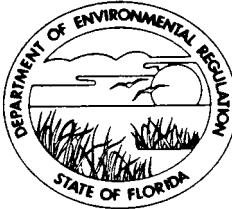


STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

NORTHEAST DISTRICT

3426 BILLS ROAD
JACKSONVILLE, FLORIDA 32207
904/798-4200



BOB MARTINEZ
GOVERNOR
DALE TWACHTMANN
SECRETARY

ERNEST E. FREY
DISTRICT MANAGER
GARY L. SHAFFER
ASSISTANT DISTRICT MANAGER

December 7, 1987

CERTIFIED - RETURN RECEIPT

Mr. Stanley Walczynski
Regional Environmental Engineer
Safety Kleen Corporation - Orange Park Facility
777 Big Timber Road
Elgin, Illinois 60120

Dear Mr. Walczynski:

Safety Kleen Corporation - Orange Park
FLD 980 847 214
Clay County - Hazardous Waste
Construction Permit HCL0-128082

Enclosed is Permit Number HCL0-128082, dated December 7, 1987, to construct the subject hazardous waste storage facility, issued pursuant to Chapter 403, Florida Statutes, and Florida Administrative Code Rule 17-30.260.

Acceptance of the permit constitutes notice and agreement that the Department may periodically review this permit for compliance, including site inspections where applicable, and may initiate enforcement actions for violation of the conditions and requirements thereof.

Any party to the Permit has the right to seek judicial review of the Permit pursuant to Section 120.68, F.S., 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 32201-8241; 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 Permit is filed with the Clerk of the Department.

Mr. Stanley Walczynski
Safety Kleen Corporation
Hazardous Waste Storage Facility
Permit Number HC10-128082

Executed in Jacksonville, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL REGULATION



Ernest E. Frey
District Manager

Northeast District
3426 Bills Road
Jacksonville, Florida 32207


EEF:JF

cc: James Scarbrough
Satish Kastury
Bob McVety
Mayor Thomas Hazouri
Mayor Dennis Frick
Jacksonville City Council Commissioners
Clay County Board of County Commissioners
Don Bayley
Paul Johnson

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT and all copies were mailed before the close of business on December 7, 1987 to the listed persons.

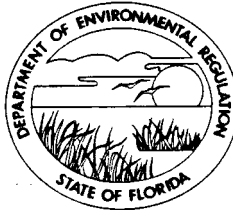
FILING AND ACKNOWLEDGEMENT
FILED, on this date, pursuant to S120.52 Florida
Statutes, with the designated Department Clerk,
receipt of which is hereby acknowledged.

 12/07/87
Clerk Date

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

NORTHEAST DISTRICT

3426 BILLS ROAD
JACKSONVILLE, FLORIDA 32207
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GOVERNOR
DALE TWACHTMANN
SECRETARY

ERNEST E. FREY
DISTRICT MANAGER
GARY L. SHAFFER
ASSISTANT DISTRICT MANAGER

PERMITTEE:

Safety Kleen Corporation
161 Industrial Loop South
Orange Park, Florida 32073

I.D. Number: FLD 980 847 214
Permit/Certification No. HC 10-128082
Date of Issue: December 7, 1987
Expiration Date: December 7, 1988
County: Clay
Latitude/Longitude: 30°10'46"N/81°43'06"W
Section/Township/Range: 9/4S/27E
Project: Construction of a Hazardous Waste
Storage Facility - Metal Shelter

This permit is issued under the provisions of Chapter(s) 403, Florida Statutes, and Florida Administrative Code Rule(s) 17-30 and 17-4. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

To construct a hazardous waste storage facility to be located at Safety Kleen Corporation, 161 Industrial Loop South, Orange Park, Clay County, Florida. The facility is described in revised Drawing No. D11745 (dated June 1, 1987) and No. D12351 (dated January 28, 1987).

