequent to the November 21, 1996 inspection, during review of manifests at Freehold Cartage Inc. on December 26, 1996, it was found that a shipment of hazardous waste from Enterprises International Inc., manifest document number 12196, had been delivered on December 23, 1996 to LESB by Freehold, rather than being delivered to the designated facility, Laidlaw Environmental Services (TS), Inc. of Clearwater, FL. LESB, did not sign as Transporter 2, nor was any information completed for Items 7, 8, or F. Rather than signing for receipt of the waste in manifest Item 18, the following was written in Item 19, "Received @ LES Bartow to hold for LES Clearwater 12/23/96 Martha Hamilton."

On December 27, 1997, LESB was asked to provide documentation of how this shipment was handled at their facility. Information provided by LESB showed that this shipment had been entered into their transfer facility records on December 23, 1996, although LESB's copy of this manifest still did not have any information completed for Items 7, 8, or F for Transporter 2, nor was there a signature for receipt of the waste in Item 18. There was no notation in Item 19.

A completed copy of this manifest showing receipt on January 6, 1997 at the designated facility (TS), indicates that Larry Hutchinson, an employee of LESB, signed for receipt of this waste for Laidlaw Env. Svcs. (TG), Inc., as Transporter 2, on January 3, 1997.

The above indicates that the shipment of hazardous waste was in LESB transfer facility in excess of the allowable 10 days in violation of 40 CFR 263.12 and 62-730.240, F.A.C. Failure to sign and date the manifest acknowledging acceptance of the hazardous waste at the time of acceptance, in addition to being a violation of 40 CFR 263.20(b), is also a violation of 49 CFR 172.205(d)(1).

9. Summary of Violations:


40 CFR 263.12 and
62-730.240, F.A.C.

Storage of a manifested shipment of hazardous waste at a transfer facility for a period of more than 10 days without having applied for a storage permit.

40 CFR 263.20(b)

Failure to sign and date the manifest acknowledging acceptance of the hazardous waste.

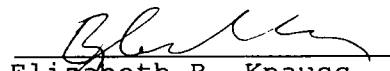
Inspected:


William C. Crawford
Engineer IV

Date:

2-27-97

Approved:


Elizabeth B. Knauss
Environmental Manager

Date:

3/3/97

PENALTY COMPUTATION WORKSHEETViolator's Name: Laidlaw Environmental Services of Bartow, Inc.Identify Violator's Facility: FLD 980 729 610Name of Department Staff Responsible for the Penalty Computations: Gilbert T. DembeckDate: February 27, 1997

PART I - Class B (no penalty) Determination

Rationale for Class B Determination: _____

PART II - Class A Penalty Determinations

	Violation Type	Potential for Harm	Extent of Dev.	Matrix Amount	Multi Day	Adjustments	Total
1.	263.12	MINOR	MAJOR	2,250			2,250
2.	and 62-730.240						
3.	263.20(b)	MINOR	MINOR	300			300
4.							
5.							
6.							
7.							
8.							
9.							

Total Penalties for all Violations: \$ 2,550(Attach Part III for each violation for which an adjustment
on multi-day penalty is determined.)

HAZARDOUS WASTE INSPECTION
EXIT INTERVIEW

FACILITY: Laidlaw Environmental Svc Bt. Tw

I.D. NUMBER: FLD 980729610

DATE: 11/21/96

TIME: 5:40pm

INTERVIEW PARTICIPANTS: B. Crawford, R. Evans, D. Roehm

This exit interview is the Department's procedure to advise you early in the process of possible violations of Florida Administrative Code Chapter 17-730, which adopts Federal Regulations 40 CFR Parts 260-266 by reference. It is possible that the violations noted and checked are incomplete. After a complete internal file review by the Department, an inspection report will be finalized. In most cases the violations noted below by the inspector will not change in the final report, therefore, you are advised to immediately begin correcting these violations. The Department will forward the complete inspection checklist along with the finalized inspection report within 45 days. Be advised that the Department has signed an enforcement agreement with the U.S. Environmental Protection Agency which calls for the assessment and collection of monetary penalties for violations. While your quick response in correcting the violations may not reduce the calculated penalties, continued non-compliance may result in greater penalty liability.

The following violations have been tentatively identified:

- _____ 1. Hazardous Waste Determination (262.11).
- _____ 2. Hazardous Waste Notification (262.12 or 263.11 or 264/265.11).
- _____ 3. Manifest Deficiencies or Recordkeeping and Reporting (263 Subpart B or 264/265 Subpart E).
- _____ 4. Personnel Training [265.16 (262.34(d) for SQG) or 264.16].
- _____ 5. Contingency Plan [265 Subpart D (262.34(d) for SQG) or 264 Subpart D)
- _____ 6. Preparedness and prevention (265 Subpart C or 264 Subpart C).
- _____ 7. Container Requirements (265.34 or 264/265 Subpart I).
- _____ 8. Tank Requirements (262.34 or 264/265 Subpart J).
- _____ 9. Operating a treatment, storage or disposal facility without a permit (403.722 F.S., F.A.C. 17-730, Section IV).
- _____ 10. Security Requirements (264/265 .14).
- _____ 11. Groundwater Monitoring (264/265 Subpart F).
- _____ 12. Closure/Post-closure (264/265 Subpart G).
- _____ 13. Failure to comply with the provisions of a Department issued permit or with the provisions of the Consent Order.
- _____ 14. Other _____

COMMENTS: _____

DER INSPECTOR SIGNATURE: _____

FACILITY PARTICIPANT SIGNATURE: _____

NOTE: BY SIGNING THIS FORM THE FACILITY PARTICIPANT IS ONLY INDICATING THAT THIS FORM HAS BEEN RECEIVED. THIS IS NOT AN ADMISSION THAT THE CITED PROVISIONS HAVE BEEN VIOLATED.

Facility: LESB
Date: 11-21-96
Inspector Wm Crawford

RCRA COMPLIANCE INSPECTION REPORT
TSD FACILITIES CHECKLIST

General Facility Standards

1. Site Name Laidlaw Environmental Services of Barlow (LESB)
2. Has facility received hazardous waste from a foreign source?
(264.12 - required notices) Y ☒ N ☐
If yes, has he filed a notice with the Regional Administrator and DEP? Y ☒ N ☐
3. Does the facility have a copy of the permit along with the approved application? Y ☒ N ☐
4. Which types of regulated units are used for treatment, storage or disposal at the facility:
Fill out appropriate unit checklist(s).

<input checked="" type="checkbox"/> Containers (I)	<input type="checkbox"/> Landfill (N)
<input checked="" type="checkbox"/> Tanks (J)	<input type="checkbox"/> Incinerator (O)
<input type="checkbox"/> Surface Impoundment (K)	<input type="checkbox"/> Drip Pad (W)
<input type="checkbox"/> Waste Pile (L)	<input type="checkbox"/> Miscellaneous Unit (X)
<input type="checkbox"/> Land Treatment (M)	<input type="checkbox"/> Containment Building (DD)

Waste Analysis (264.13)

Permit Condition _____

1. Is a copy of the waste analysis plan maintained at the facility? Y ☒ N ☐
2. Does the facility have copies of completed waste analysis reports? Y ☒ N ☐
3. Has the waste analysis been reviewed or repeated as required? Y ☒ N ☐
4. (For off-site facilities) waste analysis that generators have agreed to supply? Y ☒ N ☐
5. Check waste analysis equipment to see if it is on-site and in working condition? Y ☒ N ☐

Security (264.14)

Permit Condition _____

1. Is the facility security system adequate to minimize unauthorized entry? Y ☒ N ☐
2. Are signs posted and legible for 25 feet? Y ☒ N ☐

Facility: LESB
Date: 11-21-96
Inspector: Wm Crawford

Inspection Requirement (264.15)

