

Department of Environmental Protection

Lawton Chiles
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Virginia B. Wetherell
Secretary

May 14, 1996

CERTIFIED MAIL
P 234 894 446

OCD-HW/E-96-0222

OHM Remediation Services Corp.
5335 Triangle Parkway, Suite 450
Norcross, Georgia 30092

Attention: Mr. William P. Millisor

Re: Proposed Settlement by Short Form Consent Order in Case of OHM
Remediation Services Corp. (OHM)- Clermont, Florida, OGC File No.: 96-
1178.

Dear Mr. Millisor:

The purpose of this letter is to complete the settlement of the violations previously identified by the Department of Environmental Protection ("DEP") in Warning Letter OWL-HW/E/C-95-0020 dated February 28, 1996, which is attached. The corrective actions required to bring your facility into compliance have been performed. However, you must pay to the Department the amount of one thousand four hundred and ninety nine dollars (\$1,499.00) in civil penalties to complete settlement of the violations described in the attached Inspection Report, along with \$100.00 to reimburse the DEP's costs, for a total of one thousand five hundred and ninety nine dollars (\$1,599.00). This payment must be made to "The Department of Environmental Protection" by certified check or money order and shall include thereon the OGC number assigned above and the notation "Pollution Recovery Fund". The payment shall be sent to the Central District Office, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767, within 15 days of your signing this letter.

Your signing of this letter where indicated at the end of page two of this letter constitutes your acceptance of DEP's offer to settle this case on these terms. However, the signing of this letter shall not be construed as an admission of fault by OHM, as OHM denies any wrong doing in this matter. If you sign this letter, please return it to DEP at the address above. DEP will then countersign the letter and file it with the Clerk of the DEP. When the signed letter is filed with the Clerk, the letter shall constitute a Consent Order, which is final agency action of the DEP, the terms and conditions of which may be enforced in a court of competent jurisdiction pursuant to Sections 120.69 and 403.121, Florida Statutes. Failure to comply shall constitute a violation of Section 403.161(1)(b), Florida Statutes.

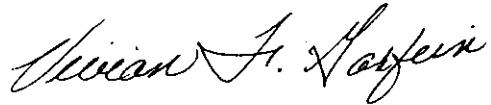
By countersigning this settlement offer, the DEP waives its right to seek judicial imposition of damages, costs and expenses, or civil penalties for the violations described above. By accepting this offer of settlement,

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

OHM
May 14, 1996
Page 2

you waive your rights as described in the Notice Of Rights attached to this document. If you do not sign and return this letter to the Department at the Central District address given above within 20 days of receipt of this letter, it will be referred to the DEP's Office of General Counsel with a recommendation that formal enforcement action be taken against you. None of your rights or substantial interests are determined by this letter unless you sign it and it is filed with the DEP Clerk.

Sincerely,



Vivian F. Garfein
Director of District Management

I ACCEPT THE TERMS OF THIS SETTLEMENT OFFER.

For: OHM Remediation Services Corporation

By:

Title:

Date:

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Vivian F. Garfein
Director of District Management

ENTERED this _____ day of _____, 1995 in Orlando, Florida.

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

CLERK

Date

VFG/jh

Attachments

cc: EPA Region IV
FDEP, Tallahassee

EXHIBIT I

FLORIDA DEP HAZARDOUS WASTE COMPLIANCE & ENFORCEMENT

PENALTY REVIEW

FACILITY: OHM Remediation Services Corporation

LOCATION: 405 Mohawk Road, Clermont, Florida 34711

EPA ID: FLD980799381

INSPECTION DATE: March 17, 1995

DISTRICT: Central

PENALTIES: The following penalties were calculated using the Department's April 18, 1995, "Guidelines for Characterizing RCRA Violations" and the USEPA October 1990 "RCRA Civil Penalty Policy" and are in accordance with Department policy.

Assessments for each violation are determined on separate work sheets and summarized below.

