

Thursby, Kim

From: Stuart Stapleton [Stuart.Stapleton@eqonline.com]
Sent: Thursday, June 02, 2011 4:29 PM
To: Epost HWRS
Subject: Re: EQ Florida, Inc;FLD 981 932 494;Intent
Attachments: Stuart Stapleton.vcf

Received

Stuart Stapleton, CHMM
Regulatory Specialist
EQ Florida
7202 East 8th Avenue
Tampa, FL 33619
P: 813.319.3423
F: 813.626.7451
C: 813.770.9954
stuart.stapleton@eqonline.com

>>> Epost HWRS <EpostHWRS@dep.state.fl.us> 5/20/2011 2:57 PM >>>

In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Regulation Section is forwarding the attached document to you by electronic correspondence "e-correspondence" in lieu of a hard copy through the normal postal service.

We ask that you verify receipt of this document by sending a "reply" message to epost_hwrs@dep.state.fl.us. (An automatic "reply message" is not sufficient to verify receipt). If your email address has changed or you anticipate that it will change in the future, please advise accordingly in your reply. You may also update this information by contacting Kim Thursby at (850) 245-8792.

The attached document is in "pdf" format and will require Adobe Reader 6 or higher to open properly. You may download a free copy of this software at www.adobe.com/products/acrobat/readstep2.html.

Please note that our documents are sent virus free. However, if you use Norton Anti-virus software, a warning may appear when attempting to open the document. Please disregard this warning.

Your cooperation in helping us affect this process by replying as requested is greatly appreciated. If you should have any questions about the attached document(s), please direct your questions to the contact person listed in the correspondence.

Tim Bahr
Environmental Administrator
Hazardous Waste Regulation
Department of Environmental Protection
E-Mail Address: epost_hwrs@dep.state.fl.us

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Herschel T. Vinyard Jr. is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

May 20, 2011

Sent Via E-mail

Bob.Mulholland@eqonline.com

Bob Mulholland
General Manager
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

**SUBJECT: EQ Florida, Inc
FLD 981 932 494
Operating Permit 34875-HO-010
Hillsborough County**

Dear Mr. Mulholland:

The purpose of this letter is provide Notice of Intent to Issue a Permit Renewal for your facility located at 7202 East 8th Avenue in Tampa, Hillsborough County, Florida, specifically for Operation of a Hazardous Waste Container Storage Facility, Treatment Unit, and Transfer Facility, including corrective action requirements under the Department's authorized program for implementing the federal Hazardous and Solid Waste Amendments (HSWA). Please review the attached documents and ensure publication and broadcast within the time allotted.

If you have any questions or would like to discuss this matter, please contact Merlin D. Russell Jr at (850) 245-8796.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim J. Bahr".

Tim J. Bahr, Administrator
Hazardous Waste Regulation

Bob Mulholland
Page 2
May 20, 2011

TJB/mdr

Enclosures

cc (with enclosures):

Bob Buckhorn, Mayor of Tampa, Bob.Buckhorn@tampagov.net
Shannon Camp, DEP/Tampa, Shannon.D.Camp@dep.state.fl.us
Jim Dregne, DEP/Tampa, james.dregne@dep.state.fl.us
Florida Wildlife and Conversation Conservation Planning Services,
FWCConservationPlanningServices@myfwc.com
Robert Fox, ERM, bob.fox@erm.com
Al Higginbotham, Board of County Commissioners
higginbothama@hillsboroughcounty.org
Heath Rauschenberger, U.S. Fish & Wildlife Service,
heath_rauschenberger@fws.gov
Stuart Stapleton, EQ, stuart.stapleton@eqonline.com

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

In the Matter of an
Application for a Operating Permit by:

EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

DEP File No.: 34875-HO-010
Hillsborough County

INTENT TO ISSUE

The Florida Department of Environmental Protection (“the Department”) gives notice of its intent to issue an Operating Permit (copy enclosed) for the proposed project as detailed in the application specified above, for the reasons stated below.

On July 22, 2010, the applicant, EQ Florida, Inc, applied to the Department, for a Permit to operate a hazardous waste container storage facility, treatment unit, and transfer facility and implement facility-wide corrective action at the EQ Florida, Inc site at Tampa, Florida. Additional information was supplied on November 4, 2010, January 18, 2011, January 25, 2011, February 10, 2011 and April 28, 2011.

The Department has permitting jurisdiction under Section 403.722, Florida Statutes (F.S.) and Chapters 62-4 and 62-730, Florida Administrative Code (F.A.C.). The project is not exempt from permitting procedures. The Department has determined that an Operating Permit is required for the proposed work. The Department intends to issue the Permit with the conditions included in the enclosed draft.

Pursuant to Sections 403.722 and 403.815, F.S. and Rule 62-730.220, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Newspaper Notice, and to broadcast over a local radio station the enclosed Radio Announcement. The notice shall be published one time only within 30 days of receipt of this letter in the legal ad section of a daily, major newspaper of general circulation in the area affected. The newspaper must contain at least 25 percent of its words in the English language, be for sale to the public generally, be available to the public generally for the publication of official or other notices and customarily contain information of a public character or of interest or of value to the public. The newspaper must have been in existence for one year, unless no such newspaper exists in the affected area (See Sections 50.011 and 50.031, F.S.). Where there is more than one daily newspaper of general circulation in the county, the newspaper used must be one with significant circulation in the area that may be affected by the permit. If you are uncertain that a newspaper meets these

requirements, please contact the Office of General Counsel of the Department at (850) 245-2242. The applicant shall provide proof of publication to the Department of Environmental Protection at 2600 Blair Stone Road, Mail Station #4560, Tallahassee, Florida 32399-2400; Attention: Administrator, Hazardous Waste Regulation Section, within 14 days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the Permit.

The Radio Announcement shall be broadcast one time only within 30 days on a licensed commercial radio station of sufficient power to be clearly received in the area that may be affected by the permit. **Broadcast of the notice shall occur between 8:00 a.m. and 10:00 p.m.** The applicant shall provide proof of broadcast to the Department of Environmental Protection, 2600 Blair Stone Road, Mail Station #4560, Tallahassee, Florida 32399-2400; Attention: Administrator, Hazardous Waste Regulation Section, within 14 days of the broadcast. Failure to broadcast the announcement and provide proof of the broadcast within the allotted time may result in the denial of the Permit.

The Department will issue the Permit with the attached conditions unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S., or all parties reach a written agreement on mediation as an alternative remedy under Section 120.573, F.S. before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth in the enclosed Newspaper Notice. The administrative rights explained in the enclosed Newspaper Notice apply to you, as applicant and Permittee. Your 45-day period for requesting an administrative hearing begins on the date you receive this Intent.

If you should have any questions please call Merlin D. Russell Jr. at (850) 245-8796.

Executed in Tallahassee, Florida.

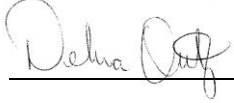
STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Charles F. Goddard, Chief
Bureau of Solid & Hazardous Waste
2600 Blair Stone Road, M.S. 4550
Tallahassee, Florida 32399-2400

FILING AND ACKNOWLEDGMENT

FILED on this date, pursuant to Section 120.52(11), Florida Statutes, with the designated Deputy Clerk, receipt of which is hereby acknowledged.