Permit Condition_____

1. Does the facility have a copy of the Inspection Plan? Y ☒ N _____
2. Does the facility have completed inspection logs? Y ☒ N _____
3. Were the deficiencies corrected in a timely manner? Y ☒ N _____
4. Are the inspection logs maintained at the facility for 3 years? Y ☒ N _____
5. Is the facility equipped to prevent fire, explosion or contamination of the environment and is the equipment in working condition? Y ☒ N _____

Personnel Training (264.16)

Permit Condition_____

1. Does facility have copy of training plan? Y ☒ N _____
2. Does facility have personnel training records? Y ☒ N _____
3. Has management completed training? Y ☒ N _____
4. Have laborers completed training? Y ☒ N _____
5. Is training successfully completed within 6 months of hiring/transfer to HW position? Y ☒ N _____
6. Has the training been conducted as stated in the Training Plan? Y ☒ N _____
7. Do the facility personnel training records include:
 - a. Job title, description of position and description of qualifications? Y ☒ N _____
 - b. Description of employee's training? Y ☒ N _____
8. Are records maintained for 3 years? Y ☒ N _____
9. Date of last annual training review 10/30/96

Ignitable, Reactive, or Incompatible Waste (264.17)

Permit Condition_____

1. Is the waste separated and confined from sources of ignition or reaction sparks, spontaneous ignition, and radiant heat? Y ☒ N _____
2. Are "No Smoking" signs posted in the area? Y ☒ N _____

Facility: LESBDate: 11/21/96Inspector: Wm Crawford**Preparedness and Prevention - 264 C**

1. Is there evidence of fire, explosion or contamination of the environment? Y N ✓
2. Is the facility equipment located in accordance with the approved plan and is it functional? Y ✓ N
3. Is required aisle space maintained? (264.35) Y ✓ N

Contingency Plan and Emergency Procedures - 264 D

1. Does the facility have a copy of the Contingency Plan? Y ✓ N
Is it up to date? Y ✓ N
2. Has the plan been amended and have the amendments been approved? Y ✓ N
3. Were the plan revisions submitted to all authorities? Y ✓ N
4. Is the emergency coordinator on-site or within short driving distance of plant at all times? Y ✓ N
5. Verify equipment location. Is it in working condition? Y ✓ N

Manifest System, Recordkeeping and Report -- 264 E

1. Does the facility have copies of the manifests for off site waste? Y ✓ N
 - a. Are the manifests signed and dated and returned to the generator? Y ✓ N
 - b. Is a signed copy given to the transporter? Y ✓ N
 - c. Are there any manifests that have not been completely filled out? Y N ✓
2. Are copies of the manifests retained for three years? Y ✓ N
3. Has the facility received any shipments of hazardous waste which were inconsistent with the manifest? Y N ✓ none noted
If yes, has he attempted to reconcile the discrepancy with the generator and transporter? Y N na
If no, has DEP been notified? Y N ↓
4. Does the facility have operating records that show a description and quantity of each hazardous waste and the date and method of T,S,D at the facility? Y ✓ N
5. Does location and quantity of hazardous waste agree with operating record? Y ✓ N

Facility: LESB

Date: 11/21/96

Inspector Wm Crawford

Groundwater Monitoring - 264 F ✓ N/A

264.90-.100, Permit Condition_____

1. Does the facility have a copy of the Groundwater Monitoring Plan? Y_____N_____
2. Does the facility have copies of the groundwater analysis? Y_____N_____
3. Has the analysis been conducted as specified? Y_____N_____
4. Has there been a statistically significant increase of the value for the parameter from background? Y_____N_____
5. Did the facility notify the Department of the parameter that showed a statistically significant increase within 7 days? Y_____N_____
6. Verify location of wells? Y_____N_____
7. Verify condition of wells and check for caps and locks? Y_____N_____

Closure and Post-Closure - 264 G

264.110-.120, Permit Condition_____

1. Is a copy of the approved plan and all revisions kept at the facility? Y[✓]_____N_____
2. Does the maximum inventory of wastes at the facility exceed that specified in the Closure Plan? Y_____N[✓]_____
3. Does the facility have an approved post-closure plan (for land disposal facilities)? N/A[✓] Y_____N_____
4. Has the plan been amended and approved by the Department and distributed to the appropriate agencies? ↓ Y_____N_____

Financial - 264 H

264.140-.151, Permit Condition_____

1. Does the facility have a written estimate, in current dollars, of the cost of closing the facility? Y[✓]_____N_____
2. Has the financial assurance been updated for the last year? Y[✓]_____N_____
3. Is the facility in compliance with the financial assurance regulation with respect to:
 - Closure cost? Y[✓]_____N_____
 - Post-closure cost? Y_____N_____NA[✓]_____
 - Sudden liability? Y[✓]_____N_____
 - Non-sudden liability? Y_____N_____NA[✓]_____
 - Corrective action? Y_____N_____NA[✓]_____

Date 11-21-96
Inspector Wm Crawford
Facility ID No. FLD 980 729 610

TSD CONTAINERS CHECKLIST

40 CFR 264 Subpart I Permit Conditions _____

1. Are the containers in good condition (264.171)? Yes ☒ No ☐
2. Are the containers managed in accordance with the permit (264.171)? Yes ☒ No ☐
3. Is the number of containers equal to or below the maximum inventory for the permit? Yes ☒ No ☐
4. Are the containers in the designated bays by waste type? Yes ☒ No ☐
5. Is the waste stored in the specified container? Yes ☒ No ☐
6. Are containers holding hazardous waste opened, handled or stored in such a manner as to cause the container to rupture or leak (264.173(b))? Yes ☐ No ☒

Explain.

7. Are each of the containers inspected at least weekly (264.174)? Yes ☒ No ☐
8. Is the secondary containment system functional and are free liquids removed and managed in accordance with the permit? Yes ☒ No ☐
9. Are containers holding ignitable or reactive wastes located at least 15 meters (50 feet) from the facility property line? Yes ☒ No ☐
10. Is there sufficient aisle space to allow unobstructed movement and inspection? Yes ☒ No ☐

there is a small pool of liquid south of the fuel blending area well north of the container storage area. Facility Personnel indicated that this was rain water.

11. Specific Condition on Permit:

Yes ☐ No ☐

Yes ☐ No ☐

Yes ☐ No ☐

Yes ☐ No ☐

Yes ☐ No ☐

Yes ☐ No ☐

STORAGE FACILITY LAND DISPOSAL RESTRICTIONS CHECKLIST

(LESSB)

Facility Name: Laidlaw Environmental Services of Baitow Date: 11-21-96
 Facility Representative: David Roehm Facility ID #: FLD 980 729 616
 SIC Codes: 3999 Inspector: Wm Crawford

40 CFR Part 268

1. Does the facility manage any waste streams that are determined to be exempt from land disposal restrictions subsequent to receipt? (268.1) Y ☒ N ☒

If so, Identify waste and exemption: (268.1(c and e))

Waste	Exemption
<input checked="" type="checkbox"/>	Waste is conditionally exempt or from households
	Case by case exemption under 268.5 for a specific waste from a specific facility.
	Approved "no migration" petition under 268.6.
	National Capacity Variance Expiration date: _____
	Decharacterized nonlisted wastes disposed of to a hazardous or non hazardous injection well, provided D001 high TOC wastes and D012-17 pesticide wastes meet treatment standards before injection.
	Wastes identified as hazardous after November 8, 1984 for which EPA has not promulgated treatment standards.
	De minimus losses to wastewater treatment systems.
	Laboratory wastes mixed with other plant wastewaters at facilities where the discharge is subject to the Clean Water Act.