SUMMARY OF PROPOSED SETTLEMENT OF LIABILITIES:

<u>REGULATION VIOLATED</u>	<u>AMOUNT</u>	<u>E/B</u>	<u>MULTI-DAY</u>	<u>MATRIX CATEGORY</u>
40 CFR 263.20 Subpart B	\$ 1,499			MINOR/MODERATE
TOTAL GRAVITY-BASED PENALTIES:	\$ 1,499			
TOTAL ECONOMIC BENEFIT:				
TOTAL MULTI-DAY PENALTY:				
TOTAL PENALTY:	\$ 1,499			

Jennifer H. Hobbs
Prepared By
Jennifer H. Hobbs
Environmental Specialist
5-13-96
Date

Vivian F. Garfein
Vivian F. Garfein
Director of District Management
May 13, 1996
Date

EXHIBIT II

PENALTY COMPUTATION WORKSHEET

Company Name: OHM Remediation Services Corporation

Regulation Violated: 40 CFR 263.20

VIOLATION: A transporter may not accept hazardous waste from a generator unless it accompanied by a manifest signed in accordance with the provisions of 40 CFR 262.20. Specifically, OHM Corporation transported 2 55-gallon drums of hazardous waste from Orlando Executive Airport to the Orange County Arthropod Control, which is not an approved storage facility, on February 4, 1995 and an additional two 55-gallons drums of hazardous waste on February 9th, without use of a uniform hazardous waste manifest.

PENALTY JUSTIFICATION

Potential for Harm and Extent of Deviation were determined using the Department's "Guidelines for Characterizing RCRA Violations", dated April 18, 1995, and are in accordance with Department policy.

1. Potential for Harm:

Nature of the waste: Category 1 hazardous waste, therefore, a score of 8 is warranted. The waste includes an acutely toxic pesticide.

Volume of waste: The volume of waste is less than 6 55-gallon drums, therefore, a score of 2 is warranted. Four 55-gallon drums were involved in this violation.

Location of receptors: There was not a discharge, therefore, a score of 1 is warranted.

The number of people potentially affected by a release is less than 10 people, therefore, a score of 1 is warranted. This is a very conservative assumption by the Department.

Total rank for potential for harm is 12. The range for a minor score is 8-12.

Based on the Department's Guidelines, a Minor potential for harm is warranted.

2. Extent of Deviation:

Failure to use manifest by a LQG, TSD, or transporter, if shipping papers are available.

Based on the Department's Guidelines, the extent of deviation is Moderate.

VIOLATION
40 CFR 263.20

Seriousness of Violation Penalty

- | | | |
|----|------------------------|---------------------------|
| 1. | Potential for Harm: | <u>Minor</u> |
| 2. | Extent of Deviation: | <u>Moderate</u> |
| 3. | Matrix Cell Range: | <u>\$ 500 - \$ 1,499</u> |
| | Penalty Amount Chosen: | <u>\$ 1,499</u> |
| | | <u>High Range of Cell</u> |
| 4. | Assessment: | <u>\$ 1,499</u> |

Penalty Adjustments

	<u>Percentage Change*</u>	<u>Dollar Amount</u>
a. Good faith efforts to comply/lack of good faith:	<u> </u>	<u>N/A</u>
b. Degree of willfulness and/ or negligence:	<u> </u>	<u>N/A</u>
c. History of Noncompliance:	<u> </u>	<u>N/A</u>
d. Other unique factors:	<u> </u>	<u>N/A</u>
e. Justification for adjustments:	<u> </u>	<u>N/A</u>

* Percentage adjustments are applied to the dollar amount assessed (Line 4).

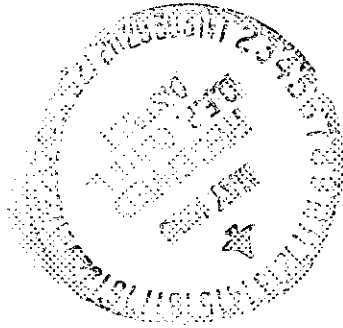
- | | | |
|-----|--|-----------------|
| 5. | Adjusted Per-day Penalty (Line 4,
± Adjustments (Lines a-e): | <u>\$ 1,499</u> |
| 6. | Multi-day Penalty Amount Chosen
From Multi-day Matrix Cell: | <u>N/A</u> |
| 7. | Number of Days of Violation Minus One: | <u>N/A</u> |
| 8. | Multi-day Penalty (Line 6 x
Line 7, Part II): | <u>N/A</u> |
| 9. | Economic Benefit of Noncompliance: | <u>N/A</u> |
| 10. | Total Penalty (Lines 5 + 8 + 9): | <u>\$ 1,499</u> |
| 11. | Ability to Pay Adjustment:
Justification for Adjustment: | <u>N/A</u> |
| 12. | Total Penalty Amount (must not
exceed \$25,000 per day of violation): | <u>\$ 1,499</u> |