Clerk

May 20, 2011

Date

Newspaper Notice:

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE**

THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) GIVES NOTICE OF ITS INTENT TO ISSUE A PERMIT UNDER SECTION 403.722, FLORIDA STATUTES (F.S) AND CHAPTERS 62-4 AND 62-730, OF THE FLORIDA ADMINISTRATIVE CODE (F.A.C) TO EQ FLORIDA, INC with respect to the facility at 7202 East 8th Avenue, Tampa, Florida 33619, having assigned facility I.D. number FLD 981 932 494.

The draft RCRA Permit contains the conditions for Operating Permit 34875-HO-010. The Permit is intended to be issued to operate a hazardous waste container storage facility, treatment unit, and transfer facility and implement facility-wide corrective action at EQ Florida, Inc's site at Tampa, Florida.

Copies of the application and the draft Permit are available for public inspection during normal business hours 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at FDEP, Tampa District Office, 13051 North Telecom Parkway, Temple Terrace, Florida 33637, (813) 632-7600 and at Division of Waste Management, Bureau of Solid & Hazardous Waste (BSHW), Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850) 245-8796. Electronic copies of the application and draft permit can be accessed in the Department's OCULUS data system located at <http://dwmedms.dep.state.fl.us/Oculus/servlet/login>

A person whose substantial interests are or will be affected by the Intent to Issue may petition for an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in FDEP's Office of General Counsel, Agency Clerk, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant and any parties entitled to written notice under Section 120.60(3), F.S. must be filed within 45 days of receipt of the Intent. Petitions filed by any other persons must be filed within 45 days of publication of this notice or receipt of the Intent, whichever occurs first. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within this time period shall constitute a waiver of that person's right to request a hearing under Sections 120.569 and 120.57, F.S. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which FDEP's action is based must contain the following information:

(a) The name, address, and telephone number of each petitioner, the applicant's name and address, the FDEP Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of FDEP's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by FDEP's proposed action; (d) A statement of all material facts disputed by petitioner, or a statement that there are no disputed facts; (e) A statement of facts which petitioner contends warrant reversal or modification of FDEP's proposed action; (f) A statement of which rules or statutes the petitioner contends require reversal or modification of FDEP's proposed action; and (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the proposed action.

A petition that does not dispute the material facts on which FDEP's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that FDEP's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the FDEP have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Any person may request a public meeting regarding the proposed permitting decision pursuant to Section 403.722(10), F.S. A request for a public meeting is not equivalent to a request for a formal or informal administrative hearing. Public meetings are not evidentiary in nature, and information submitted at a public meeting is for non-binding consideration only. A public meeting is not subject to court or appellate review. A request for a public meeting must be filed (received) in the Office of General Counsel Agency Clerk, within 45 days of publication of this notice. Failure to file a request for a public meeting within this time period shall constitute a waiver of any right such a person may have to request a meeting under Section 403.722(10), F.S.

Mediation is not available in this proceeding.

Radio Announcement:

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

The Florida Department of Environmental Protection gives notice that it has determined to issue a Permit to EQ Florida, Inc. The Permit authorizes EQ Florida, Inc. to operate a hazardous waste container storage facility, treatment unit, and transfer facility and implement facility-wide corrective action at a facility located at 7202 East 8th Avenue, Tampa, Florida.

Any person who opposes the Department's action may file a petition for an administrative hearing or request a public meeting. Any request must be received by the Department within 45 days of this announcement.

For more information concerning requirements of the petitioning process and the necessary time frames for filing a petition, or requesting a public meeting, or obtaining a copy of the permit, please contact the Office of General Counsel in Tallahassee at (850) 245-2242, or 3900 Commonwealth Blvd, MS 35, Tallahassee, FL 32399.

Mediation is not available in this proceeding.



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

PERMITTEE:

EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida

ATTENTION:
Bob Mulholland

I.D. NUMBER: FLD 981 932 494
PERMIT NUMBER: 034875-HO-010
DATE OF ISSUE: DRAFT
EXPIRATION DATE: January 22, 2016
COUNTY: Hillsborough
LATITUDE / LONGITUDE: 27 °57'49"N/82°22'23"W

PROJECT: Operation of a Hazardous Waste Container
Storage Facility, Treatment Unit, Transfer
Facility and Facility-wide Corrective Action.

Pursuant to authorization obtained by the Florida Department of Environmental Protection (FDEP) under the Resource Conservation and Recovery Act [42 United States Code (U.S.C.) 6901, *et seq.*, commonly known as RCRA] and the Hazardous and Solid Waste Amendments of 1984 (HSWA), this permit is issued under the provisions of Section 403.722, Florida Statutes (F.S.) and Chapters 62-4, 62-160, 62-730, 62-777 and 62-780, Florida Administrative Code (F.A.C.). This permit replaces expired permit 34875-HO-009. The above-named Permittee is hereby authorized to perform the work or operate the facility shown on the application dated July 22, 2010 and revised or supplemented by submissions dated November 4, 2010, January 18, 2011, January 25, 2011, February 10, 2011, and April 28, 2011 which are incorporated herein and collectively referred to as the "permit application." The permit application also includes any approved drawing(s), plans, and other documents that are specifically identified and incorporated by reference. The permitted activities are specifically described as follows:

1. To operate a hazardous waste container storage facility and treatment unit (filter press).

The container storage facility, which occupies 5,866 square feet, is a totally enclosed building consisting of three (3) separate bays and has a roofed loading/unloading area. Each bay is separated by an eight (8) inch wide concrete block wall with fire doors. The flooring is five (5) inches of continuously poured 4,000 psi concrete coated with a chemical resistant sealant and two (2) layers of chemical resistant polyurethane coating. Bays 1 and 3 are at opposite ends of the building and have identical dimensions of approximately 48-feet by 50-feet. Bay 2 is in the center and has been specifically designed and built for the storage of ignitable and reactive hazardous wastes. The dimensions of Bay 2 are approximately 22-feet by 50-feet. A 1,786 square foot, covered and improved secondary containment area is located on the loading dock side of Bay 2. The facility has a total hazardous waste capacity of 50,000 gallons; comprised of 20,000 gallons for Bays 1 and 3, and a 10,000 gallon capacity for Bay 2. The capacity of the secondary containment is 10,000 gallons. The improved secondary containment area is used for container storage of hazardous waste and a vehicle loading and unloading area. The Facility Layout is shown on Attachment 1.

There are five (5) separate containment sumps with a capacity of 1,000-gallons each in the hazardous waste storage building. Two (2) sumps are in Bays 1 and 3, and one sump in Bay 2.

PERMITTEE:
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

I.D. NUMBER: FLD 981 932 494
PERMIT/CERTIFICATION NUMBER: 34875-HO-010
EXPIRATION DATE: January 22, 2016

The facility is permitted to perform physical treatment of hazardous waste (solidification of semisolid hazardous waste requiring further filtration) on a batch basis. The batch treatment of hazardous waste utilizing the filter press machine will occur in Bay one (1). The filter press is pneumatically operated and does not utilize electrical components. Dimensions for the filter press are approximately 2.6-feet by 10.25-feet by 3.6-feet.

Recontainerization activities of hazardous waste occurring at the facility include paint can crushing, aerosol can crushing, drum crushing, loading to roll-offs, and loading to tanker trucks. Hazardous waste codes accepted and stored at this facility are listed in Attachment C of this permit.

2. Transfer Facility:

The Permittee is authorized to operate a transfer facility on site in accordance with Rule 62-730.171, F.A.C., and is authorized to store in transit manifested hazardous waste on site not to exceed ten (10) days as allowed for transfer facilities. EQ Florida, Inc., (EQ), shall not utilize the transfer facility for any waste where EQ is the designated facility on the manifest or originating at the facility with EQ listed as the generator. The storage of transfer facility waste must be located on the paved lot within the 8th Ave. property as identified on Attachment D of this permit. Vehicles and trailers parked in this area must be marked as a 10-day vehicle or trailer. The maximum storage shall not exceed 20,000 gallons or 100 cubic yards.