2. Does the facility treat hazardous waste? Describe in narrative. Y ☒ N ☐ *distillation and recovery of solvents*
 If so, is the treatment to render the waste non-hazardous or to meet LDR Treatment Standards? Y ☒ N ☐ *fuel blending*
 Is the facility following its approved waste analysis plan for determining whether treated wastes meet LDRs? (264.13, 268.7(b)) Y ☒ N ☐
3. Does the facility have records documenting treatment is effective? Y ☒ N ☐
4. Is treated waste sent off site for further treatment to meet LDRs? Y ☒ N ☒
5. Is treated waste sent off site for land disposal? Y ☒ N ☒
6. Does the facility open and repackage lab packed material? Y ☒ N ☐

Inspect operating record to assure restricted waste is properly identified on outgoing shipments and that disposal facilities are notified of applicable LDRs.

Facility Name LESB
 Date 11-21-96
 Inspector Wm Crawford

TSDF Notification and Certification Requirements (268.7(b))

Notice Types	Notice frequency	Required Notice Content
1. Restricted, meets treatment standards	Each shipment to next TSDF	EPA waste number(s) Constituents of Concern Treatability Group Manifest Number Analysis data (where available) Certification per 268.7(b)(5)(i),(ii) or (iii) that the waste has been treated per standards
2. Restricted, requires further treatment to meet standards	Each shipment to next TSDF	Comply with generator notice requirements: EPA waste number(s) Constituents of Concern Treatability Group Manifest Number Analysis data (where available)
3. Hazardous debris excluded from the definition of HW under 261.3(f)(1)	One time to EPA & state	Name & address of subtitle D facility EPA waste number(s) Description of waste as generated Technology used to treat the waste Certification & recordkeeping per 268.7(d)(3)
4. Treater claiming characteristic wastes are no longer hazardous but contain underlying hazardous constituents subject to further treatment	Own file, initial to EPA & state w/ updates	Name & address of receiving subtitle D facility EPA waste number(s) Description of waste as generated Treatability group Underlying hazardous constituents Certification statement per 268.7(b)(5)(iv)
5. If wastes are recyclable materials used in a manner that constitutes disposal	Each shipment, to Regional Administrator	Certification per 268.7(b)(5)(i),(ii) or (iii) that the waste has been treated per standards Notice to Regional Administrator including: EPA waste number(s) Constituents of Concern Treatability Group Analysis data (where available) Recycling facility must keep records of each entity receiving HW derived products

Facility Name LESB
 Date 11-21-96
 Inspector Wm Crawford

Notification and Certification Requirements (268.7)

1. Is the facility complying with the notification and certification requirements when disposing of treated hazardous wastes? Check to ensure that notices made by the original generator correspond with notices made by TSD for shipments of the waste off site. Note violations below. yes
n/a

Manifest #	Line Item	Date	Notice Type	Waste Codes Included	Defects - Comments

2. Is the facility keeping records for three years from the date of waste treatment or disposal? 268.7(a)(7) Y ☒ N ☐

3. Is the facility managing a restricted waste that is excluded from the definition of hazardous waste under 261.2 - after acceptance from the initial generator? (explain in narrative) Y ☐ N ☒

If so, is a notice of the acceptance, subsequent exclusion and ultimate disposition of the waste placed in facility operating record? (268.7(a)(6)) Y ☐ N ☐

4. Does the facility manage hazardous debris? Y ☒ N ☐

If so, is the waste being treated by the alternative treatment technologies provided by 268.45(b) N/A ☒ Y ☐ N ☐

If so does the facility claim the debris is excluded from the definition of hazardous waste per 261.3(e)(2) N/A ☒ Y ☐ N ☐

5. Is the facility using a tolling agreement to accept wastes from 100 - 1000 kg/mo generators? Y ☐ N ☒

If so, is the facility keeping copies of the one time notices made by the generators on site for 3 years from the last waste acceptance? Y ☐ N ☐ N/A

TRANSPORTERS CHECKLIST

1. Site Name: Laidlaw Environmental Services of Bartow (LESB)

Transporter Requirements (40 CFR 263)

1. Do vehicles transporting hazardous waste have the appropriate placards? (263.10)(49 CFR 172.500) Y ☒ N ☐
2. Does transporter have an EPA identification number? (263.11(a)) Y ☒ N ☐
3. Does the transporter use manifest system as required by 263.20? Y ☒ N ☐

Do the manifests contain at least:

- a. Name, address, and EPA ID of transporter? Y ☒ N ☐
- b. Name, address, and EPA ID code of generator? Y ☒ N ☐
- c. Name, address, identification code of designated permitted facility? Y ☒ N ☐
- d. Corresponding manifest document number? Y ☒ N ☐
- e. Description and quantity of each hazardous waste? Y ☒ N ☐
- f. Signature of subsequent transporters? Y ☒ N ☐
- g. Signatures signifying proper delivery or reasons why delivery could not be certified? Y ☒ N ☐
- h. EPA waste codes? Y ☒ N ☐
4. International shipments: (263.20(g)) NA ☒
- a. Record of date waste left U.S.? Y ☐ N ☐
- b. Presence of one signed copy in records? Y ☐ N ☐
- c. Signed copy of manifest returned to the generator? Y ☐ N ☐
- d. Copy of the manifest given to a U.S. Customs official at the point of departure from the United States? Y ☐ N ☐
5. For SQG waste:
- a. Is waste transported according to reclamation agreement? Y ☐ N ☒
- b. Is following information recorded on a shipping paper:
- Name, address, and EPA ID of waste generator Y ☒ N ☐

- Quantity of waste accepted Y ☒ N ☐
- DOT - required shipping info Y ☒ N ☐
- Date waste is accepted Y ☒ N ☐
- c. Does transporter carry this shipping paper during transport? Y ☒ N ☐
- d. Are records maintained for three years after termination or expiration of reclamation agreement? Y ☒ N ☐
6. Are copies of the manifest retained for 3 years? (263.22) Y ☒ N ☐
7. Is there evidence of discharge of hazardous waste? (263.30) Y ☐ N ☒
8. Has transporter demonstrated the financial responsibility required under 17-30.170(2) Y ☒ N ☐
9. Does the transporter verify financial responsibility with the Department annually (17-30.170(3))? Y ☒ N ☐

Transfer Facility Requirements (17-730.171)

1. Does transporter comply with 10 day storage limit for transfer facilities? (263.12) Y ☒ N ☐
- a.. Is the hazardous waste packaged according to 262.30? (263.12) Y ☒ N ☐
2. General Facility Standards (265 Subpart B)
- a. Security (265.14)
- (1) Is the facility security system adequate to minimize unauthorized entry? Y ☒ N ☐
- (2) Are signs posted and legible for 25 feet? Y ☒ N ☐
- b. Inspection Requirement (265.15)
- (1) Does the facility have a copy of the Inspection Plan? Y ☒ N ☐
- (2) Does the facility have completed inspection logs? Y ☒ N ☐
- (3) Were the deficiencies corrected in a timely manner? Y ☒ N ☐
- (4) Are the inspection logs maintained at the facility for 3 years? Y ☒ N ☐
- c. Personnel Training (265.16)
- (1) Do management personnel complete hazardous waste training? Y ☒ N ☐
- Is training on the job? Y ☒ N ☐
- Is training in the classroom? Y ☒ N ☐

(2) Do laborers who handle hazardous waste complete training? Y / N

Is training on the job? Y / N
Is training in the classroom? Y / N

(3) Does training include:

Emergency response procedures? Y / N
Inspection procedures? Y / N
Operation of hazardous waste handling equipment? Y / N

(4) How often is training reviewed? annually

(5) Does the facility have personnel training records including:

Job title and description of position? Y / N
Description of employee's training Y / N

(6) Is training successfully completed within 6 months of hiring/
transfer to HW position? Y / N

(7) Are records maintained for three years at the facility? Y / N

d. Ignitable, Reactive, or Incompatible Waste (265.17)

(1) Is the waste separated and confined from sources of ignition or
reaction, sparks, spontaneous ignition, and radiant heat? Y / N