The hazardous waste storage unit will be a 20'x15' metal structure on a 22'x17' concrete pad. Hazardous wastes will be stored in up to 52 five-gallon pails and 52 sixteen-gallon drums for a maximum storage volume of 1092 gallons of F003, F005 paint wastes.

Construction of the facility will be in accordance with the application dated November 4, 1986, and additional information submitted on January 28, 1987, March 25, 1987, May 4, 1987, May 8, 1987 and June 1, 1987.

PERMITTEE:

Safety Kleen Corporation

I.D. Number: FLD 980 847 214

Permit/Certification No. HC 10-128082

Date of Issue: December 7, 1987

Expiration Date: December 7, 1988

GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions" and as such are binding upon the permittee and enforceable pursuant to the authority of Sections 403.161, 403.727, or 403.859 through 403.861, Florida Statutes. The permittee is hereby placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of the "Permit Conditions" by the permittee, its agents, employees, servants or representatives.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in Subsections 403.087(6) and 403.722(5), Florida Statutes, the issuance of this permit does not convey any vested rights or any exclusive privileges. Nor does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations. This permit does not constitute a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in the permit.
4. This permit conveys no title to land or water, does not constitute state recognition or acknowledgement of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the state. Only the Trustees of the Internal Improvement Trust Fund may express state opinion as to title.
5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, plant or aquatic life or property and penalties therefore caused by the construction or operation of this permitted source, nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The permittee shall at all times properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed or used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.

PERMITTEE:

Safety Kleen Corporation

I.D. Number: FLD 980 847 214

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7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of:

- a. Having access to and copying any records that must be kept under the conditions of the permit;
- b. Inspecting the facility, equipment, practices, or operations regulated or required under this permit; and
- c. Sampling or monitoring any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.

Reasonable time may depend on the nature of the concern being investigated.

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately notify and provide the Department with the following information:

- a. a description of and cause of noncompliance; and
- b. the period of noncompliance, including exact dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or revocation of this permit.

9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the Department, may be used by the Department as evidence in any enforcement case arising under the Florida Statutes or Department rules, except where such use is proscribed by Sections 403.73 and 403.111, Florida Statutes.
10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance, provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit is transferable only upon Department approval in accordance with Florida Administrative Code Rules 17-4.120 and 17-30.300, as applicable. The permittee shall be liable for any noncompliance of the permitted activity until the transfer is approved by the Department.

PERMITTEE:

Safety Kleen Corporation

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12. This permit is required to be kept at the work site of the permitted activity during the entire period of construction or operation.

13. This permit also constitutes:

- () Determination of Best Available Control Technology (BACT)
- () Determination of Prevention of Significant Deterioration (PSD)
- () Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500)
- () Compliance with New Source Performance Standards

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

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

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

PERMITTEE:

Safety Kleen Corporation

I.D. Number: FLD 980 847 214

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Expiration Date: December 7, 1988

16. In the case of a hazardous waste facility permit, the following permit conditions shall also apply.

a. The permittee will submit the following reports to the Department:

- (1) Manifest discrepancy report: If a significant discrepancy in a manifest is discovered, the permittee must attempt to reconcile the discrepancy. If not resolved within 15 days after receiving the waste, the permittee shall immediately submit a letter report including a copy of the manifest to the Department.
- (2) Unmanifested waste report: Permittee shall submit an unmanifested waste report to the Department within 15 days of receipt of unmanifested waste.
- (3) All the manifest requirements in accordance with 40 CFR 264.71.
- (4) Annual report: An annual report covering facility activities during the previous calendar year must be submitted in accordance with Florida Administrative Code Rule 17-30.160(2).

b. Notification of any noncompliance which may endanger health or the environment, including the release of any hazardous waste that may endanger public drinking water supplies, or the occurrence of a fire or explosion from the facility which could threaten the environment or human health outside the facility, shall be verbally submitted to the Department within 24 hours and a written submission provided within 5 days. The verbal submission within 24 hours shall contain the name, address, I.D. number and telephone number of the facility and owner or operator, the name and quantity of materials involved, the extent of injuries (if any), an assessment of actual or potential hazards, and the estimated quantity and disposition of recovered material. The written submission shall contain the following:

- (1) a description of and cause of noncompliance; and
- (2) If not corrected, the anticipated time the noncompliance is expected to continue and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

c. Reports of compliance or noncompliance with, or any progress reports on, requirements contained in any compliance schedule of this permit shall be submitted no later than 14 days following each schedule date.

d. All reports or information required to be submitted to the Department by a hazardous waste permittee shall be signed by a person authorized to sign a permit application.

