

Florida Department of Environmental Regulation

Southeast District • 1900 S. Congress Ave., Suite A • West Palm Beach, Florida 33406

Lawton Chiles, Governor

Carol M. Browner, Secretary

RECEIVED

MAR 6 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
MAR 01 1991

Mr. Scott E. Fore
Safety-Kleen Corporation
777 Big Timber Road
Elgin, IL 60123

Dade County
HW - Safety-Kleen/Medley

HAZARDOUS WASTE
PERMITTING

Dear Mr. Fore:

Enclosed is Permit Number HC 13-175466, for the Construction of a Hazardous Waste Storage Facility, issued pursuant to Section 403.722, Florida Statutes.

Any party to this permit has the right to seek judicial review of the permit pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 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 this Notice is filed with the Clerk of the Department.

Acceptance of the permit constitutes notice and agreement that the Department will periodically review this permit for compliance, including site inspections where applicable.

Executed in West Palm Beach, Florida.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

J. Scott Benyon
J. Scott Benyon
Deputy Assistant Secretary
1900 South Congress Avenue, Suite A
West Palm Beach, FL 33406
407/433-2650

FILING AND ACKNOWLEDGEMENT

FILED, on this date, pursuant to S120.52
Florida Statutes, with the designated Depart-
ment Clerk, receipt of which is hereby acknow-
ledged.

R. Heilman

Clerk

3-1-91

Date

JSB:jl:rh/23

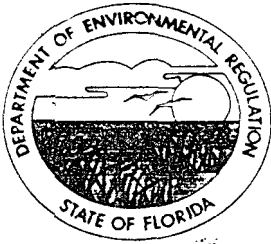
Copies furnished to:

cc: Satish Kastury, DER/Tallahassee
DERM
Mayor Stephen P. Clark, Dade County
Rep. Ronald A. Silver
Rep. Elaine Gordon
Rep. Elaine Bloom
Rep. Jefferson Reaves, Sr.
Rep. Willie Logan, Jr.
Rep. Mario Diaz-Balart
Rep. Luis Morse
Rep. Ron Saunders
Rep. Susan Guber
Rep. Miguel DeGrandy
Rep. Daryl Jones
Sen. Lincoln Diaz-Balart
Sen. Carrie P. Meek
Sen. Larry H. Plummer

James Scarbrough/EPA Region IV, Atlanta
Tobie Wilson, Mayor, Town of Medley
Alexander Penelas
Rep. Michael I. Abrams
Rep. Michael Friedman
Rep. Alberto Gutman
Rep. James C. Burke
Rep. Luis E. Rojas
Rep. Carlos L. Valdes
Rep. Bruce Hoffman
Rep. Art Simon
Rep. John Cosgrove
Rep. Rodolfo Garcia, Jr.
Sen. Roberto Casas
Sen. Jack D. Gordon
Sen. Gwen Margolis
Sen. Javier Souto

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT and all copies were mailed before the close of business on MAR 01 1991 to the listed persons.



Florida Department of Environmental Regulation

Southeast District • 1900 S. Congress Ave., Suite A • West Palm Beach, Florida 33406

Lawton Chiles, Governor

Carol M. Browner, Secretary

PERMITTEE: I.D. NUMBER:
Safety-Kleen Corporation
777 Big Timber Road
Elgin, IL 60120
Attn: Scott E. Fore,
Vice President

PERMIT/CERTIFICATION NUMBER: HC 13-175466
DATE OF ISSUE: MAR 01 1991
EXPIRATION DATE: MAR 01 1992
COUNTY: Dade County
LATITUDE/LONGITUDE: N25°51'90"/W80°20'23"
SECTION/TOWNSHIP/RANGE:
PROJECT: Hazardous Waste Storage Facility

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rules 17-4, 17-730 and in conformance with all existing regulations of the Florida Department of Environmental Regulation. 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 consisting of a container storage area and an above-ground storage tank.

The container storage area will be equipped with the following features: impervious floors with slopes toward spill containment areas, fire suppression system and controlled access (inside fenced area with locked gate). The capacity of the container storage area will be 6912 gallons (432 16-gallon containers, or the equivalent). The hazardous waste to be stored in the containers is as follows:

Dumpster Sediment	D001, D006, D007, D008
Spent Immersion Cleaner	F002, F004
Dry Cleaning Wastes	F002 or D001
Paint Wastes	F003, F005, D001, D006, D007, D008

The capacity of the above-ground storage tank is 20,000 gallons and the waste to be stored in the tank is waste mineral spirits (D001, D006, D008). The tank will be constructed with secondary containment/leak detection system.

IN ACCORDANCE WITH: Application DER Form 17-730.900(2) dated January 26, 1990 and with additional information submitted May 1, 1990, November 12, 1990, and Public Notice dated January 11, 1991.

LOCATED AT: Safety-Kleen Corporation, N.W. 96 St. and N.W. 89th Avenue, Medley, Florida.

SUBJECT TO: General Conditions 1-16 and Specific Conditions 1-10.

PERMITTEE:
Safety-Kleen Corporation
777 Big Timber Road
Elgin, IL 60120

I.D. NUMBER:
PERMIT/CERTIFICATION NUMBER: HC 13-175466
DATE OF ISSUE: MAR 01 1991
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GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "permit conditions" and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, F.S. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.

2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.

3. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither 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 is not 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 this 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, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; 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 properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, are 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.