(2) Are "No Smoking" signs posted in the area? Y / N

3. Preparedness and Prevention (265 Subpart C)

a. Is there evidence of fire, explosion or contamination of the
environment? (265.31 Maintenance and Operation of Facility) Y N /

If yes, use narrative explanation.

b. Is the facility equipped with (265.32 - required equipment):

(1) Internal communications or alarm system? Y / N
Is it easily accessible in case of emergency? Y / N

(2) Telephone or two-way radio to call emergency response
personnel? Y / N

(3) Portable fire extinguishers, fire control equipment, spill control
equipment and decontamination equipment? Y / N

Is this equipment tested to assure its proper operation? Y / N

How frequently? annually

(4) Water of adequate volume for hoses, sprinklers or water spray
system? Y / N

Facility: LESB
Date: 11-21-96

(a) Describe source of water. BarTow

(b) Indicate flow rate and/or pressure and storage capacity, _____
if applicable. _____

c. Is there sufficient aisle space to allow unobstructed movement of personnel and equipment? (e.g., adequate aisle space in between barrels to check for leakage, corrosion and proper labeling, etc.) (265.35 - Required Aisle Space) Y ☒ N _____

d. Has the owner/operator made arrangements with the local authorities to familiarize them with characteristics of the facility? (Layout of facility, properties of hazardous waste handled and associated hazards, places where facility personnel would normally be working, entrances to roads inside facility, possible evacuation routes.) (265.37 - Arrangements with Local Authorities) Y ☒ N _____ NA _____

If NA, explain _____

e. In the case that more than one police or fire department might respond, is there a designated primary authority? (265.37 - Arrangements with Local Authorities) Y _____ N _____ NA ☒

If yes, indicate primary authority, _____
Is the fire department a city or volunteer fire department? _____

f. Does the owner/operator have phone number of and agreements with state emergency response teams, emergency response contractors and equipment suppliers? (265.37 - Arrangements with Local Authorities) Y ☒ N _____

Are they readily available to the emergency coordinator? Y ☒ N _____

g. Has the owner/operator arranged to familiarize local hospitals with the properties of hazardous waste handled and types of injuries that could result from fires, explosions, or releases at the facility? (265.37 - Arrangements with Local Authorities) Y ☒ N _____

If no, has the owner/operator attempted to do this? Y _____ N _____

h. If the State, or local authorities decline to enter into the above referenced agreements, has this been documented in the operation record? (265.37 - Arrangements with Local Authorities) Y _____ N _____ NA

4. Contingency Plan and Emergency Procedures (265 Subpart D)

a. Does the facility have a contingency plan? (265.51 - Purpose and Implementation of Contingency Plan) Y ☒ N _____

b. Is it maintained at the facility? (265.53 - Copies of Contingency Plan) Y ☒ N _____

c. Is the contingency plan a revised SPCC Plan (265.52 - Content of Contingency Plan) Y _____ N ☒

(1) Does the plan include:

(a) Action personnel will take? Y ☒ N _____

(b) Evacuation routes? Y ☒ N ☐

(c) Emergency Equipment? Y ☒ N ☐

(d) Is the emergency equipment properly inspected and maintained? Y ☒ N ☐

d. Is there an emergency coordinator on site or within short driving distance of the plant at all times? (265.55 - Emergency Coordinator) Y ☒ N ☐

e. Who is the emergency coordinator? Jeff Astin

f. Has the facility supplied local police and fire departments with a copy of the contingency plan? (265.53(b) - Content of Contingency Plan) Y ☒ N ☐

g. Has the facility supplied DEP with a copy of the Contingency Plan? (17-730.171(2)(a)) Y ☒ N ☐

5. Container Storage Checklist (Subpart I - Use and Management of Containers 265.170)

a. Are the containers in good condition (265.171)?
(check for leaks, corrosion, bulges, etc.) Y ☒ N ☐

b. If a container is found to be leaking, does the operator transfer the hazardous waste from the leaking container? Y ☒ N ☐

c. Is the waste compatible with the containers and/or its liner? (265.172) Y ☒ N ☐

d. Are containers holding hazardous waste opened, handled or stored in such a manner as to cause the container to rupture or leak? (265.173) Y ☐ N ☒

If yes, explain using narrative.

e. Are each of the containers inspected at least weekly (265.174)? Y ☒ N ☐

If no, explain using narrative concerning the frequency of inspection.

f. Are containers holding ignitable or reactive wastes located at least 15 meters (50 feet) from the facility property line? (265.176) Y ☒ N ☐

If ^{no} yes, explain using narrative.

g. Are incompatible wastes stored in the same containers? Y ☐ N ☒

If yes, explain using narrative.

h. Are containers holding incompatible wastes kept apart by physical barrier or sufficient distance? Y ☒ N ☐

If no, explain using narrative.

Facility: LESB

Date: 11-21-96

6. Does facility have a written closure plan satisfying requirements of closure performance, notification, and decontamination standards of 40 CFR 265.111, 265.112(c), 265.114, 265.115? (17-730.171(2)(b))

Y ☒ N ☐

Has the facility supplied DEP with a copy of the plan?

Y ☒ N ☐

7. Is hazardous waste that is stored in containers or vehicles stored on a man made surface which is capable of preventing spills or releases to the ground? (17-730.171(2)(d))

Y ☒ N ☐

8. Is a written log maintained for all waste entering or leaving the transfer facility? (17-730.171(2)(e))

Y ☒ N ☐

Does the log contain:

Generators' names?

Y ☒ N ☐

Manifest numbers?

Y ☒ N ☐

Dates when waste enters and leaves facility?

Y ☒ N ☐

9. Has the facility notified the department on Form 17-730.900(6) (Transfer facility notification form)? (17-730.171(3))

Y ☒ N ☐

10. Does the transfer facility have an EPA/DER ID number?

Y ☒ N ☐

Unregulated Wastes
(Household/Conditionally Exempt/Small Quantity Generator Wastes)

NA ☐

1. Does the transporter have documentation that this waste was generated by an unregulated source?

Y ☒ N ☐

2. If no, is the transporter assuming responsibility as the generator of this waste?

Y ☐ N ☐

a. If yes, complete the applicable Generator or Small Quantity Generator checklist.

b. If no, the inspector should inform the transporter that he will be held responsible as the generator of the waste and will be reinspected to ensure that the applicable requirements are being satisfied. A follow-up inspection should be scheduled as follows:

(1) 90 days after initial inspection if the quantity of "unregulated" wastes on site exceed 1000 kg.

(2) 180 days after initial inspection if the quantity of "unregulated" wastes on site are less than 1000 kg.

3. Does the transporter mix/consolidate hazardous wastes of different DOT shipping descriptions 263.10(c)(2)?

Y ☐ N ☒

If yes, complete the Generator checklist.

fuel blending
conducted as
a part of the
TSO activities

Facility: LESB
Date: 11-21-96

Land Disposal Restrictions

1. Does the transporter manage restricted (land ban) wastes?

Y ☒ N ☐

If yes, check appropriate box(es).

"California List"
F— List Solvents
First Third
Second Third
Third Third
Soil and Debris

11

02/26/97

11:51

F HOLD CARTAGE INC + 813 744 6125

NO. 478

001

Freehold Cartage, Inc.

1-813-533-4599
FAX 813-533-1613

175 BARTOW MUNICIPAL AIRPORT
BARTOW, FL 33830

DATE: 2-26-97 TIME: _____

TO: GILL Dembeck FROM: Jack Wright

SENDING YOU 3 PAGES WHICH INCLUDE THIS COVER SHEET.

ADDITIONAL MESSAGE: Copies of Manifest 12196
Bartow to Clearwater.