SPECIFIC CONDITIONS:

17. The permittee shall construct, maintain and operate the facility to minimize the possibility of fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or constituents to air, soil, or surface water which could threaten human health or the environment, in accordance with 40 CFR 264.31.

PERMITTEE:

Safety Kleen Corporation

I.D. Number: FLD 980 847 214

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Expiration Date: December 7, 1988

18. The permittee shall comply with the following conditions concerning required notices:
 - a. The permittee shall notify the Department in writing at least four weeks in advance of the date the permittee expects to receive hazardous waste from a foreign source, in accordance with 40 CFR 264.12. Notice of subsequent shipments of the same waste from the same foreign source in the same calendar year is not required.
 - b. When the permittee is to receive hazardous waste from an off-site source (except where the permittee is also the generator), he must inform the generator in writing that he has the appropriate permits for, and will accept, the waste the generator is shipping. The permittee must keep a copy of this written notice as part of the operating record. (See Condition 28).
19. This permit allows the permittee to store only those wastes specified in the waste analysis plan of this application at the facility. Prior to acceptance of new hazardous wastes, the permittee shall submit to the Department, for approval, a waste analysis of the proposed new waste stream. This analysis must be incorporated in the general waste analysis plan and must be retained on site. (40 CFR 264.13)
20. The permittee shall follow the procedures described in the waste analysis plan, Section I.D.4 of the permit application. [40 CFR 264.13(b)]
21. The permittee shall construct the facility to comply with the security provisions of 40 CFR 264.14(b)(2) and (c).
22. The permittee shall provide operating, emergency and safety equipment in accordance with the schedule approved in Sections I.E.1, II.B.5 and III.B.2 of the application, as part of the construction. During the compliance period as required in Specific Condition #39, the permittee shall remedy any deterioration or malfunction discovered by an inspection in accordance with the requirements of 40 CFR 264.15(c). Changes, additions, or deletions to the schedule must be approved in writing by the Department. The schedule must be maintained as part of the operating record of the facility. (40 CFR 264.15)
23. Facility personnel must successfully complete the approved training program indicated in Section I.E.5 of the application within 6 months of employment or assignment to a facility or to a new position at the facility. Verification of this training must be kept with the personnel training records and maintained on-site. Personnel shall not work unsupervised until training has been completed. The training must be reviewed by facility personnel at least annually. (40 CFR 264.16)
24. The permittee shall comply with the general requirements of 40 CFR 264.17(a) and (b), and the location requirements of 40 CFR 264.176.
25. The permittee shall comply with the following conditions concerning preparedness and prevention:
 - a. At a minimum, the permittee shall equip the facility with the equipment described in the contingency plan, Section I.E.2.k of the permit application, as required by 40 CFR 264.32.
 - b. The permittee shall test and maintain the equipment specified in Condition 25(a) as necessary to assure its proper operation in time of emergency, as required by 40 CFR 264.33.
 - c. The permittee shall maintain access to the communications or alarm system, as required by 40 CFR 264.34.