**OHM Remediation
Services Corp.**

A Subsidiary of OHM Corporation

**Certified Mail
Return Receipt Requested
P 285 644 056**



May 8, 1996

Ms. Jennifer H. Hobbs
FLORIDA DEPT. OF ENVIRONMENTAL PROTECTION
3319 Maguire Boulevard, Suite 232
Orlando, FL 32803-3767

Subject: Proposed Short Form Consent Order; OGC File No. 96-1178

Dear Ms. Hobbs:

As discussed, OHM Corporation had no involvement with the matter. OHM Remediation Services Corp. would be willing to conclude the matter with the minor changes indicated on the attached four sheets.

Please reissue the Consent Order with the proposed changes and forward it to my attention and I will have it signed by an executive officer of our corporation.

Sincerely,

William P. Millisor
Regional Counsel

WPM/ke

Attachment - 4 pages

EXHIBIT I

FLORIDA DEP HAZARDOUS WASTE COMPLIANCE & ENFORCEMENT

PENALTY REVIEW

Remediation Services

FACILITY: OHM Corporation

LOCATION: 405 Mohawk Road, Clermont, Florida 34711

EPA ID: FLD980799381

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TOTAL PENALTY:	<u>\$ 1,499</u>			

Jennifer H. Hobbs
Prepared By
Jennifer H. Hobbs
Environmental Specialist
April 24, 1996
Date

Vivian F. Garfein
Vivian F. Garfein
Director of District Management
April 24, 1996
Date

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Remediation Services

Company Name: OHM Corporation (OHM)

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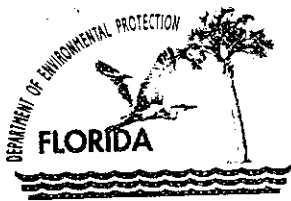
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Based on the Department's Guidelines, the extent of deviation is Moderate.



Department of Environmental Protection

Lawton Chiles
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Virginia B. Wetherell
Secretary

April 24, 1996

CERTIFIED MAIL
P 337 150 939

OHM Remediation Services Corp.
5335 Triangle Parkway, Suite 450
Norcross, Georgia 30092

Attention: Mr. William P. Millisor

Re: Proposed Settlement by Short Form Consent Order in Case of OHM
Remediation Services Corporation, Clermont, Florida, OGC File No.: 96-1178.

Dear Mr. Millisor:

The purpose of this letter is to complete the settlement of the violations previously identified by the Department of Environmental Protection ("DEP") in Warning Letter OWL-HW/E/C-95-0020 dated February 28, 1996, which is attached. The corrective actions required to bring your facility into compliance have been performed. However, you must pay to the Department the amount of one thousand four hundred and ninety nine dollars (\$1,499.00) in civil penalties to complete settlement of the violations described in the attached Inspection Report, along with \$100.00 to reimburse the DEP's costs, for a total of one thousand five hundred and ninety nine dollars (\$1,599.00). This payment must be made to "The Department of Environmental Protection" by certified check or money order and shall include thereon the OGC number assigned above and the notation "Pollution Recovery Fund". The payment shall be sent to the Central District Office, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767, within 15 days of your signing this letter.

Your signing of this letter where indicated at the end of page two of this letter constitutes your acceptance of DEP's offer to settle this case on these terms. If you sign this letter, please return it to DEP at the address above. DEP will then countersign the letter and file it with the Clerk of the DEP. When the signed letter is filed with the Clerk, the letter shall constitute a Consent Order, which is final agency action of the DEP, the terms and conditions of which may be enforced in a court of competent jurisdiction pursuant to Sections 120.69 and 403.121, Florida Statutes. Failure to comply shall constitute a violation of Section 403.161(1)(b), Florida Statutes.