3. Other Activities:

- EQ is a used oil and used oil filter transporter and transfer facility in accordance with Chapter 62-710, F.A.C.
- EQ is a transporter and handler of mercury containing lamps and devices that are regulated in accordance with Chapter 62-737, F.A.C.
- EQ manages Solid Waste in accordance with its solid waste permits (34757-003-SO and 34757-005-SO) and Chapter 62-701, F.A.C.
- EQ also manages household hazardous waste (HHW) at the facility. This waste is regulated as a Solid Waste. Any HHW received with a hazardous waste manifest will be managed as hazardous waste.
- EQ also manages pharmaceutical wastes in accordance with a Drugs, Devices and Cosmetics permit (53;00007) issued by the Florida Department of Health.

4. HSWA Units: No Further Action:

- SWMU-1, Drum Storage Area
- SWMU-2, Loading and Unloading Area
- SWMU-3, Retention Pond
- SWMU-4, Filter Press
- SWMU-5, Municipal Waste Dumpster
- SWMU-6, Pre-Treatment Unit
- SWMU-7, Solid Waste Processing Facility
- SWMU-8, Universal Waste Battery Storage Area
- SWMU-9, Paint Can Crushing Area
- SWMU-10, Roll-off Storage

PERMITTEE:
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

I.D. NUMBER: FLD 981 932 494
PERMIT/CERTIFICATION NUMBER: 34875-HO-010
EXPIRATION DATE: January 22, 2016

- SWMU-11, Transfer Facility
- SWMU-12, Used Oil Facility
- SWMU-13, Satellite Accumulation Area
- SWMU-14, Parts Washer
- SWMU-16, Universal Waste Lamp Storage Area
- SWMU-17, Aerosol Can Crushing
- SWMU-18, Drum Crushing

5. HSWA Units: Confirmatory Sampling:

- SWMU-15, Additional Retention Pond

The Permittee is required to investigate any releases of contaminants to the environment at the facility regardless of the time at which waste was placed in a unit and to take appropriate corrective action for any such releases. Solid waste management units (SWMUs) and areas of concern (AOCs) identified to date are listed in Appendix A of this permit. Pursuant to 40 Code of Federal Regulations (CFR) 260.10 [as adopted by reference in Rule 62-730.020(1), F.A.C.], the corrective action requirements of this RCRA permit extend to all contiguous property under the control of the Permittee (see Attachment A, a map which demarks the property boundaries of land under the Permittee's control) and to all contamination that originated from discharges at the contiguous property under control of the Permittee.

This permit is based on the premise that information and reports submitted by the Permittee prior to issuance of this permit are accurate. Any inaccuracies found in this information or information submitted as required by this permit may be grounds for termination or modification of this permit in accordance with Rule 62-730.290, F.A.C., and potential enforcement action.

The facility is located at 2002 North Orient Road in Tampa, Hillsborough County, Florida.

The following documents were used in the preparation of this permit:

1. Operating Permit Renewal Application dated July 22, 2010.
2. Response to First Notice of Deficiencies dated November 4, 2010
3. E-mail from Stuart Stapleton to Merlin Russell dated January 18, 2011 with photographs and information on Solid Waste Management Units
4. E-mail from Stuart Stapleton to Merlin Russell dated January 25, 2011 with photograph of SWMU-17 and additional information on Solid Waste Management Units
5. EQ's Response to Second Notice of Deficiencies dated February 10, 2011.
6. EQ's April 28, 2011 response to DEP's April 11, 2011 completeness letter.
7. *RCRA Facility Assessment (RFA) Addendum* dated May 13, 2011.

PERMITTEE:
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

I.D. NUMBER: FLD 981 932 494
PERMIT/CERTIFICATION NUMBER: 34875-HO-010
EXPIRATION DATE: January 22, 2016

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PERMITTEE:
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

I.D. NUMBER: FLD 981 932 494
PERMIT/CERTIFICATION NUMBER: 34875-HO-010
EXPIRATION DATE: January 22, 2016

PART I - GENERAL AND STANDARD 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 and 403.727, 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 Sections 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 acknowledgment 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 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, 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.
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 time or location reasonably necessary to assure compliance with this permit or Department rules.

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

PERMITTEE:
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

I.D. NUMBER: FLD 981 932 494
PERMIT/CERTIFICATION NUMBER: 34875-HO-010
EXPIRATION DATE: January 22, 2016

8. The Permittee shall comply with the following notification and reporting requirements:
- a. 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:
 - (1) A description of and cause of noncompliance; and
 - (2) 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.
 - b. Notification of any noncompliance or emergency response including interim source removal, 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 five days. The verbal report shall include the name, address, I.D. number, and telephone number of the facility and its owner or operator; the date, time, and type of incident; the name and quantity of materials involved; the extent of any injuries if any; an assessment of actual or potential hazards; and the estimated quantity and disposition of recovered material. The written submission shall contain all the elements of the verbal report and:
 - (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. The Permittee shall comply with the "Notices" provisions of Rule 62-780.220, F.A.C., prior to performing field activities;
 - (1) when contamination beyond the facility boundary is confirmed by laboratory analysis;
 - (2) when a temporary point of compliance (TPOC) is established beyond the boundary of the source property in conjunction with monitored natural attenuation or active remediation;
 - (3) five year annual update to the status of a TPOC; and
 - (4) warning signs at facilities where there may be a risk of exposure to the public of environmental media contaminated with hazardous waste.

PERMITTEE:
EQ Florida, Inc
7202 East 8th Avenue
Tampa, Florida 33619

I.D. NUMBER: FLD 981 932 494
PERMIT/CERTIFICATION NUMBER: 34875-HO-010
EXPIRATION DATE: January 22, 2016

- d. The Permittee shall give written notice to the Department within 15 days of any planned physical alterations or additions that could affect activities covered by this permit. The notice shall include at a minimum, a summary of the planned change, the reason for the planned change, a discussion of the effect(s) the planned change will have on the ability to investigate contamination at or from the contaminated site, and a discussion of the effect(s) the planned change will have on the known or suspected contamination.
- e. The Permittee shall revise "Part I - General" of the Application for a Hazardous Waste Facility Permit [DEP Form 62-730.900(2)(a)] and submit the revised form to the Department within 30 days of any changes in the Part I information.
- f. Biennial report: A biennial report covering facility activities during the previous calendar year shall be submitted by March 1 of each even numbered year.
- g. Unmanifested waste and Manifest Discrepancy Reports:
 - (1) Unmanifested waste report: The Permittee shall submit an unmanifested waste report to the Department within 15 days of receipt of unmanifested waste.
 - (2) 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.
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.
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. A reasonable time for compliance with a new or amended surface water quality standard, other than those standards addressed in Rule 62-302.500, F.A.C., shall include a reasonable time to obtain or be denied a mixing zone for the new or amended standard.
11. This permit is transferable only upon written Department approval in accordance with Rules 62-4.120 and 62-730.290(6), F.A.C., as applicable. The Permittee shall be liable for any noncompliance of the permitted activity until the transfer is approved by the Department. Before transferring ownership or operation of this facility during the term of this permit, the Permittee must notify the new owner or operator in writing of the requirements of 40 CFR Part 264 and Chapter 62-730, F.A.C.
12. This permit or a copy thereof shall be kept at the work site of the permitted activity. In the event that there is no building or reasonable repository for such a copy at the work site, then the permit or a copy thereof shall be kept at an alternate location agreed to by the Department.