02/26/97 11:52
2-26-1997 12:23PMF HOLD CARTAGE INC + 813 744 6125
FROM LAIDLAW OPS 1 813 5734038NO. 478 002
P. 2

Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved OMB No. 2050-0039. Expires 9-30-96

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. F L C E S Q G		Manifest Document No. 12196		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.					
3. Generator's Name and Mailing Address ENTERPRISES INTERNATIONAL INC 4790 NE 10 TH AVE, FORT LAUDERDALE, FL 33334-						A. State Manifest Document Number							
4. Generator's Phone (954) 747-8699						B. State Generator's ID							
5. Transporter 1 Company Name FREDHOLD CARTAGE, INC.						C. State Transporter's ID							
6. US EPA ID Number N J D 0 5 4 1 2 6 1 6 4						D. Transporter's Phone (311) 42-1111							
7. Transporter 2 Company Name Laidlaw Env. Svcs. (TG), Inc.						E. State Transporter's ID							
8. US EPA ID Number S C D 9 8 7 5 7 4 6 4 7						F. Transporter's Phone (941) 533-6111							
9. Designated Facility Name and Site Address LAIDLAW ENVIRONMENTAL SERVICES (TS), INC. 5303 126TH AVENUE CLEARWATER, FL 34620						G. State Facility's ID							
10. US EPA ID Number F L D 9 8 1 4 7 4 8 0 2						H. Facility's Phone (813) 573-1405							
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)						12. Containers No. Type		13. Total Quantity		14. Unit Wt/Vol		15. Waste No.	
a. Waste Flammable Liquids, Toxic, N.O.S. 3/6.1, UN 1993, II methanol, 11.1 fl. oz. chlo. 0.1 fl. oz.						001 LM 00 055 G		500		2000 foot		5001	
b. HAZARDOUS waste Solids, N.O.S. 9. NA3092, II toluene, xylene						0102 DM 00 110 G		500		2000 foot		5002	
c. Waste Corrosive Liquids, Organic, Inorganic, N.O.S. 8.1, UN 3260 Phenol (Hazardous)						001 DF 00 020 P		500		2000 foot		5003	
d. Waste Chlorosulfonic acid 8.2, UN 1754 (Hazardous Class B) (Phenol, Chlorosulfonic acid)						001 DF 00 020 P		500		2000 foot		5003	
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above							
Additional a. EPA Waste b. Codes c. d.						S01/mult							
15. Special Handling Instructions and Additional Information Approval Numbers a. CWF37-001 b. CWF37-002 c. d.						HOP: 64088 Emergency Contact: 1-800-535-5053 (594) Infotrac							
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. 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 Denise Szczepkowski						Signature [Signature]				Month Day Year 11/11/97			
17. Transporter 1 Acknowledgement of Receipt of Materials Printed/Typed Name Steve Gray						Signature [Signature]				Month Day Year 11/21/97			
18. Transporter 2 Acknowledgement of Receipt of Materials Printed/Typed Name Larry Hutchinson						Signature [Signature]				Month Day Year 10/10/97			
19. Discrepancy Indication Space													
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19. Printed/Typed Name Hector Cochran						Signature [Signature]				Month Day Year 10/10/97			

JAN 8 1997

Please print or type. (Form designed for use on slide (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039. Expires 9-30-96

UNIFORM HAZARDOUS WASTE MANIFEST (Continuation Sheet)		21. Generator's US EPA ID No. <u>FLC1ES06</u>	Manifest Document No. <u>112196</u>	22. Page <u>28</u>	Information in the shaded areas is not required by Federal law.	
23. Generator's Name <u>Eagle Enterprises International Inc</u> <u>4790 NE 10th Ave, Ft. Lauderdale, FL</u>				L. State Manifest Document Number		
24. Transporter <u>F</u> Company Name <u>FRECHOLD CARTAGE INC</u>				M. State Generator's ID		
25. US EPA ID Number <u>FL000541126167</u>				N. State Transporter's ID		
26. Transporter Company Name				O. Transporter's Phone <u>754-538-4599</u>		
27. US EPA ID Number				P. State Transporter's ID		
				Q. Transporter's Phone		
28. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)				29. Containers No.	30. Total Quantity	31. Unit Wt/Vol
a.	<input checked="" type="checkbox"/> Waste Flammable Solid, organic, n.d.s. 4.1, UN 1325, II	0611	06	060210	P	000/0003
b.	<input checked="" type="checkbox"/> Waste Nitrocellulose with water 4.1, UN 2555, II	0611	06	060210	P	0001
c.						
d.						
e.						
f.						
g.						
h.						
i.						
S. Additional Descriptions for Materials Listed Above				T. Handling Codes for Wastes Listed Above <u>301/m, 41</u>		
32. Special Handling Instructions and Additional Information						
33. Transporter <u>F</u> Acknowledgement of Receipt of Materials				Date		
Printed/Typed Name <u>Steve Gray</u>				Signature <u>Steve Gray</u>		Month Day Year <u>12 19 96</u>
34. Transporter Acknowledgement of Receipt of Materials				Date		
Printed/Typed Name				Signature		Month Day Year
35. Discrepancy Indication Space						



FAX TRANSMISSION

Mission Statement

As leaders in the environmental services industry, we continually make life easier and healthier for our customers and the communities we serve by providing practical solutions to their needs which results in enhanced shareholder value.

Household Hazardous Waste

Resource Recovery

Site Remediation

Lab Pack Services

Transportation

Incineration

Wastewater Treatment

Secure Landfills

Biological Treatment

Government Services

To: Gil Dembeck Fax #: 744 6125

Department: FOEP - Haz Waste

From: MARK BEHEL

Page 1 of 4 Time: 9:30 Date: 12/27/96

Comments: As you requested, enclosed are the manifest from Eagle Enterprises (12196) and the transfer log showing it was logged into the LESB Transfer Facility. The note in space 19 that you referenced was only put on the Drivers (Freehold's) copy because the driver requested it to be put there.

If you do not receive the pages as specified, please call 941.533.6111.

FAX REPLY TO: 941.533.5152



Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039. Expires 9-30-96

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. F L C E S Q G		Manifest Document No. 1 2 1 9 6		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.					
3. Generator's Name and Mailing Address ENTERPRISES INTERNATIONAL INC 4790 NE 10 TH AVE, FORT LAUDERDALE, FL 33334-						A. State Manifest Document Number							
4. Generator's Phone: 954 747-8699						B. State Generator's ID							
5. Transporter 1 Company Name FREERHOLD CARTAGE, INC.						C. State Transporter's ID							
6. US EPA ID Number N J D Q 5 4 1 2 6 1 6 4						D. Transporter's Phone (941) 933-6111							
7. Transporter 2 Company Name						E. State Transporter's ID							
8. US EPA ID Number						F. Transporter's Phone							
9. Designated Facility Name and Site Address LAIDLAW ENVIRONMENTAL SERVICES (TS), INC. 5303 126TH AVENUE CLEARWATER, FL 34628						G. State Facility's ID							
10. US EPA ID Number F L D 9 8 1 4 7 4 8 0 2						H. Facility's Phone (813) 573-1405							
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)						12. Containers No. Type		13. Total Quantity		14. Unit Wt/Vol		15. Waste No.	
a. X Waste Flammable liquids, Toxic, N.O.S. 3(61), UN 1993, II methanol, methyl ethyl ketone						001 DM 00 055		G		0001 0002 0003		0001 0002 0003	
b. X HAZARDOUS waste, Solid, N.O.S. 9, NA3077, II toluene, xylene						002 DM 00 011		G		0001 0002 0003		0001 0002 0003	
c. X Waste Corrosive liquids, acid, Inorganic, N.O.S. B.I. UN 3260 Poison Inhalation hazard (Hazard Zone B)						001 DF 00 020		P		0001 0002 0003		0001 0002 0003	
d. X Waste Chlorosulfonic acid B.I. UN 1784 Poison Inhalation hazard (Hazard Zone B)						001 OF 00 020		P		0001 0002 0003		0001 0002 0003	
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above SD1/MI1							
15. Special Handling Instructions and Additional Information Approval Numbers a. C.WEIT-001 b. C.WEIT-002 c. d.						V01: 64888 Emergency Contact: 1-800-535-5053 (594) Infotrac							
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. 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 Denise Szczepanski						Signature Denise Szczepanski						Month Day Year 11/19/96	
17. Transporter 1 Acknowledgement of Receipt of Materials Printed/Typed Name Steve Gray						Signature Steve Gray						Month Day Year 12/19/96	
18. Transporter 2 Acknowledgement of Receipt of Materials Printed/Typed Name						Signature						Month Day Year	
19. Discrepancy Indication Space													
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19 Printed/Typed Name						Signature						Month Day Year	

