

# Memorandum

## Florida Department of Environmental Protection

TO: Satish Kastury, Administrator  
Hazardous Waste Regulation Section  
Bureau of Solid and Hazardous Waste

FROM: Tom Conrardy, PE Administrator  
Petroleum Cleanup Section 3  
Bureau of Petroleum Storage Systems

DATE: December 18, 1997

SUBJECT: Proposed Thermal Treatment of Contaminated Soil  
Other Than Petroleum Contaminated Soil

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Last August I sent you two proposals for approval of alternate procedures to allow two of the thermal treatment facilities to treat contaminated soil that does not meet our definition of "petroleum contaminated soil" in Chapter 62-775. I had requested that your staff provide input as to the RCRA implications and possible requirements related to treatment of the proposed materials. Several of your staff as well as staff from the Bureau of Waste Cleanup provided input to the Department's response to the requests. A copy of my previous memo to you and our response letter to Rinker Materials is attached for your information. A similar letter was sent to Magnum Thermal Treatment Facility in response to their request.

Rinker and Magnum both subsequently contacted me concerning the Department's position and I had a meeting with Rinker recently at which Rinker's representative expressed that they felt the Department's position was overly conservative, onerous, and unfair compared to the regulatory requirements for other means of disposal of contaminated soils, primarily landfills. I asked Rinker to make a counter offer to our proposal that they felt was fair, reasonable and consistent with applicable regulatory requirements. The attached letter dated December 17, 1997 is Rinker's proposal. Please forward this memo with attachments to the RCRA program staff members that had provided assistance to us with our earlier request (Michael Redig, Stephanie Syler, and David Crowley, OGC). We request that your staff indicate to us whether this proposal is consistent with applicable RCRA requirements, as well as any suggestions for sampling, analysis and recordkeeping. By copy of this memo to staff in the Bureau of Waste Cleanup, I am also requesting their comments on the request in consideration of Chapter 62-775 rule requirements.

Satish Kastury  
December 18, 1997  
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If you have any questions, please contact me at 488-3935. Thank you for your assistance in this matter.

Attachment

cc: Tom Douglas (w/attachment)  
Bill Neimes (w/attachment)  
Mike Sole  
John Ruddell  
Chris McGuire, Office of General Council  
Paul Wierzbicki, FDEP Southeast District (w/attachment)  
John Jones, FDEP Southeast District (w/attachment)

TC/tc