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13. Reserved.
14. The Permittee shall comply with the following recordkeeping requirements:
 - 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; records of all data used to complete the application for this permit; and all monitoring data required by 40 CFR Part 264, Subparts F and G, and 40 CFR 264.228. 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 all required items in Chapter 62-160, F.A.C. These include at a minimum:
 - (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; and
 - (6) The results of such analyses.
 - d. As a generator of hazardous waste, the Permittee shall retain a copy of all notices, certifications, demonstrations, waste analysis data, and other documentation produced to comply with land disposal restrictions (40 CFR Part 268) for at least three years from the date that the waste which is the subject of such documentation was last sent to an on property or off-property facility for treatment, storage, or disposal, or until remedial activity is completed, whichever date is later. These periods may be extended by request of the Department at any time and are automatically extended during the course of any unresolved enforcement action regarding this facility.
 - e. The Permittee shall keep a written operating record at the facility, which includes:
 - (1) The results of any waste analysis;

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- (2) Copies of hazardous waste manifests for three years;
 - (3) The results of inspections;
 - (4) The closure plan, postclosure plan, and remedial action (corrective measures) plans as applicable for each contaminated site, along with cost estimates for each plan;
 - (5) Inspections of emergency and safety equipment (Condition 24 of this Part);
 - (6) Biennial reports;
 - (7) Personnel training records (Part II Subpart A - Condition 2);
 - (8) The Waste Minimization Program Plan (Part II Subpart A - Condition 8);
 - (9) Annual certification of waste minimization (Part II Subpart A - Condition 8);
 - (10) The description and quantity of each hazardous waste [received/generated];
 - (11) The location of each hazardous waste within the facility and the quantity at location;
 - (12) Notices to generators as specified in 40 CFR 264.12(b);
 - (13) A log of dates of operations and unusual events;
 - (14) A summary report and details of incidents that require implementation of the contingency plan (Part II Subpart A – Condition 6);
 - (15) Monitoring and test data for 40 CFR 264 Subparts AA, BB, and CC requirements;
and
 - (16) Documentation that local officials have refused to enter into preparedness prevention arrangements with the Permittee.
15. Within the timeframe requested by the Department, the Permittee shall furnish any information required by law which is needed to determine compliance with the permit. If the Department's request does not include a timeframe, the time of response is 30 days. 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. Except as otherwise specifically provided in this permit, all submittals in response to permit conditions shall be provided as described below.
- a. One hard and one electronic copy shall be sent to:

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Environmental Administrator
Hazardous Waste Regulation Section M.S. 4560
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

- b. Electronic copies may be submitted in one of the following ways:
- (1) Small files (about 10 MB or less) can be sent as an attachment to an e-mail.
 - (2) Via optical media format such as a CD or DVD.
 - (3) By posting the document of the Department's .ftp site and notifying the project manager and district contact by e-mail or verbally that the document has been posted on the .ftp site. Note that posted documents are automatically purged 10 days after posting.
- c. In addition to copies sent to the Hazardous Waste Regulation Section in Tallahassee, one hard and one electronic copy of all submittals in response to permit conditions shall be sent to:

Hazardous Waste Supervisor
Department of Environmental Protection
13051 North Telecom Parkway,
Temple Terrace, Florida 33637-0926

17. All documents submitted pursuant to the conditions of this permit shall be accompanied by a cover letter stating the name and date of the document submitted, the number(s) of the Part(s) and Condition(s) affected, and the permit number and project name of the permit involved.
18. All documents proposing modifications to the approved permit and involving the practice of engineering must be submitted to the Department for review and be signed, sealed, and certified by a Professional Engineer registered in the State of Florida, in accordance with Chapter 471, F.S., and Rule 62-730.220(9), F.A.C. All submittals incorporating interpretation of geological data shall be signed and sealed by a Professional Geologist registered in the State of Florida in accordance with Chapter 492, F.S., and Rule 62-730.220(10), F.A.C.
19. The Department of Environmental Protection's 24-hour emergency telephone number is (850) 413-9911 or (800) 320-0519. During normal business hours, the DEP Tampa District Office may be contacted at (813) 632-7600.
20. The following conditions apply to permit modification and revocation of this permit:
- a. The Department may modify, revoke, reissue or terminate for cause this permit in accordance with Chapters 62-4 and 62-730, F.A.C. The filing of a request for a permit modification, revocation, 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 modifications to the Department for approval. The application shall meet the fee requirements of Rule 62-730.293,

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F.A.C. The Permittee shall submit the application for revisions to the address in Condition 16 of this Part. The Permittee shall submit a copy of the cover letter accompanying the revisions and the fee to:

Florida Department of Environmental Protection
Hazardous Waste Regulation Section
Post Office Box 3070
Tallahassee, Florida 32315-3070

- b. The modification fee may also be submitted electronically. However, if the Permittee intends to submit the modification fee electronically, the Permittee shall obtain instructions from the Department on how to submit the renewal fee electronically prior to attempting such submittal and shall follow such instructions in making the electronic fee submittal.
 - c. All requests for permit modifications shall include an evaluation of the applicability of, and Permittee's compliance with, the siting criteria of Section 403.7211, F.S. and Rule 62-730.186, F.A.C.
21. Prior to 180 calendar days before the expiration of this permit, the Permittee shall submit a complete application for the renewal of the permit on forms and in a manner prescribed by the Department unless postclosure care and all corrective action have been completed and accepted by the Department. If the Permittee allows this permit to expire prior to Department acceptance of the certification of postclosure and termination of all corrective action, the Permittee must reapply for a permit in accordance with DEP Form 62-730.900(2), F.A.C. The Permittee shall submit the renewal to the address in Condition 16 of this Part. The Permittee shall submit one copy of the cover letter accompanying the renewal and the fee to:

Florida Department of Environmental Protection
Hazardous Waste Regulation Section
Post Office Box 3070
Tallahassee, Florida 32315-3070

The renewal fee may also be submitted electronically. However, if the Permittee intends to submit the renewal fee electronically, the Permittee shall obtain instructions from the Department on how to submit the renewal fee electronically prior to attempting such submittal and shall follow such instructions in making the electronic fee submittal.

22. The Permittee shall comply with those sections of 40 CFR Part 124 specified in Rule 62-730.200(3), F.A.C., 40 CFR Parts 260 through 268, and 40 CFR Part 270 as adopted in Chapter 62-730, F.A.C., until all operations have ceased and the facility has been closed and released from postclosure care requirements and all facility-wide corrective action requirements.
23. The Permittee shall comply with the security provisions of 40 CFR 264.14 and the facility security provisions in Section 3 of the permit application dated July 22, 2010 and its subsequent revisions.
24. If this facility is a suspected or confirmed contaminated facility where there may be a risk of exposure to the public, then upon direction from the Department the Permittee must comply with the

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warning sign requirements of Section 403.7255, F.S., and Rule 62-730.225(4), F.A.C. The Permittee is responsible for supplying, installing and maintaining the warning signs.