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 and at reasonable times, access to the premises where the permitted activity is located or conducted to:

- (a) Have access to and copy any records that must be kept under conditions of the permit;
- (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
- (c) Sample or monitor 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 provide the Department with the following information:

- (a) A description of and cause of noncompliance; and
- (b) The period of noncompliance, including 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 for 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 involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Section 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

PERMITTEE:
Safety-Kleen Corporation
777 Big Timber Road
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MAR 01 1992

GENERAL CONDITIONS Cont'd:

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 Rule 17-4.120 and 17-30.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.
12. This permit or a copy thereof shall be kept at the work site of the permitted activity.
13. This permit also constitutes:
 - (a) Determination of Best Available Control Technology (BACT)
 - (b) Determination of Prevention of Significant Deterioration (PSD)
 - (c) Certification of compliance with state Water Quality Standards (Section 401, PL 92-500)
 - (d) Compliance with New Source Performance Standards
14. The permittee shall comply with the following:
 - (a) Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
 - (b) The permittee shall hold 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) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained 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:
 1. the date, exact place, and time of sampling or measurements;
 2. the person responsible for performing the sampling or measurements;
 3. the dates analyses were performed;
 4. the person responsible for performing the analyses;
 5. the analytical techniques or methods used;
 6. the results of such analyses.
15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the 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 corrected promptly.
16. In the case of an underground injection control permit, the following permit conditions also shall apply:
 - (a) All reports or information required by the Department shall be certified as being true, accurate and complete.
 - (b) 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.
 - (c) Notification of any noncompliance which may endanger health or the environment shall be reported verbally to the Department within 24 hours and again within 72 hours, and a final written report provided within two weeks.
 1. The verbal reports shall contain any monitoring or other information which indicate that any contaminant may endanger an underground source of drinking water and any noncompliance with a permit condition or malfunction of the injection system which may cause fluid migration into or between underground sources of drinking water.

PERMITTEE:
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GENERAL CONDITIONS Cont'd:

16. The following conditions also shall apply to a hazardous waste facility permit.

(a) The following reports shall be submitted to the Department:

1. Manifest discrepancy report. If a significant discrepancy in a manifest is discovered, the permittee shall attempt to rectify the discrepancy. If not resolved within 15 days after the waste is received, the permittee shall immediately submit a letter report, including a copy of the manifest, to the Department.
2. Unmanifested waste report. The permittee shall submit an unmanifested waste report to the Department within 15 days of receipt of unmanifested waste.
3. Annual report. An annual report covering facility activities during the previous calendar year shall be submitted pursuant to Chapter 17-30, F.A.C.

(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 reported verbally to the Department within 24 hours, and a written report shall be provided within 5 days. The verbal report shall include the name, address, I.D. number, and telephone number of the facility, its owner or operator, the name and quantity of materials involved, the extent of any injuries, an assessment of actual or potential hazards, and the estimated quantity and disposition of recovered material. The written submission shall contain:

1. A description and cause of the noncompliance.
 2. If not corrected, the expected time of correction, and the 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 in any compliance schedule shall be submitted no later than 14 days after each schedule date.
- (d) All reports or information required by the Department by a hazardous waste permittee shall be signed by a person authorized to sign a permit application.

PERMITTEE:
Safety-Kleen Corporation
777 Big Timber Road
Elgin, IL 60120

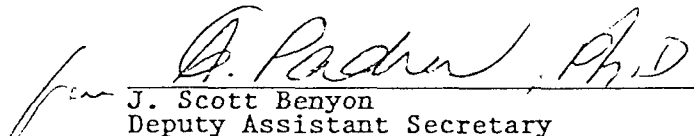
I.D. NUMBER:
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SPECIFIC CONDITIONS:

1. This permit authorizes construction only of the facility described in the application. The Department shall be notified and prior approval shall be obtained of any changes or revisions made during construction.
 2. The permittee shall retain the engineer of record for the inspection of the construction of the project. Upon completion, the engineer shall inspect for conformity to the permit application and additional information submitted and shall so certify to the Department. Such certification is to be submitted within 30 days after completion.
 3. The permittee, in accordance with 40 CFR 264.192(b), shall provide a professional engineer registered in the State of Florida to monitor and/or visually inspect the tank installation in order to identify the presence of any of the following items:
 - (a) weld breaks
 - (b) punctures
 - (c) scrapes in the protective coatings
 - (d) cracks
 - (e) corrosion
 - (f) other structural damage or inadequate construction/installation
- All discrepancies must be remedied before the tank system is placed in use.
4. Upon completion of construction of the tank, the permittee shall perform a tightness test using hydrostatic pressure by preloading the tank with water before hazardous waste storage.
 5. At a minimum, the permittee shall equip the facility with the equipment specified in the application, as required by 40 CFR 264.32.
 6. The completed construction of the container storage shall be in compliance with 40 CFR 264.175 and 40 CFR 264.176.
 7. The completed construction of the above-ground tank system shall be in compliance with 40 CFR 264.193 and 40 CFR 264.198.
 8. The permittee may not commence storage of hazardous waste at the facility until:
 - (a) The permittee has submitted the engineering certification of construction in compliance with the permit application;
 - (b) The Department has inspected the newly constructed facility and finds it in compliance with the conditions of the permit, and other applicable state regulations;
 - (c) The Department has issued an Operation Permit to the facility;
 - (d) Personnel training has been completed.
 9. The permittee shall submit an application for an Operation Permit at least 90 days prior to expiration of this permit.
 10. The Department may modify the conditions in this permit upon written request of the permittee in accordance with FAC Rule 17-730.290(3).

Issued this 1st day of March 1991

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION


J. Scott Benyon
Deputy Assistant Secretary