PERMITTEE:

Safety Kleen Corporation

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- d. At a minimum, the permittee shall maintain aisle space as indicated in Exhibit I.D.5-2 of the permit application, as required by 40 CFR 264.35.
 - e. The permittee shall maintain arrangements with state and local authorities as required by 40 CFR 264.37. If state or local officials refuse to enter into preparedness and prevention arrangements with the permittee, the permittee must document this refusal in the operating record.
26. The permittee shall comply with the following conditions concerning the contingency plan:
- a. The permittee shall immediately carry out the provisions of the contingency plan, Section I.E.2 of the permit application, and follow the emergency procedures described by 40 CFR 264.56, whenever there is a fire, explosion, or release of hazardous waste or hazardous waste constituents which threatens or could threaten human health or the environment. The permittee shall give proper notification if an emergency situation arises and within 15 days must submit to the Department a written report which includes all information required in 40 CFR 264.56(j).
 - b. The permittee shall comply with the requirements of 40 CFR 264.53.
 - c. The permittee shall immediately amend the contingency plan and distribute the amended plan to the appropriate agencies if any criteria in 40 CFR 264.54 are met. Amendments to the plan must be approved in writing by the Department.
 - d. The permittee shall comply with the requirements of 40 CFR 264.55, concerning the emergency coordinator.
27. The permittee shall comply with the manifest requirements of 40 CFR 264.71, 264.72, and 264.76.
28. The permittee shall maintain a written operating record at the facility which includes:
- the description and quantity of each hazardous waste received
 - the location of each hazardous waste within the facility, and the quantity at each location
 - the results of the waste analyses
 - a summary report and details of incidents that require implementation of the contingency plan
 - manifest numbers
 - notices to generators as specified in 40 CFR 264.12
 - the results of inspections (for 3 years)
 - annual certification of waste minimization
 - the closure plan and cost estimates

These records must be maintained at the facility until completion and certification of closure. [40 CFR 264.73]

PERMITTEE:

Safety Kleen Corporation

I.D. Number: FLD 980 847 214
Permit/Certification No. HC 10-128082
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29. The permittee shall certify no less than annually that the permittee has a program in place to reduce the volume and toxicity of hazardous waste that he generates to the degree determined by the permittee to be economically practicable; and that the proposed method of treatment, storage, or disposal is that practicable method currently available to the permittee which minimizes the present and future threat to human health and the environment. [40 CFR 264.73(b)(9)]
30. The permittee shall comply with the following conditions concerning closure:
- a. The permittee shall close the facility as required by 40 CFR 264.111, and in accordance with the closure plan, Section I.F.1 of the permit application.
 - b. The permittee shall amend the closure plan in accordance with 40 CFR 264.112(b) whenever necessary.
 - c. Per 17-30.260, FAC, the permittee shall notify the Department at least 180 days prior to the date he expects to begin closure and submit a complete closure permit application.
 - d. Within 90 days after receiving the final volume of hazardous waste, the permittee shall treat or remove from the site all hazardous waste in accordance with the schedule specified in the closure plan, Section I.F.1.c of the permit application, and in accordance with 40 CFR 264.113(a).
 - e. The permittee shall decontaminate and/or dispose of all facility equipment as required by 40 CFR 264.114, 264.178, and the closure plan, Section I.F.1.c of the permit application.
 - f. The permittee shall certify that the facility has been closed in accordance with the specifications in the closure plan, as required by 40 CFR 264.115.
31. The permittee shall comply with the following conditions concerning closure cost estimates:
- a. Adjust the closure cost estimate for inflation within 60 days prior to the anniversary date of the establishment of the financial instrument(s) used to comply with 40 CFR 264.143. If the financial test or corporate guarantee is used, then the closure cost estimate must be updated for inflation within 30 days after the close of the firm's fiscal year and before submission of updated information to the Department, as specified in 40 CFR 264.143(f)(3). [40 CFR 264.142(b)]
 - b. Revise the closure cost estimate no later than 30 days after the Department approves the request to modify the closure plan, if the change in the closure plan increases the cost of closure. [40 CFR 264.142(c)]
 - c. Keep the latest closure cost estimate at the facility, as required by 40 CFR 264.142(d).
32. The permittee shall maintain compliance with 40 CFR Part 264, Subpart H - Financial Requirements.