25. The Permittee shall visually inspect the facility emergency and safety equipment in accordance with 40 CFR 264.15 and Sections 7 and 8 of the permit application dated July 22, 2010 and its subsequent revisions, during permitted activities. The Permittee shall remedy any deterioration or malfunction discovered by an inspection, in accordance with the requirements of 40 CFR 264.15(c). A schedule for the inspection of the facility emergency and safety equipment must be maintained as the operating record of the facility. Changes, additions, or deletions to the schedule must be approved in writing by the Department.
26. The Permittee shall comply with the following conditions concerning preparedness and prevention:
 - a. At a minimum, the Permittee shall have the equipment available at the facility which is described in Section 7 of the permit application dated July 22, 2010 and its subsequent revisions.
 - b. The Permittee shall test and maintain the required equipment as necessary to assure its proper operation in time of emergency.
 - c. The Permittee shall maintain immediate access to an internal communications or alarm system.
 - d. 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. At a minimum, the "State and local authorities" for this condition shall include:
 - (1) Tampa Fire Department.
 - (2) Tampa Police Department.
 - (3) Your local hospital.
 - (4) Your Emergency Response Contractor.
 - e. At a minimum, the Permittee shall maintain aisle space to allow the unobstructed movement of personnel, fire protection, and emergency response equipment to any area of the Facility.
 - f. The Permittee shall perform, at a minimum, an annual review of the Contingency Plan to ensure that it is up to date and contains current information.
 - g. An electronic copy of the Preparedness and Prevention Plan shall be submitted to the state and local authorities in condition 26.d above within 30 days of permit renewal. Any time the Preparedness and Prevention Plan is updated, the update shall be submitted to the state and local authorities in condition 26.d above within 30 days of approval by the Department.
27. The conditions in this permit shall take precedence over the permit application documents where there are differences between those documents and the permit conditions.

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28. The Permittee may claim that any information required to be submitted by this permit is confidential in accordance with Rule 62-730.100(3), F.A.C.
29. All work plans, reports and schedules and other documents (“submittals”) required by this permit are subject to approval by the Department prior to implementation. The Department will review the submittals and respond in writing. Upon written approval by the Department, the Permittee shall implement all work plans, reports and schedules as provided in the approved submittal. If the Department disapproves a submittal, the Department will:
 - a. Notify the Permittee in writing of the reason(s) why the submittal does not contain information adequate to support the conclusion, alternative, plan, proposal or recommendation, or why the conclusion, alternative, plan, proposal or recommendation is not supported by the applicable criteria. In this case the Permittee shall submit a revised submittal within 60 days of receipt of the Department’s disapproval; or
 - b. Revise the submittal, or approve the submittal with conditions, and notify the Permittee of the revisions or conditions. In the case of work plans, the Department may notify the Permittee of the start date of the schedule within the revised or conditionally approved work plan.
30. Any dispute resolution will be conducted in accordance with Chapter 120, F.S. (Administrative Procedure Act), Chapter 28-106, F.A.C., and the Department’s existing rules and procedures.
31. The following conditions apply to land disposal (placement) of hazardous wastes:
 - a. 40 CFR Part 268 identifies hazardous wastes that are restricted from land disposal and defines those limited circumstances under which an otherwise prohibited waste may continue to be placed on or in a land treatment, storage, or disposal unit. The Permittee shall maintain compliance with the requirements of 40 CFR Part 268. Where the Permittee has applied for an extension, waiver, or variance under 40 CFR Part 268, the Permittee shall comply with all restrictions on land disposal under this Part once the effective date for the waste has been reached pending final written approval of such application.
 - b. A restricted waste identified in 40 CFR Part 268 Subpart C may not be placed in a land disposal unit without further treatment unless the requirements of 40 CFR Part 268 Subparts C and/or D are met.
 - c. The storage of hazardous wastes restricted from land disposal under 40 CFR Part 268 is prohibited unless the requirements of 40 CFR Part 268 Subpart E are met.
32. The Permittee shall implement remedial activities beyond the facility boundary, if there is suspected or confirmed off-property contamination, to protect human health and the environment, unless the Permittee demonstrates to the satisfaction of the Department that, despite the Permittee’s best efforts, as determined by the Department, the Permittee was unable to obtain the necessary permission to undertake such actions. The Permittee shall use all reasonable efforts, including but not limited to correspondence, telephone calls, personal contacts, drafting and redrafting agreements, and payment of a fee, to obtain any access to real property necessary for work to be performed in the implementation of this permit. If necessary access cannot be obtained by the Permittee, or if

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obtained, is revoked by owners or entities controlling access to the properties to which access is necessary, the Permittee shall notify the Department within five business days of such refusal or revocation. The Department may at any time thereafter seek to obtain such access as is necessary to implement the terms of this permit. The Permittee shall reimburse the Department for any expenses that the Department is ordered to pay, or that the Department incurs in connection with its efforts to obtain necessary access to said property. The Permittee shall pay these sums to the Department, or arrange a payment schedule with the Department, within 30 days of demand by the Department. The Permittee is not relieved of all responsibility to clean up a release that has migrated beyond the facility boundary where off-property access is denied. Onsite measures to address such releases will be determined on a case-by-case basis.

33. The Permittee owns the real property that comprises the Facility. If and when the Permittee intends to transfer parcels to third parties, the Permittee may drop a parcel from the Facility covered by this permit, and the Department will approve the dropping of the parcel so long as the parcel never contained a contaminated site, or so long as any contamination associated with the contaminated site has been addressed to the satisfaction of the Department. The satisfaction of the Department may be conditioned on a sale with certain legal restrictions on the future use and/or remedial activity requirements on the parcel being dropped. Even though a parcel is no longer defined as part of the facility as a result of the permit modification (using the minor modification requirements of Rule 62-730.290(4), F.A.C.), in the unanticipated and improbable event that a previously unknown contaminated site is found on the parcel, and such contamination resulted from activities which occurred prior to the sale, the Permittee will be responsible for any corrective action along with any other persons who may have legal responsibility for the contamination.
34. The Permittee shall maintain compliance with 40 CFR Part 264, Subpart H - Financial Requirements and Rule 62-730.180(6), F.A.C. All submittals relating to financial assurance shall be submitted to:

Financial Assurance M.S. 4560
Hazardous Waste Regulation Section
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Financial assurance shall be based on estimates of the costs to close the facility and to implement postclosure care and/or corrective action (including the assessment phase and interim measures) (collectively referred to hereinafter as "remedial activities") for a continuing (rolling) period of 30 years, unless this period is shortened or increased by the Department in a permit renewal or modification. The cost estimates must be based on the cost to the owner or operator of hiring a third party to conduct remedial activities. The Permittee shall include cost estimates with every work plan required by this permit. Cost estimates are subject to review and written approval by the Department. In the event the total cost estimate for all remedial activities increases beyond the amount provided by Permittee, the financial assurance instrument(s) must be increased accordingly within 60 days of the estimate increase, or, for those facilities using a financial test, in the next scheduled submittal. If the estimate increase causes the inability of the facility to provide financial assurance through its currently selected mechanism, alternate financial assurance must be provided within 60 days. If contamination from the facility goes beyond the property boundary, the Permittee shall provide assurances of financial responsibility for completion of corrective action beyond the property boundary.