By countersigning this settlement offer, the DEP waives its right to seek judicial imposition of damages, costs and expenses, or civil penalties for the violations described above. By accepting this offer of settlement, you waive your rights as described in the Notice Of Rights attached to this document. If you do not sign and return this letter to the Department at the

however, The signing of this letter shall not be construed as an Admission of fault by OHM as OHM denies any wrongdoing in this matter.
OCD-HW/E-96-0202

~~OHM Corporation~~
April 24 1996
Page 2

Central District address given above within 20 days of receipt of this letter, it will be referred to the DEP's Office of General Counsel with a recommendation that formal enforcement action be taken against you. None of your rights or substantial interests are determined by this letter unless you sign it and it is filed with the DEP Clerk.

Sincerely,



Vivian F. Garfein
Director of District Management

I ACCEPT THE TERMS OF THIS SETTLEMENT OFFER.

For: OHM *Remediation Services* Corporation

By:

Title:

Date:

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Vivian F. Garfein
Director of District Management

ENTERED this _____ day of _____, 1995 in Orlando, Florida.

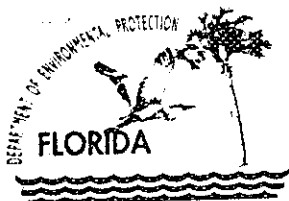
FILING AND ACKNOWLEDGEMENT FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

CLERK

Date

VFG/jh
R's
Attachments

cc: EPA Region IV
FDEP, Tallahassee



Department of Environmental Protection

Lawton Chiles
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Virginia B. Wetherell
Secretary

April 24, 1996

CERTIFIED MAIL
P 337 150 939

OHM Remediation Services Corp.
5335 Triangle Parkway, Suite 450
Norcross, Georgia 30092

OCD-HW/E-96-0204

Attention: Mr. William P. Millisor

Lake County - HW
OHM Corporation - Clermont, Florida
Adjusted Civil Penalties and Short Form Consent Order

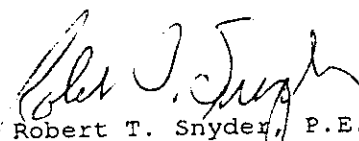
Dear Mr. Millisor:

Following our discussion today, we reevaluated penalty components based on the initial drums containing absorbent material, rather than free flowing liquid. After review we adjusted the *Potential for Harm* to minor, resulting in the violation being characterized as *Minor/Moderate*. We cannot completely overlook an obligation on the part of OHM. In addition, the violation scored a 12 which is the ceiling for a *Minor* violation, therefore, believe the upper range is appropriate.

Enclosed are the adjusted civil penalty worksheets, the portions of penalty guidelines used in characterizing the violation, and a Short Form Consent Order for your review and signature.

If you have any questions, please call me or Jennifer Hobbs at (407) 893-3323.

Sincerely,

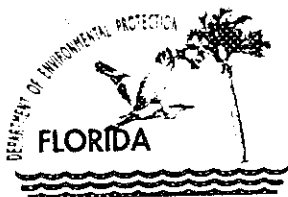

Robert T. Snyder, P.E.
Program Manager
Hazardous Waste Section

RTS/jh

Enclosures

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

Printed on recycled paper.



Department of Environmental Protection

Lawton Chiles
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Virginia B. Wetherell
Secretary

April 24, 1996

CERTIFIED MAIL
P 337 150 939

OHM Remediation Services Corp.
5335 Triangle Parkway, Suite 450
Norcross, Georgia 30092

OCD-HW/E-96-0202

Attention: Mr. William P. Millisor

Re: Proposed Settlement by Short Form Consent Order in Case of OHM Corporation - Clermont, Florida, OGC File No.: 96-1178.

Dear Mr. Millisor:

The purpose of this letter is to complete the settlement of the violations previously identified by the Department of Environmental Protection ("DEP") in Warning Letter OWL-HW/E/C-95-0020 dated February 28, 1996, which is attached. The corrective actions required to bring your facility into compliance have been performed. However, you must pay to the Department the amount of one thousand four hundred and ninety nine dollars (\$1,499.00) in civil penalties to complete settlement of the violations described in the attached Inspection Report, along with \$100.00 to reimburse the DEP's costs, for a total of one thousand five hundred and ninety nine dollars (\$1,599.00). This payment must be made to "The Department of Environmental Protection" by certified check or money order and shall include thereon the OGC number assigned above and the notation "Pollution Recovery Fund". The payment shall be sent to the Central District Office, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767, within 15 days of your signing this letter.

