

Florida Department of Environmental Regulation

Southeast District

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Dade County

HW-Safety-Kleen Corp., Medley

MAY 3 1993

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Mr. Victor L. San Agustin, P.E.
Regional Environmental Engineer
Safety-Kleen Corporation
129 South Kentucky Ave., Suite 701

RECEIVED

MAY 10 1993

**HAZARDOUS WASTE
PERMITTING**

Re: Request for Modification of Hazardous Waste Operating Permit
Safety-Kleen/Medley, HO 13-216311 (Submitted on March 15, 1993).

Dear Mr. San Agustin:


The Department has reviewed your request for modification, as referenced. The information which you have provided enables the following Class I, minor modification :

- Safety-Kleen may accept waste "Premium Solvent" at the Medley service center. The waste "Premium Solvent" will be mixed in the wet dumpster (solvent return receptacle), located in the return / fill area, when it arrives at the service center. The Department has not yet determined the regulatory status of the waste "Premium Solvent". Until the Department makes such a determination Safety-Kleen is to transport and handle the waste "Premium Solvent" in the same manner as other hazardous wastes.

This letter must be attached to the original permit and becomes part of that permit. This letter constitutes final agency action unless a person substantially affected by this action requests an administrative hearing pursuant to Section 120.57, Florida Statutes. The petition must be filed within fourteen (14) days from receipt of this letter. The petition must comply with the requirements of Florida Administrative Code, Rule 28-5.201 and be filed pursuant to Rule 17-103.155(1) in the Office of General Counsel of the Department of Environmental Regulation at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions which are not filed in accordance with the above provisions will not be accepted by the Department. If a formal proceeding pursuant to Section 120.57(1) is requested, at such formal hearing all parties shall have an opportunity to respond, to present evidence and argument on all issues involved, to conduct cross-examination of witnesses and submit rebuttal evidence, to submit proposed findings of facts and orders, to file exceptions to any order or hearing officer's recommended order, and to be represented by counsel. If an informal proceeding is requested, the agency will, in accordance with its rules of procedure, give affected persons of parties or their counsel an opportunity, at a convenient time and place, to present to the agency or hearing officer written or oral evidence in opposition to the agency's action or refusal to act, or a written

statement challenging the grounds upon which the agency has chosen to justify its action or inaction, pursuant to Section 120.57(2), Florida Statutes. The hearing process is designed to formulate agency action. Accordingly, the Department's final action as a result of a hearing may be different from the position taken by it in this stage. Therefore, any person who may wish to contest the Department's ultimate permitting decision must petition for hearing within the fourteen day period described above. Failure to file a request for hearing within this time period shall constitute a waiver of any right such person may have to request a hearing under Section 120.57, Florida Statutes.

Sincerely,


Mary E. S. Williams
Director of District Management

JKM : jkm

cc: Satish Kastury, DER/Tallahassee
Alan Farmer, EPA/Atlanta
File/Report Coordinator
Tim Grey, DER/WPB