Please print or type. (Form designed for use on ellipse (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0038. Expires 9-30-98

UNIFORM HAZARDOUS WASTE MANIFEST (Continuation Sheet)		21. Generator's US EPA ID No. F11KES026	Manifest Document No. 12196		22. Page 208	Information in the shaded areas is not required by Federal law.	
23. Generator's Name Eagle Enterprises International Inc 4790 NE 10th Ave, Ft. Lauderdale, FL 33334				L. State Manifest Document Number			
24. Transporter Company Name FRESHOLD CARTAGE INC				M. State Generator's ID			
25. US EPA ID Number W30054129164				N. State Transporter's ID			
26. Transporter Company Name				O. Transporter's Phone			
27. US EPA ID Number				P. State Transporter's ID			
28. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)				29. Containers		30. Total Quantity	31. Unit
				No.	Type		Wt/Vol
a.	X	Waste Flammable Solids, organic, n.o.s. 4.1, UN 1305, II	0611	01F	000120	P	000/000
b.	X	Waste Nitrocellulose with water 4.1, UN 2555, II	0611	01F	001200	P	000/000
c.							
d.							
e.							
f.							
g.							
h.							
i.							
S. Additional Descriptions for Materials Listed Above						T. Handling Codes for Wastes Listed Above	
						301/m14/	
32. Special Handling Instructions and Additional Information							
33. Transporter Acknowledgement of Receipt of Materials						Date	
Printed/Typed Name Steve Gray						Month Day Year 12 19 96	
Signature Steve Gray							
34. Transporter Acknowledgement of Receipt of Materials						Date	
Printed/Typed Name						Month Day Year	
Signature							
35. Discrepancy Indication Space							

10:35 No.002 P.04
DEC 27 1996
9415335152
LAW-LAW-BARTOW

TRANSFER FACILITY LOG

GENERATOR NAME (and address if CESQG)	GENERATOR** EPA I.D. NUMBER	MANIFEST NUMBER	DATE ENTERED TRANSFER FACILITY	DATE EXITED** TRANSFER FACILITY
SKB Pharmaceutical	PRD 090613357	96030	11/27/96	12/6/96
Batz-International Div.	PRD 000003517	11196	11/27/96	12/6/96
Miracles Benz	FLD 168426401	96122	12/4/96	12/6/96
Valpar Medical Center	FL CESQG	12396	12/4/96	12/6/96
M.C. Assembly Sect	FLD 982146433	12096	12/4/96	12/6/96
Quinto Bus Oil	PRD 0900740071	96001	12/4/96	12/6/96
Capt. Guspides Rubio	PRD 987372422	96001	12/4/96	12/6/96
U.S. Naval Station	PR 2170027208	03996	12/4/96	12/6/96
Fort Allen Training	PR 6151590001	96021	12/4/96	12/6/96
Danworth Co.	GAD 095812939	11116	12/12/96	12/16/96
General Mills	GAD 981268170	37496	12/16/96	12/16/96
AKA-M	GAR 000003962	96030	12/16/96	12/16/96
Foamed	GAD 045824976	12596	12/16/96	12/16/96
EVAX	FLD 004121395	96046	12/18/96	12/20/96
High Prop. Disp. Off. DRMP Enterprise Int'l. - 4796 NE 10th Ave Ft. Lauderdale, FL 33334	VR 6170061463	06212	12/19/96	12/26/96
	FLC ESQC	12196	12/23/96	
Sundstrand of P.R.	PRD 997390079	96027	12/23/96	

** If the waste is from a Conditionally Exempt Small Quantity Generator (CESQG) which does not have a EPA ID Number - The generator's name and address must be entered in the first column.

** Not to exceed 10 days from the date the waste entered the Transfer Facility.

LAI DLAW
ENVIRONMENTAL
SERVICES

Please print or type: (Form designed for use on elite (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039. Expires 9-30-96

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. FLCESQ G		Manifest Document No. 112196		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.					
3. Generator's Name and Mailing Address EAGLE ENTERPRISES INTERNATIONAL INC 4790 NE 10 TH AVE, FORT LAUDERDALE, FL 33334-						A. State Manifest Document Number							
						B. State Generator's ID							
4. Generator's Phone (954) 747-0699						C. State Transporter's ID							
5. Transporter 1 Company Name FREEHOLD CARTAGE, INC.						D. Transporter's Phone (941) 533-6111							
6. US EPA ID Number N J D 0 5 4 1 2 6 1 6 4						E. State Transporter's ID							
7. Transporter 2 Company Name						F. Transporter's Phone							
8. US EPA ID Number						G. State Facility's ID							
9. Designated Facility Name and Site Address LAI DLAW ENVIRONMENTAL SERVICES, INC. 5303 126TH AVENUE CLEARWATER, FL 34616						H. Facility's Phone (813) 573-1405							
10. US EPA ID Number FL D 9 S 1 4 7 4 8 0 2													
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)						12. Containers		13. Total Quantity		14. Unit Wt/Vol		1. Waste No.	
						No. Type							
a. <input checked="" type="checkbox"/> Waste Flammable 3161 UN 1992 I						001 DM 00055 G						0001 0002 0003 0005	
b. <input checked="" type="checkbox"/> HAZARDOUS waste 9, NABOFT, III						002 DM 00110 G						0001 0002 0003	
c. <input checked="" type="checkbox"/> Waste Corrosive 8, I UN 3260						001 DF 00028 P						0002 0003	
d. <input checked="" type="checkbox"/> Waste Chlorosulfonic acid 8, I UN 1754 (hazard zone B) (Peroxide, Inhalation hazard)						001 DF 00020 P						0002 0003	
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above							
Additional a. EPA Waste b. Codes c. L d.						SO1/ mltg							
15. Special Handling Instructions and Additional Information						Approval Numbers: CWETJ-001 CWETJ-002 WOF: 64088 Emergency Contact: 1-800-535-5053 (594) Infotrac							
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.													
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 DANIE SZCZEPINSKI						Signature <i>[Signature]</i>						Month Day Year 11/11/96	
17. Transporter 1 Acknowledgement of Receipt of Materials													
Printed/Typed Name Steve Gray						Signature <i>[Signature]</i>						Month Day Year 11/21/96	
18. Transporter 2 Acknowledgement of Receipt of Materials													
Printed/Typed Name						Signature						Month Day Year	
19. Discrepancy Indication Space Received @ LES Barton To hold for LES Clearwater 12/23/96 Martha Hamilton													
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.													
Printed/Typed Name						Signature						Month Day Year	

UNIFORM HAZARDOUS WASTE MANIFEST (Continuation Sheet)

21. Generator's US EPA ID No. FLC1506 Manifest Document No. 112196

22. Page 208 Information in the shaded areas is not required by Federal law.

23. Generator's Name Eagle Enterprises International Inc
4790 NE 10th Ave, Ft. Lauderdale, FL

L. State Manifest Document Number

24. Transporter I Company Name FRECHOLD CARTAGE INC

M. State Generator's ID

25. US EPA ID Number 4794541124164

N. State Transporter's ID

26. Transporter I Company Name

O. Transporter's Phone 754 533 4559

28. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)

29. Containers No. Type 30. Total Quantity 31. Unit Wt/Vol R. Waste No.

a. ☒ Waste Flammable Solids, organic, n.o.s. 4.1, UN 1325, II

101 dr ddddc P 000/0003

b. ☒ Waste Nitrocellulose with water 4.1, UN 2555, II

101 dr ddddc P 000/

c.

d.

e.

f.

g.

h.

i.