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"Protect, Conserve and Manage Florida's Environment and Natural Resources"

OHM Corporation
April 24 1996
Page 2

Central District address given above within 20 days of receipt of this letter, it will be referred to the DEP's Office of General Counsel with a recommendation that formal enforcement action be taken against you. None of your rights or substantial interests are determined by this letter unless you sign it and it is filed with the DEP Clerk.

Sincerely,



Vivian F. Garfein
Director of District Management

I ACCEPT THE TERMS OF THIS SETTLEMENT OFFER.

For: OHM Corporation

By:

Title:

Date:

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Vivian F. Garfein
Director of District Management

ENTERED this _____ day of _____, 1995 in Orlando, Florida.

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

CLERK

Date

VFG/jh
Ry
Attachments

cc: EPA Region IV
FDEP, Tallahassee

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 wants 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 proceeding. 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.



Department of Environmental Protection

Lawton Chiles
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Virginia B. Wetherell
Secretary

CERTIFIED MAIL
Z 188 599 080

OHM Remediation Services Corp.
Post Office Box 551
Findlay, Ohio 45839

WARNING LETTER
Class I Violations
OWL-HW/E-95-0020

Attention: Mr. James L. Kirk

Lake County - HW
OHM Corporation
FLD980799381

Dear Mr. Kirk:

On March 17, 1995, a meeting was held in the Florida Department of Environmental Protection (FDEP) District office to review documents, data and conversations related to involvement of OHM Remediation Services Corporation to an unplanned release of hazardous waste at the Orlando Executive Airport. This meeting and review was conducted under the authority of Section 403.091, Florida Statutes, and Chapter 403, Part IV, Florida Statutes, and is designed to ascertain the compliance status of your facility with 40 CFR 260-268, adopted in Florida Administrative Code Chapter 62-730.

During the review, possible Class I violations of rules regarding hazardous waste management were noted. These possible violations are set forth in the "Summary of Potential Noncompliance Items" section of the attached report.

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. The purpose of this letter is to advise you of possible violations and to set up a meeting to resolve any violations and/or civil penalties for which you may be responsible. If the Department determines that an enforcement proceeding should be initiated in this case, it may be initiated by issuing a Notice of Violation or by filing a judicial action in accordance with Section 403.121, Florida Statutes. If the Department issues a Notice of Violation, and you are named as a party, you will be informed of your rights to contest any determination made by the Department in the Notice of Violation. The Department can also resolve any violation through entry into a Consent Order.

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

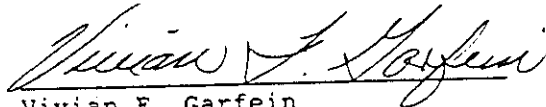
Printed on recycled paper.

WARNING LETTER
OWL-HW/E-95-0020
OHM Corporation

Please be aware that on all cases involving Class I violations of RCRA hazardous waste rules, the Department is required to seek civil penalties in accordance with the EPA RCRA Civil Penalty Policy, dated October 26, 1990.

Please contact Jennifer Hobbs or John White, Hazardous Waste Section, at (407) 893-3323 within ten (10) days of receipt of this letter to schedule an informal conference concerning resolution of this matter.

Sincerely,


Vivian F. Garfein
Director of District Management

February 28, 1996
Date

VFG/jh

Enclosures: RCRA Inspection Report

cc: FDEP, Tallahassee
EPA Region IV
FDEP, Orlando - Emergency Response

EXHIBIT I

FLORIDA DEP HAZARDOUS WASTE COMPLIANCE & ENFORCEMENT

PENALTY REVIEW

FACILITY: OHM Corporation

LOCATION: 405 Mohawk Road, Clermont, Florida 34711

EPA ID: FLD980799381

INSPECTION DATE: March 17, 1995

DISTRICT: Central

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TOTAL ECONOMIC BENEFIT:				
TOTAL MULTI-DAY PENALTY:				
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Jennifer H. Hobbs
Prepared By
Jennifer H. Hobbs
Environmental Specialist
April 24, 1996
Date

Vivian F. Garfein
Vivian F. Garfein
Director of District Management
April 24, 1996
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EXHIBIT II

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Potential for Harm and Extent of Deviation were determined using the Department's "Guidelines for Characterizing RCRA Violations", dated April 18, 1995, and are in accordance with Department policy.