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PART II - OPERATING CONDITIONS

Part II Subpart A - General Operating Conditions

1. The Permittee shall notify the Department in writing four weeks prior to receipt of hazardous waste from a foreign source. Notice of subsequent shipments of the same waste from the same foreign source is not required.
2. The owner or operator of a facility that receives hazardous waste from an off-site source (except where the owner or operator is also the generator) must inform the generator in writing that he has the appropriate permit(s) for, and will accept, the waste the generator is shipping.
3. Facility personnel must successfully complete the approved training program indicated in Section 6 of the permit application dated July 22, 2010 and its subsequent revisions, within six 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 at the facility. Personnel shall not work unsupervised until training has been completed. The training must be reviewed by facility personnel at least annually. The Permittee shall maintain an updated list of personnel handling hazardous waste and their respective job titles at the facility.
4. The Permittee shall maintain and operate the facility to minimize the possibility of fire, explosion or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment.
5. Permittee shall comply with the manifest requirements of 40 CFR 264.71 and 264.72. The Permittee must document the reconciliation of any manifest discrepancies.
6. The Permittee shall comply with the following conditions concerning the Contingency Plan:
 - a. The Permittee shall immediately carry out the provisions in Section 8 of the permit application dated July 22, 2010 and its subsequent revisions, 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 five calendar days, must submit to the Department a written report which includes all information required in Part I Condition 8.(b).
 - b. The Permittee shall comply with the requirements of 40 CFR 264.53.
 - c. Within seven calendar days of meeting any criterion listed in 40 CFR 264.54(a), (b) or (c), the Permittee shall amend the plan and submit the amended plan for Department approval. Any other changes to the plan must be submitted to the Department within seven days of the change. Amendments to the plan must be approved in writing by the Department. All amended plans must be distributed to the appropriate agencies.
 - d. The Permittee shall comply with the requirements of 40 CFR 264.55, concerning the emergency coordinator.

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7. Sampling and analysis of permitted and new hazardous wastes shall be conducted in accordance with Section 4 Waste Analysis Plan of the permit application dated July 22, 2010 and its subsequent revisions.
 - a. The Permittee is liable for waste profiles supplied to generators.
 - b. Prior to acceptance of new waste codes a permit modification is required.
8. The Permittee shall develop and maintain a Waste Minimization Program Plan. The Permittee shall maintain copies of the certification required by this Condition in the facility operating record for a minimum of three years. The Permittee must certify, no less often than annually, that:
 - a. The Permittee has a program in place to reduce the volume and toxicity of hazardous waste generated to the degree determined by the Permittee to be economically practicable; and
 - b. The proposed method of treatment, storage or disposal is the most practicable method available to the Permittee, which minimizes the present and future threat to human health and the environment.
9. With respect to ignitable and reactive wastes, the Permittee shall comply with 40 CFR 264.17, 264.176, and 264.198. With respect to incompatible wastes, the Permittee shall comply with 40 CFR 264.177 and 264.199.

Part II Subpart B - Specific Operating Conditions

1. Container storage shall be conducted only within the three (3) bays of the container storage building and within the covered, improved containment area. Total container storage volume within the permitted building and the covered, improved containment area shall not exceed 50,000 gallons as per Section 13 (Use and Management of Containers) of the application dated July 22, 2010 and its subsequent revisions.
2. 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. 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 [40 CFR Parts 264.171, 264.173].
3. The Permittee shall use containers that are compatible with the hazardous waste to be stored to comply with the requirements of 40 CFR Part 264.172.
4. The Permittee shall not store incompatible waste in containers or place it in unwashed containers or place it in unwashed containers that have previously held incompatible waste [40 CFR 264.177].
5. The Permittee shall inspect the container loading/unloading areas as well as the container storage area in accordance with the schedule and procedures identified in Section 13 (Use and Management of Containers) and Section 5 (Inspection Plan) of the application dated July 22, 2010 and its subsequent revisions and 40 CFR 264.174.

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6. Any unknown waste shall be segregated from all other hazardous wastes until it is identified by analysis and a compatibility group is assigned.
7. The Permittee shall not store incompatible wastes in the same bay or in bays having the same containment system. Incompatible waste shall be physically separated by a dike, berm or other approved device in accordance with 40 CFR Part 264.177(c).
8. The Permittee shall store all "cyanide bearing" waste in storage area 2A located in Bay 2. "Cyanide bearing" waste includes D003 wastes that meet the definition under 40 CFR Part 261.23(a)(5) and any "listed" wastes that has any form of cyanide as a "Basis for Listing" under 40 CFR Part 261 Appendix VII (e.g., F006-F012, F019, K007, K060).
9. Hazardous waste must be compatible with the secondary containment systems and liners of the storage bays and covered, improved secondary containment area [40 CFR 264.175(b)].
10. Spilled or leaked waste and accumulated precipitation from the container storage and temporary staging areas must be removed from the sumps the same day the waste is discovered to reduce the potential of overflow in the secondary containment collection system.
11. Liquids that accumulate in the containment sumps will be sampled, analyzed and managed as described in Section 13 of the permit application.
12. The container loading/unloading areas shall be clear of any liquids and/or debris at all times.
13. The Permittee shall comply with the 15-meter (50-foot) setback rule concerning the locating of ignitable and reactive wastes in containers per 40 CFR 264.176.
14. All service vehicle trucks, roll-offs and tractor trailers shall be situated over a manmade surface having emergency liquid containment or at one of the unloading areas when the vehicle contains hazardous waste.
15. Vehicles with incoming shipments of hazardous waste shall be unloaded into the appropriate storage area within five (5) calendar days of the vehicle's arrival at the facility. Vehicles being loaded for outgoing shipment shall leave the facility within ten (10) calendar days of the first container of hazardous waste being placed on the vehicle. Documentation of the above shall be maintained in the facility's operating record. The above does not apply to vehicles transporting hazardous waste for which the Permittee is acting solely as a transfer facility. Appropriate documentation verifying transfer facility activity shall be maintained in accordance with Rule 62-730.171(6), F.A.C.
16. The Permittee shall not allow pass-through bulk waste shipments to be held at the facility in excess of 24 hours.
17. An inventory shall be taken each business day and recorded on the daily inventory logs. This inventory is to be taken at about the same time each day, i.e. at the opening of each business day or at the end of each business day.
18. The inventory of containers that have been loaded onto transport vehicles for outbound shipment and have not left the facility shall be counted towards the maximum storage area inventory of 50,000

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gallons. This shall include the total container storage volume within the permitted building and the covered, improved containment area and the staging area. The inventory of waste received at the facility which remains unloaded on the transport vehicle shall not be counted towards the maximum capacity of the facility but shall be included in the closure plan, financial assurance documents, and inspection logs.

19. The maximum quantity of waste received at the facility that remains unloaded shall not exceed 10,000 gallons at any one time.
20. Container arrangement is identified in Figure 5.2 of the permit application and Attachment B of this permit. Any change to the container arrangement in any bay requires prior approval by the Department.
21. The Permittee may store non-regulated materials in the regulated storage area provided:
 - a. The containers are managed according to 40 CFR 264 Subpart I.
 - b. The volumes of non-regulated materials are included in calculating the total volume of liquid to be stored in the regulated storage area.
 - c. The Permittee shall maintain the required aisle spacing in the storage area for both the regulated and non-regulated materials in accordance with 40 CFR 264.35.
 - d. The Permittee assures that non-regulated materials have labels indicating the contents of the containers and that the materials are non-regulated.
 - e. The Permittee includes the daily inventory of non-regulated material in the facility operating record.
 - f. The Permittee manages all containers in a manner that ensures a release will not occur.
22. The Permittee shall clearly mark upon receipt of shipment each container of hazardous waste restricted from land disposal with the following information:
 - a. A description of the contents, including all applicable EPA waste identification numbers.
 - b. The date the waste was received at the facility.

Part II Subpart C - Closure Conditions

1. The Permittee shall close the hazardous waste management units in a manner that minimizes or eliminates, to the extent necessary to protect human health and the environment, postclosure escape of hazardous waste, hazardous waste constituents, hazardous waste decomposition products, contaminated leachate or run-off, to the groundwater, surface waters, or to the atmosphere (40 CFR 264.111).

