



Florida Department of Environmental Protection

Lawton Chiles
Governor

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

Virginia B. Wetherell
Secretary

JAN 3 - 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Dade County
HW-Safety-Kleen Corp., Medley

Mr. William Crawford
Field Environmental/ Tampa Region
Safety-Kleen Corporation
129 South Kentucky Ave., Suite 701
Lakeland, Florida 33801

HAZARDOUS WASTE
OPERATING

Re: Request for Modification of Hazardous Waste Operating Permit
Safety-Kleen/Medley, HO 13-216311 (Submitted on December 21,
1993)

Dear Mr. Crawford:

The Department has reviewed your request for modification, as referenced. The information provided enables the Department to grant the following Class I, minor modifications:

- * Safety-Kleen has furnished a revised table, Table II.A.4(d)-1, which has been updated to reflect the correct number of telephones in the office area.
- * Safety-Kleen may relocate the spent solvent pump below the existing grating to allow for improved pump performance.
- * Safety-Kleen should recognize the following as a specific condition applicable to the "RETURN/FILL AREA:" section of the permit:

Each drum washer is constructed with a drain pan designed to accumulate any inadvertent spillage occurring as containers of spent solvent are being poured into the drum washers. The drain pans, underlying the drum washers, are connected to five (5) gallon safety containers by pipes. The safety containers will be kept closed except when receiving spent solvent or emptying spent solvent back into the drum washers. The safety containers are periodically emptied into the drum washers. The drum washers' five (5) gallon safety containers are considered to be satellite accumulation containers and must be managed in compliance with 40 CFR 262.34(c)(1), (2) and 264.173.

This letter must be attached to the original permit and become part of the Permit.

A person whose substantial interests are affected by this modification may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of receipt of this Modification. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, Florida Statutes.

The Petition shall contain the following information:

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

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this modification. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of 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, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

This modification is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for


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

When the Order (Modification) is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate procedure, with the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of the Department.

Should you have any questions, please contact Denise Holness or Knox McKee of this office, telephone 407/433-2650.

Executed in West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


Mary E.S. Williams
Director of District Management

JKM

Copies furnished to:

~~Satish-Kastury, -DEP/Tallahassee~~
Alan Farmer, EPA/Atlanta
File/Report Coordinator

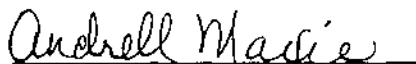
CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT MODIFICATION and all copies were mailed before the close of business on JAN 3 - 1994 to the listed persons.

Clerk Stamp

FILING AND ACKNOWLEDGMENT

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


(Clerk)

JAN 3 - 1994
(Date)