1. Potential for Harm:

Nature of the waste: Category 1 hazardous waste, therefore, a score of 8 is warranted. The waste includes an acutely toxic pesticide.

Volume of waste: The volume of waste is less than 6 55-gallon drums, therefore, a score of 2 is warranted. Four 55-gallon drums were involved in this violation.

Location of receptors: There was not a discharge, therefore, a score of 1 is warranted.

The number of people potentially affected by a release is less than 10 people, therefore, a score of 1 is warranted. This is a very conservative assumption by the Department.

Total rank for potential for harm is 12. The range for a minor score is 8-12.

Based on the Department's Guidelines, a Minor potential for harm is warranted.

2. Extent of Deviation:

Failure to use manifest by a LQG, TSD, or transporter, if shipping papers are available.

Based on the Department's Guidelines, the extent of deviation is Moderate.

VIOLATION
40 CFR 263.20

Seriousness of Violation Penalty

- | | |
|-------------------------|--------------------------|
| 1. Potential for Harm: | <u>Minor</u> |
| 2. Extent of Deviation: | <u>Moderate</u> |
| 3. Matrix Cell Range: | <u>\$ 500 - \$ 1,499</u> |
| Penalty Amount Chosen: | <u>\$ 1,499</u> |
| | High Range of Cell |
| 4. Assessment: | <u>\$ 1,499</u> |

Penalty Adjustments

	<u>Percentage Change*</u>	<u>Dollar Amount</u>
a. Good faith efforts to comply/lack of good faith:	<u> </u>	<u>N/A</u>
b. Degree of willfulness and/ or negligence:	<u> </u>	<u>N/A</u>
c. History of Noncompliance:	<u> </u>	<u>N/A</u>
d. Other unique factors:	<u> </u>	<u>N/A</u>
e. Justification for adjustments:	<u> </u>	<u>N/A</u>

* Percentage adjustments are applied to the dollar amount assessed (Line 4).

- | | |
|--|-----------------|
| 5. Adjusted Per-day Penalty (Line 4,
± Adjustments (Lines a-e): | <u>\$ 1,499</u> |
| 6. Multi-day Penalty Amount Chosen
From Multi-day Matrix Cell: | <u>N/A</u> |
| 7. Number of Days of Violation Minus One: | <u>N/A</u> |
| 8. Multi-day Penalty (Line 6 x
Line 7, Part II): | <u>N/A</u> |
| 9. Economic Benefit of Noncompliance: | <u>N/A</u> |
| 10. Total Penalty (Lines 5 + 8 + 9): | <u>\$ 1,499</u> |
| 11. Ability to Pay Adjustment:
Justification for Adjustment: | <u>N/A</u> |
| 12. Total Penalty Amount (must not
exceed \$25,000 per day of violation): | <u>\$ 1,499</u> |

4.4 Failure to update information on Transfer Facility Notification form annually.

CITATION: FAC 62-730.171(3)

POTENTIAL FOR HARM:

The potential for harm is minor.

EXTENT OF DEVIATION:

The extent of deviation is minor.

5. MANIFEST VIOLATIONS

5.1. Failure to use a hazardous waste manifest.

CITATION: 40 CFR 262.20, 263.20, 264.71, 265.71

POTENTIAL FOR HARM:

Use the Potential for Harm Ranking System to determine the appropriate characterization for the potential for harm for this violation. (The potential for harm should be increased if the final disposition of the waste is unknown.)

EXTENT OF DEVIATION:

MAJOR:	Failure to use manifest by a LQG, TSD, or transporter if no shipping papers are available.
MODERATE:	Failure to use manifest by a SQG. Failure to use manifest by a LQG, TSD, or transporter if shipping papers are available.
MINOR:	Failure to use manifest by a LQG with a tolling agreement or their transporter.