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2. The Permittee shall have a written closure plan as required by 40 CFR 264.112(a). The closure plan and all revisions to the plan must be kept at the facility until closure is completed, certified in accordance with 40 CFR 264.115, and accepted by the Department.
3. The Permittee shall modify/revise the approved Closure Plan per the requirements of 40 CFR 264.112(c) and Rule 62-730.290, F.A.C., by submitting a written request to the Department to amend the approved closure plan.
4. The Permittee must complete physical closure activities in accordance with the Closure Schedule in Section 11 (Closure Plan) of the permit application dated July 22, 2010 and its subsequent revisions. Any changes in the time allowed for closure activities after approval shall require prior written Department approval.
5. The Permittee shall notify the Department 45 days prior to the date on which he expects to begin partial or final closure of a unit(s).
6. At least 30 calendar days prior to initiating closure activities, the Permittee shall prepare and submit a Closure Activities Report with "schedule date" and "completed" columns to document the progress of closure. Upon Department approval, the Closure Activities Report shall be maintained and updated by the Permittee throughout the closure period, with copies submitted monthly to the Department. Each report must be submitted to the Department by the tenth (10th) day of each month for the preceding month until the acceptance of physical closure by the Department. The schedule for submittal can be changed with written Department approval. These reports can be submitted electronically. Any deviation from scheduled or described tasks shall be fully documented on the checklist.
7. Within 90 days after receiving the final volume of hazardous waste, or upon notification by the Department that closure of a unit is required, the owner or operator must treat or remove from the unit all hazardous waste. The Permittee shall complete closure activities within 180 days after notification to the Department of closure. Any changes in the time allowed for closure of the units after approval shall require prior written Departmental approval.
8. The Permittee shall properly decontaminate or dispose of all equipment, structures, and residues used during or resulting from the closure activities.
9. The Permittee shall manage all hazardous wastes, residues, sludges, spilled or leaked waste, or contaminated liquids and soils removed during closure of the unit(s) in accordance with the applicable provisions of 40 CFR Parts 260 through 268, including the manifest requirements. A copy of each manifest required as a result of closure activities shall be submitted to the Department with the Closure Certification.
10. The Permittee shall provide opportunities for site inspections by the Department by informing the Department at least seven calendar days in advance of any physical closure activity (e.g., soil sampling, soil removal, etc.).
11. Within 60 calendar days of the completion of closure, the Permittee shall submit to the Department, by certified mail or hand delivery, a Closure Certification report signed by the Permittee and an independent Professional Engineer registered in the State of Florida, stating that the unit has been

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closed in compliance with the Closure Plan and the conditions of this permit. The Closure Certification must be based on the Professional Engineer's own observation and knowledge of the closure activities. The Closure Certification must include, but not be limited to, the following:

- a. Sampling data to verify clean closure;
 - b. Decontamination data;
 - c. Copies of manifests or other appropriate shipping documents for removal of all hazardous wastes and all contaminated residues;
 - d. Groundwater monitoring data summary pertaining to closure activities;
 - e. A description of the summary of final closure activities; and
 - f. A final inspection check-off sheet.
12. The Permittee shall notify the Department within seven calendar days of any determination that actions undertaken as part of closure or associated monitoring programs no longer satisfy the requirements set forth in this permit. If the Department determines that a modification of the permit is required, the Permittee shall, within 60 calendar days, submit an application for a permit modification in accordance with Rule 62-730.290.
13. Within 30 days of determining that all contaminated soil cannot be practically removed or decontaminated, the Permittee shall notify the Department of such determination. Within 90 days of the determination the Permittee shall submit an application for permit modification to close the facility as a landfill and perform postclosure care as required by 40 CFR 264.310.
14. Within 30 calendar days of submitting a closure certification for a land disposal unit, including a land disposal unit identified under Condition 13 of this Part, the Permittee shall submit to the Department and to the local zoning authority, or the authority with jurisdiction over local land use, a survey plat indicating the type, location, and quantity of hazardous wastes disposed of within the unit with respect to permanently surveyed benchmarks in accordance with 40 CFR 264.116. For hazardous wastes disposed of before January 12, 1981, the owner or operator must identify the type, location, and quantity of the hazardous wastes to the best of his/her knowledge and in accordance with any existing records. This notice is in addition to the requirement to execute a formal land use control (e.g. a restrictive covenant) in order to obtain a site rehabilitation completion order based on restricted exposure risk assumptions under Chapter 62-780, FAC.

PART III - POSTCLOSURE CONDITIONS

Not applicable at this time.

PART IV - ENVIRONMENTAL MONITORING CONDITIONS

Not applicable at this time.

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PART V - CORRECTIVE (REMEDIAL) ACTION CONDITIONS

1. The Conditions of this Part apply to:
 - a. The SWMUs and AOCs identified in Appendix A;
 - b. Any additional SWMUs or AOCs discovered during the course of groundwater monitoring, field investigations, environmental audits, or other means; as used in this Part of the permit, the terms “discover”, “discovery”, or “discovered” refer to the date on which the Permittee either:
 - (1) visually observes evidence of a new SWMU or AOC;
 - (2) visually observes evidence of a previously unidentified release of contaminant(s) to the environment; or
 - (3) receives information from a credible source of the presence of a new release of contaminant(s) to the environment.
 - c. Contamination that has migrated beyond the facility boundary, if applicable.
2. Within 15 calendar days of discovery, the Permittee shall notify the Department in writing of any newly discovered release(s) of contaminant(s) to the environment; any suspected new AOC(s); and any additional SWMU(s) discovered during the course of groundwater monitoring, field investigations, environmental audits, or other means. The notification shall include, at a minimum, the location of the release, AOC or SWMU (hereinafter referred to collectively as “site”), and all relevant information (*e.g.*, location of site(s) on a topographic map of appropriate scale; general dimensions of affected area; media affected; hazardous constituents released; and magnitude of release). The Department may conduct, or require that the Permittee conduct, confirmatory sampling in order to determine whether contamination is present. The Department will notify the Permittee in writing of the final determination as to the status of the newly discovered or suspected site.
3. Upon notification by the Department, the Permittee shall prepare and submit a Confirmatory Sampling (CS) Work Plan for known, suspected, or newly discovered sites. Unless the notification letter specifically establishes a different time frame for work plan submittal, the Work Plan shall be submitted within 60 calendar days of notification by the Department that a CS Work Plan is required. The CS Work Plan shall include schedules for implementation and completion of specific actions necessary to determine whether or not contamination has occurred in any potentially affected media. In order to partly or wholly satisfy the CS requirement, previously existing data may be submitted with the work plan for the Department’s consideration.
4. In accordance with the schedule in the approved CS Work Plan, or no later than 60 calendar days after Department written approval of a CS Work Plan if no schedule is included in the Work Plan, the Permittee shall submit a Confirmatory Sampling (CS) Report identifying those sites that are contaminated and those sites that are not contaminated. The CS Report shall include an analysis of the analytical data to support all determinations. Based on the results of the CS Report, the Department will determine the need for further investigation at sites covered in the CS Report and notify the Permittee in writing.