PERMITTEE:

Safety Kleen Corporation

I.D. Number: FLD 980 847 214
Permit/Certification No. HC 10-128082
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33. The permittee is allowed to store the hazardous waste(s) approved in Section I.D.2.b-1 of the application in the approved storage area only. Containers must conform to DOT specification and be managed in accordance with the approved operation plan. Containers shall be kept closed except when adding or removing waste and be handled in a manner that will not allow the containers to rupture or leak, per 40 CFR 264.173. If a container holding hazardous waste is not in good condition, or begins to leak, the waste shall be transferred to another container in good condition, per 40 CFR 264.171.
34. The permittee shall comply with the compatibility requirements of 40 CFR 264.172, as indicated in Section II.B.2 of the permit application.
35. The permittee shall conduct daily visual inspections, in accordance with Section I.E.4 of the permit application (the inspection schedule), to detect leakage in the hazardous waste areas or their associated loading/unloading zones, per 40 CFR 264.174. If, in spite of the daily inspections, a significant deterioration of the floor, the bottom of secondary containment or joint sealant material (due to occasional spills) is noted, the need for a protective coating/more resistant seal material must be reevaluated.
36. In accordance with Section I.E.2. of the permit application and 40 CFR 264.175(b)(5), the permittee shall remove spilled or leaked waste and accumulated precipitation from the collection area within 24 hours during weekdays and by the following Monday if it occurs on a weekend. Recovered waste must be drummed up and managed as a hazardous waste.
37. The permittee shall comply with the following conditions concerning operation:
 - a. The permittee shall maintain and operate the facility as required by 40 CFR 264.175 and in accordance with Section I.D.2 of the permit application (including the drawing No. D11745 dated June 1, 1987).
 - b. The permittee shall store a maximum of 52 sixteen-gallon drums and 52 five-gallon pails in the waste paint storage area as shown in Drawing II.B-1 dated January 28, 1987. The total volume of waste stored at any one time, regardless of the container size, shall not exceed 1092 gallons.
 - c. The permittee shall notify the Department when the volume of waste stored reaches ninety percent of the facility design capacity, i.e., 982 gallons.
 - d. The permittee shall place the containers on pallets at all times. Broken or damaged pallets must be removed from service as soon as possible.
38. The secondary containment for this unit must be inspected and certified by a professional engineer registered in the State of Florida. Such certification stating that the secondary containment system is free of cracks and gaps must be submitted to the Department with the operation permit application. [40 CFR 264.175]
39. Pursuant to 17-30.250(3), FAC, prior to being issued an operation permit, the permittee must operate the facility satisfactorily for a period of three months in order to establish the ability to maintain compliance with hazardous waste regulations.
40. Within 30 days of completion of construction, the permittee shall submit to the Department a written request for modification of the facility's existing Operation Permit to include the newly constructed container storage facility, unless the facility is to be closed prior to the expiration date of this permit per the requirements of 17-30.300(1), FAC.

PERMITTEE:

Safety Kleen Corporation

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41. Pursuant to 17-30.220(5) and 17-4.220(1)(a), FAC, within 30 days of completion of construction, the permittee shall submit to the Department a certification that construction has been completed in accordance with the design parameters specified in the permit application (as-builts). This certification shall include the seal and signature of a professional engineer registered in the State of Florida.
42. The Department may modify, revoke and reissue, or terminate for cause, this permit in accordance with the provisions of 17-30.290, FAC. The filing of a request for a permit modification, revocation and reissuance, or termination, or the notification of planned changes or anticipated noncompliance on the part of the permittee does not stay the applicability or enforceability of any permit condition. The permittee may submit any subsequent revisions to the Department for departmental approval. Should these revisions constitute a major modification to the permit, the permittee shall meet the requirements of 17-30.290, FAC.

Executed in Jacksonville, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL REGULATION


Ernest E. Frey
District Manager

Northeast District
3426 Bills Road
Jacksonville, Florida 32207