5.2. Failure to file an exception report.

CITATION: 40 CFR 262.42

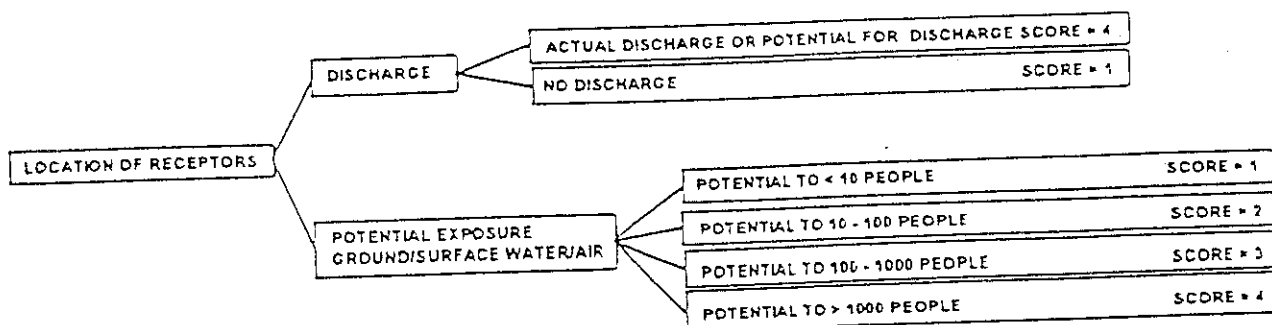
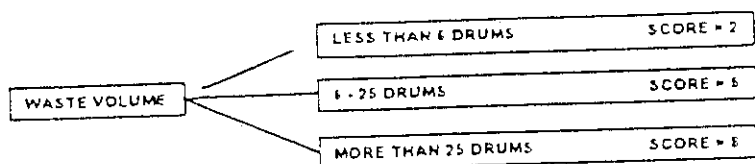
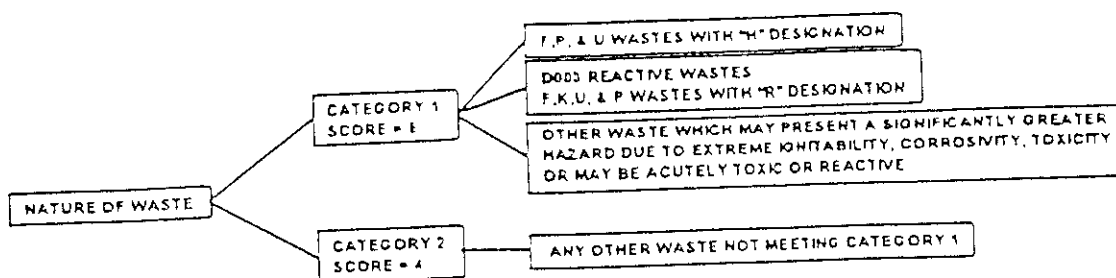
POTENTIAL FOR HARM:

Use the Potential for Harm Ranking System to determine the appropriate characterization for the potential for harm for this violation.

EXTENT OF DEVIATION:

MODERATE:	Failure to file exception report by a LQG.
MINOR:	Failure to file exception report by a SQG.

POTENTIAL FOR HARM RANKING SYSTEM



TOTAL POTENTIAL FOR HARM:

19 - 24	MAJOR
13 - 18	MODERATE
8 - 12	MINOR

For R	To Other Than The addressee
To:	_____
Location:	_____
From:	_____
Date:	_____

Interoffice Memorandum

CENTRAL DISTRICT

TO: Vivian F. Garfein
Director of District Management

THROUGH: William M. Bostwick Jr., P.E. *[Signature]*
Waste Management Program Administrator

THROUGH: Robert T. Snyder, P.E. *[Signature]*
Hazardous Waste Program Manager

FROM: Jennifer H. Hobbs
Environmental Specialist II

DATE: April 24, 1996 *[Signature]*

SUBJECT: Lake County - HW
OHM Corporation
Short Form Consent Order OGC Case No. 96-1178

The information and allegations set forth in the subject Consent Order have been reviewed with respect to the requirements of Chapter 403, Florida Statutes, and Florida Administrative Code Chapter 62-730.

The information contained within is complete and accurate to the best of my knowledge, information and belief.

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