S. Additional Descriptions for Materials Listed Above

T. Handling Codes for Wastes Listed Above
Sol/m 14/

32. Special Handling Instructions and Additional Information

33. Transporter I Acknowledgement of Receipt of Materials
 Printed/Typed Name Spencer G. Jones Signature [Signature] Date 12/15/96
 34. Transporter I Acknowledgement of Receipt of Materials
 Printed/Typed Name Wesley A. Jones Signature [Signature] Date 12/15/96

35. Discrepancy Indication Space
Through Carbon

GENERATOR

TRANSPORTER

FACTOR

11/21/96

Time: 9:15
 David Roehm
 Mark Behl

Revised 11-20-96

PERMIT CHECKLIST
LIDLAW ENVIRONMENTAL SERVICES - Bartow
170 Bartow Municipal Airport
Bartow, FL 33830

Permit No. HO53-182726A
Issued: 12/10/91
Expires: 12/10/96

Container Storage Building

Permit-Page 1 Storage capacity is 81,180 gallons or volume equivalent to 1476 -55 gallon drums.

_Y_N

Southern Area consist of 15 rows

_Y_N

Northern " " " 1 row (located next to fuel blending area)

_Y_N

Minimum aisle space maintained between drums or drums and adjacent walls is 3-feet

_Y_N

Are drums are stored under sprinklers

_Y_N

Permit-Page 2 Waste codes accepted for storage are:

D001, D004, D005, D006, D007, D008, D009 D010, D011, D018,
 D019, D021, D022, D023, D024, D025, D026, D027, D028, D029,-
 D030, D032, D033, D034, D035, D036, D038, D039, D040, D041,
 D042, D043

F001, F002, F003, F004, F005, F037, F038, F039

K048, K049, K050, K051, K052, K083, K086

U002, U019, U031, U037, U044, U056, U057, U070, U071, U072,

U077, U080, U112, U117, U121, U140, U154, U159, U161, U171,

U196, U207, U210, U211, U220, U226, U227, U228, U239, U359

_Y_N

SC II.4 Does staging of containers outside of drum storage area exceed 24 hours
 (The exceptions are satellite containers and containers holding a volume
 of 0.5 gallons or less).

_Y_N

SC II.6 Movement and holding times of drums and bulk containers outside of the
 storage area are tracked in a tracking log.

_Y_N

SC II.8 Are containers kept closed except when adding or removing waste

_Y_N

SC II.9 Are inspection checklist completed as required

_Y_N

SC II.14 Are containers placed/stored in aisles between facility storage units

_Y_N

SC II. 16a Are vehicles containing RCRA wastes loaded & unloaded within 5
 working days (Check documents in transport vehicle).

_Y_N

Transfer Station

Is any manifested waste stored over 10 days (Check transporter transfer records).

_Y_N

1 roll off 30 yd ~~with~~ with spent solvent rags

2 empty trailers

2 full trailers

* puddle on floor beside fuel blending wall in container storage

Row 1

miss ✓ 961030- USNSG-001

overpack

waste codes?

10/30/96

~~10/30/96~~

DICHLOROFLUOROETHANE

(foam blowing applications)

Row 4

961029- ACIBA -006

poly drum
55-gal

puerto rico

10/29/96

✓ 961030- USNCI -001

6-gal

US Naval Station
10635

10/30/96

* miss
could not
locate

960329- DUNHA -014

55-gal

Dunham Bush
Dool, F003

3/29/96

Row 5

✓ 960517- JWFR I -011

55gal

JW Ferguson

5/17/96

960909- TAYOC -002

55-gal

Taylor Rental OK
Dool

960827- LESBA -003

55-gal

Laidlaw Bertow

R.

↳ Barcode

9-11-96
↳ Haz waste label

✓ 960415- LAIR2-052

55-gal

Laidlaw -
Redisville, NC

4/15/96

Row 6

✓ 960507- LAIR2-047

55 gal

Laidlaw -

5/7/96

Redisville, NC

Tanks

- SC III.1 Are hazardous waste stored only in tanks T-101 to T-110, R-202 & R-203 Y N
Blending of hazardous waste conducted only in tanks T-111, T112 and T-114 Y N
Is blended fuels stored in tanks above after blending Y N
- SC III.2 Are hazardous waste with heating values less than 5000 BTU/lb. added to fuel blending tanks? Y N
- SC III.5 Was annual wall thickness on tanks completed (Annual Inspection Log)? Y N
Was any wall thickness less than permitted (Page 15 of 18 in permit)? Y N

Contingency Plan

- EC List The following are still the sites Emergency Coordinators:
Jeff Astin Primary
David Roehm 1st Alternate
Mark Behel 2nd Alternate Y N

Has CP been amended since 08/21/96? Y N
- Sect 9.1 Were any amendments submitted to appropriate responding agencies? Y N
- Fig 9.3 Location of fire response equipment are maintained as noted Y N
- Sect 9.5 Emergency phones are located in the Maintenance Bld, Drum Storage Bld, Lab and Main Office Bld. Y N
Is the list of emergency numbers kept close to phones? Y N
- Sect 9.2.7 Emergency response cabinets are maintained at
-Maintenance Bld
-Drum Storage Bld
(First aid kits are located near each cabinet) Y N

Training

- Sect 8.3 Is training documented as follows for each employee:
- Job title
- Description of type and amount of both introductory & continuing training
- Dates of training Y N
- Sect 8.2 Do new employees receive training within 6 months of employment Y N

Misc.

- SC I.11 Does permittee keep written operating records of the following:
- Summary report and details of incidents that require implementation of the contingency plan Y N
- Location of each hazardous waste within the facility and quantity Y N
- Copy of Biennial reports Y N

Fuel Blending Area

961118 - LESCL - 045

XL-70 Bridge Cote (96-264)

961112 - CWRDM - 024

Manifest # 60368 - (Clearwater)

LOOKS fairly clean

TRAINING RECORDS

JEFF AUSTIN SIDNEY WILLIAMS	3/19/96	8-HR HAZWOPPER Refresher / RCRA 10/22
ROGER LEBLANC	"	" / RCRA 10/23/96
JAMES WES McDUFFIE	"	" / RCRA 10/30/96
DAVID DOUBERLY	7/29/96	RCRA
JOHNNIE CALHOUN	3/19/96	8-HR HAZWOPPER / RCRA 10/23
SIMON THOMPSON	3/19/96	"
CHARLES JOHNSTON		RCRA 11/7/96
SCOTT SCOTT RINER		RCRA 10/23/96

PERMIT CHECKLIST
LIDLAW ENVIRONMENTAL SERVICES - Bartow
170 Bartow Municipal Airport
Bartow, FL 33830

Permit No. HO53-182726A
Issued: 12/10/91
Expires: 12/10/96

Container Storage Building

Permit-Page 1 Storage capacity is 81,180 gallons or volume equivalent to 1476 -55 gallon drums. /Y_N

Southern Area consist of 15 rows /Y_N

Northern " " " 1 row (located next to fuel blending area) /Y_N

Minimum aisle space maintained between drums or drums and adjacent walls is 3-feet /Y_N

Are drums are stored under sprinklers /Y_N

Permit-Page 2 Waste codes accepted for storage are:

D001, D004, D005, D006, D007, D008, D009 D010, D011, D018,
D019, D021, D022, D023, D024, D025, D026, D027, D028, D029,-
D030, D032, D033, D034, D035, D036, D038, D039, D040, D041,
D042, D043

F001, F002, F003, F004, F005, F037, F038, F039

K048, K049, K050, K051, K052, K083, K086

U002, U019, U031, U037, U044, U056, U057, U070, U071, U072,
U077, U080, U112, U117, U121, U140, U154, U159, U161, U171,
U196, U207, U210, U211, U220, U226, U227, U228, U239, U359 /Y_N

SC II.4 Does staging of containers outside of drum storage area exceed 24 hours
(The exceptions are satellite containers and containers holding a volume
of 0.5 gallons or less). (Review Supervisors Staging Record) _Y_N

SC II.6 Movement and holding times of drums and bulk containers outside of the
storage area are tracked in a tracking log. _Y_N

SC II.8 Are containers kept closed except when adding or removing waste /Y_N

SC II.9 Are inspection checklist completed as required /Y_N

SC II.14 Are containers placed/stored in aisles between facility storage units _Y_N

SC II. 16a Are vehicles containing RCRA wastes loaded & unloaded within 5
working days (Check documents in transport vehicle). _Y_N

(Shipping and receiving)

Transfer Station

Is any manifested waste stored over 10 days (Check transporter transfer records). _Y_N

Tanks

SC III.1 Are hazardous waste stored only in tanks T-101 to T-110, R-202 & R-203 Y N

Blending of hazardous waste conducted only in tanks T-111, T112 and T-114 Y N

Is blended fuels stored in tanks above after blending Y N

SC III.2 Are hazardous waste with heating values less than 5000 BTU/lb. added to fuel blending tanks? Y N

SC III.5 Was annual wall thickness on tanks completed (Annual Inspection Log)? Y N

Was any wall thickness less than permitted (Page 15 of 18 in permit)? Y N

NOTE - Revise to include maximum permitted capacity of each tank (revise to include last date done)
Contingency Plan

EC List The following are still the sites Emergency Coordinators:

Jeff Astin Primary

David Roehm 1st Alternate

Mark Behel 2nd Alternate X N

Has CP been amended since 08/21/96? Y ~~N~~

Sect 9.1 Were any amendments submitted to appropriate responding agencies? X N 9/5/96

Fig 9.3 Location of fire response equipment are maintained as noted Y N

Sect 9.5 Emergency phones are located in the Maintenance Bld, Drum Storage Bld, Lab and Main Office Bld. Y N

Is the list of emergency numbers kept close to phones? Y N

Sect 9.2.7 Emergency response cabinets are maintained at
-Maintenance Bld
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(First aid kits are located near each cabinet) Y N

Training

Sect 8.3 Is training documented as follows for each employee:
- Job title
- Description of type and amount of both introductory & continuing training
- Dates of training Y N

Sect 8.2 Do new employees receive training within 6 months of employment Y N

Misc.

SC I.11 Does permittee keep written operating records of the following:
- Summary report and details of incidents that require implementation of the contingency plan Y N
- Location of each hazardous waste within the facility and quantity Y N
- Copy of Biennial reports Y N

11/24/96

FHRCHAW LABS. Inc. FLD 980846227

Row 8

Drum # 960329 - FAKGZ - 010

PR 32237

Manifest 00496

12022, U044

Paint can crusher - hydraulic pump - dirty - hydraulic fluid/oil / paint waste(?)

Contingency Biennial Report - submitted 3-14-96

- Tank Registration (20 tanks) T-201 thru T-210 T-201 thru T-310 9/2/95

Financial Assurance - 8/20/96 effective 7/12/96 \$288,995^{1.025} increased from \$281,946

Contingency Plan - E.C. list revised 8/21/96

Transporter Registration - 9/1/96 to 9/1/97

Transfer Facility Registration dated 1/10/96 Return Receipt: 8/8/96

Inspections:

Tanks Daily Inspection - ok

Monthly Safety and Security Inspections - ok

Weekly Container, Can Crusher and Driveway Inspection Checklist - ok

Weekly Pump Inspection Log - ok

Weekly Safety and Emergency Equipment Inspection Checklist - ok

Transfer Facility Inspection Checklist

Daily Inventory - ok

11-22-92

Terra First (1993)	TA11	empty
Terra First	TA23	empty
Terra	T22	full
Terra	TA28	full
Terra	TA26	full

30 yd roll off - solvent rags

30 yd roll off - non-regulated - crushed cans, dirt

Fire Extinguisher inspect date Dec/91

Burdines FLD 984219807 manifest 10347

Row 15

Drum # 961025-13 URM - 064

Down 10035

Garrett Aviation Services GAD 086972718 manifest

96006

Row 12

Drum 961119-GARAU-009

PR 410807

non regulated - Absorbent solids

A large number of containers from LES Laurel Md Manifest # 96174
did not have complete labels (missing manifest # and/or date)
Some containers in this shipment had this information -

Linear Dynamics, GAD 981472673 manifest

PR 40265

WO 63303

961113-LDICA-

02962

No A.S.D. on manifest # ~~961113~~

EMPLOYEE LIST – BARTOW

	NAME	Title	Hire Date	Medical Class
✓	JEFF ASTIN	Operations Manager	10–Aug–89	F
	RICKEY BARNUM	Process Operator	24–Apr–95	F
✓	MARK BEHEL	Compliance Manager	26–Oct–92	F
	LEROY BLAIR JR.	Material Inspector	30–Mar–89	F
	MICHAEL BODIFORD	Maintenace Mechanic	14–Oct–91	F
	JOHNNIE CALHOUN	Process Operator	03–May–89	F
	DEON CARPENTER	Chemical Operator	01–Feb–88	F
	DAVID DOUBERLY	Process Operator	10–Jun–96	F
	ERIC FLETT	Process Operator	16–May–94	F
	MARTHA HAMILTON	Material Router	31–Mar–88	FS
	ANDREA HEDGECOCK	Secretary	21–Dec–94	NF
✓	JOHN HENDRIX	Process Operator	20–Aug–91	F
	HAYES HENSON	Chemical Operator	16–Feb–87	F
	VIRGINIA HOOKS	Lab Technician	14–Oct–91	F
	LARRY HUTCHINSON	Truck Driver	23–Dec–93	F
	CHARLES JOHNSTON	Records Coordinator	16–Jun–89	FS
	OJE JOSEPH	Material Router	07–Aug–95	FS
✓	ROGER LEBLANC	Material Inspector	01–Aug–88	F
	JAMES MCDUFFIE	Operations Supervisor	05–Oct–87	F
	DOUG MCMASTER	Chemical Operator	05–Jul–89	F
	LOUISE MCMASTER	Manifest Clerk	05–Dec–90	NF
	JAMES MELOY	Maintenace Mechanic	19–Dec–90	F
✓	KEITH MOORE	Lab Manager	19–Jan–87	F
	EDDIE PRIM	Lab Technician	08–Feb–93	F
	ROBERT RAMOS	Maintenace Mechanic	08–Mar–93	F
	OTIS REESE	Material Inspector	15–Mar–89	F
	SCOTT RINER	Lab Technician	23–Jan–89	F
	David Roehm	Operations Manager	22–Aug–96	F
	PHILLIP SIMONS	Process Operator	29–Jan–96	F
	WILLIAM SNYDER	Process Operator	16–Jan–95	F
	DEBORAH SUNDEAN	Accounting/Personnel	05–Feb–91	NF
	CHARLES SWEENEY	Process Operator	18–Nov–91	F
	HAROLD TERRY	Lab Technician	08–Jun–93	F
✓	SIMON THOMPSON	Process Operator	26–Feb–96	F
✓	CHARLES WIGGINS	Process Operator	26–Feb–96	F
✓	JOHN WILKERSON	Process Operator	16–Aug–89	F
✓	SIDNEY WILLIAMS	Material Inspector	27–Mar–89	F

@@@@@@@@@@@