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5. De Minimis discharge is a release of contaminant(s) that is removed from the soil, sediment, surface water, and groundwater to cleanup target levels or background concentrations within 30 days of discovery of the release. If the Permittee intends to treat a discharge under the De Minimis discharge provision of 62-780.550 FAC, the Permittee must meet the notification requirements of Condition 2 of this Part, notifying the Department that a De Minimis action is underway. A De Minimis Remediation Report must be submitted to the Department within 90 days of discovery of the release. The report must include a description of all actions taken in response to the discharge and the information required by the Interim Source Removal Report pursuant to 62-780.500(7)(a) F.A.C.
6. Upon notification by the Department, the Permittee shall commence site rehabilitation in accordance with Rule 62-730.225 and Chapter 62-780, F.A.C., for all SWMUs and/or AOCs (“contaminated sites”) identified in the notification. Unless the notification letter specifically establishes a different time frame to commence or complete site assessment, the Permittee shall commence and complete site assessment in the manner and within the time limits set forth in Rule 62-780.600, F.A.C.
7. Upon notification by the Department, the Permittee shall submit to the Department an Interim Measures (IM) Work Plan for any release, SWMUs or AOCs that the Department determines necessary to minimize or prevent further migration of contaminants or to limit human or environmental exposure to contaminants. The IM Work Plan shall be designed to mitigate any current or potential threat(s) to human health or the environment and to be consistent with long-term corrective actions at the facility. The IM Work Plan shall include the IM objectives, procedures for implementation, a schedule of activities, and associated designs, plans, and specifications.
8. If the Department or the Permittee at any time determines that any approved work plan no longer satisfies the requirements of 40 CFR 264.101 or this permit for prior or continuing releases of contaminant(s) to the environment, the Permittee shall submit an amended work plan to the Department within 60 calendar days of such determination.

PART VI – REMEDY SELECTION AND IMPLEMENTATION

Part VI Subpart A - General Conditions

1. Within 90 calendar days of Department approval of a Site Assessment Report or Site Assessment Report Addendum the Permittee shall submit a Remedial Action Plan developed in accordance with Chapters 62-780 and 62-730, F.A.C. Remedial Action Plans may be performance based, including remediation options to be implemented based on changing conditions at the site.
2. Within 30 days of Department written approval of the remedial alternative(s) selected, the Permittee shall publish notice of a proposed permit modification in accordance with Rule 62-730.292(3)(c), F.A.C. This modification will serve to incorporate a final remedy into this permit. Final approval of remedial action which is achieved through interim measures shall be in accordance with this condition.
3. The Remedial Action Plan shall include a provision for the Permittee to submit periodic Remedial Action Status Reports in accordance with Rule 62-780.700(13), F.A.C. The intent to implement a different approved remedy in a performance based Remedial Action Plan can be provided in the

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Remedial Action Status Report. Proposals to modify a previously approved remedy in a performance based Remedial Action Plan can be provided in the Remedial Action Status Report and implemented with written Department approval.

4. When site rehabilitation (remedial action) is complete, the Permittee shall submit to the Department a Site Rehabilitation Completion Report in accordance with Chapter 62-780, F.A.C. Site Rehabilitation Completion Reports can be part of a combined document with the Remedial Action Status Report.
5. For site rehabilitation involving the cleanup of groundwater contaminated by a release from a designated regulated unit, the Permittee must demonstrate that the concentration of constituents of concern remain below cleanup goals for three consecutive years after active remediation has ceased as per 40 CFR 264.100.(f).
6. When appropriate, the Department will approve completion of site rehabilitation by inclusion in a permit renewal, permit modification, or separate Site Rehabilitation Completion Order.

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APPENDIX A

SUMMARY OF FACILITY SITES (SOLID WASTE MANAGEMENT UNITS AND AREAS OF CONCERN)

A.1. List of SWMUs/AOCs requiring Confirmatory Sampling:				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment and Basis for Determination	Dates of Operation	Potentially Affected Media
SWMU-15	Additional Retention Pond	RFA Addendum dated May 13, 2011	Construction completed in March 2010; operational in July 2010	Sediment, soils and groundwater
A.2. List of SWMUs/AOCs requiring a Site Assessment (a/k/a RCRA Facility Investigation [RFI]) or a Risk Assessment:				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment	Dates of Operation	Potentially Affected Media
There are no units identified at this time as requiring a Site or Risk Assessment.				
A.3. List of SWMUs/AOCs requiring a Remedial Action Plan or Natural Attenuation with Monitoring Plan (a/k/a Corrective Measures Study [CMS]):				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment	Dates of Operation	Affected Media
There are no units identified at this time requiring a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.				
A.4. List of SWMUs/AOCs implementing a Remedial Action Plan or Natural Attenuation with Monitoring Plan (a/k/a Corrective Measures Implementation Report [CMI]):				
SWMU/AOC Number/Letter	SWMU/AOC Name	SWMU/AOC Comment	Dates of Operation	Affected Media
There are no units identified at this time implementing a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.				
A.5. List of SWMUs/AOCs at which Site Rehabilitation Completion Determinations without controls have been made:				

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SWMU/AOC Number/Letter	SWMU/AOC Name	Unit Comment and Basis for NFA	Dates of Operation
There are no units identified at this time at which Site Rehabilitation Completion Determinations without controls have been made.			
A.6. List of SWMUs/AOCs at which Site Rehabilitation Completion Determinations with controls have been made:			
SWMU/AOC Number/Letter	SWMU/AOC Name	Unit Comment and Basis for NFA	Dates of Operation
There are no units identified at this time at which Site Rehabilitation Completion Determinations with controls have been made.			
A.7. List of SWMUs/AOCs Where No Further Action Determinations have been made based on no suspected or confirmed contamination:			
SWMU/AOC Number/Letter	SWMU/AOC Name	Unit Comment and Basis for NFA	Dates of Operation
SWMU 1	Drum Storage Area	RFA Report dated March 1995	June 1990-present
SWMU 2	Loading and Unloading Area	RFA Report dated March 1995	June 1990
SWMU 3	Retention Pond	RFA Report dated March 1995	June 1990
SWMU 4	Filter Press	RFA Report dated March 1995	June 1990
SWMU 5	Municipal Waste Dumpster	RFA Report dated March 1995	June 1990
SWMU 6	Pre-Treatment Unit	RFA Report dated March 1995	June 1990
SWMU 7	Solid Waste Processing Building	RFA Addendum dated May 13, 2011	Construction completed November 2009; operational in July 2010-present
SWMU 8	Universal Waste Battery Storage Area	RFA Addendum dated May 13	January 2009-present
SWMU 9	Paint Can Crushing Area	RFA Addendum dated May 13	1996- present
SWMU 10	Roll-Off Storage	RFA Addendum dated May 13	November 2008-present
SWMU 11	Transfer Facility	RFA Addendum dated May 13	1990- present
SWMU-12	Used Oil Facility	RFA Addendum dated May 13	1990- present

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SWMU-13	Satellite Accumulation Area	RFA Addendum dated May 13	2002- present
SWMU-14	Parts Washer	RFA Addendum dated May 13	January 2009- present
SWMU-16	Universal Waste Lamp Storage Area	RFA Addendum dated May 13	2002- present
SWMU-17	Aerosol Can Crushing	RFA Addendum dated May 13	2003- present
SWMU-18	Drum Crushing	RFA Addendum dated May 13	1996- present

Issued _____

STATE OF FLORIDA DEPARTMENT
 OF ENVIRONMENTAL PROTECTION

CHARLES F. GODDARD, CHIEF
BUREAU OF SOLID AND HAZARDOUS WASTE

Filing and Acknowledgment

Filed on this date, pursuant to Section 120.52, Florida Statutes, with the designated Clerk, receipt of which is acknowledged.

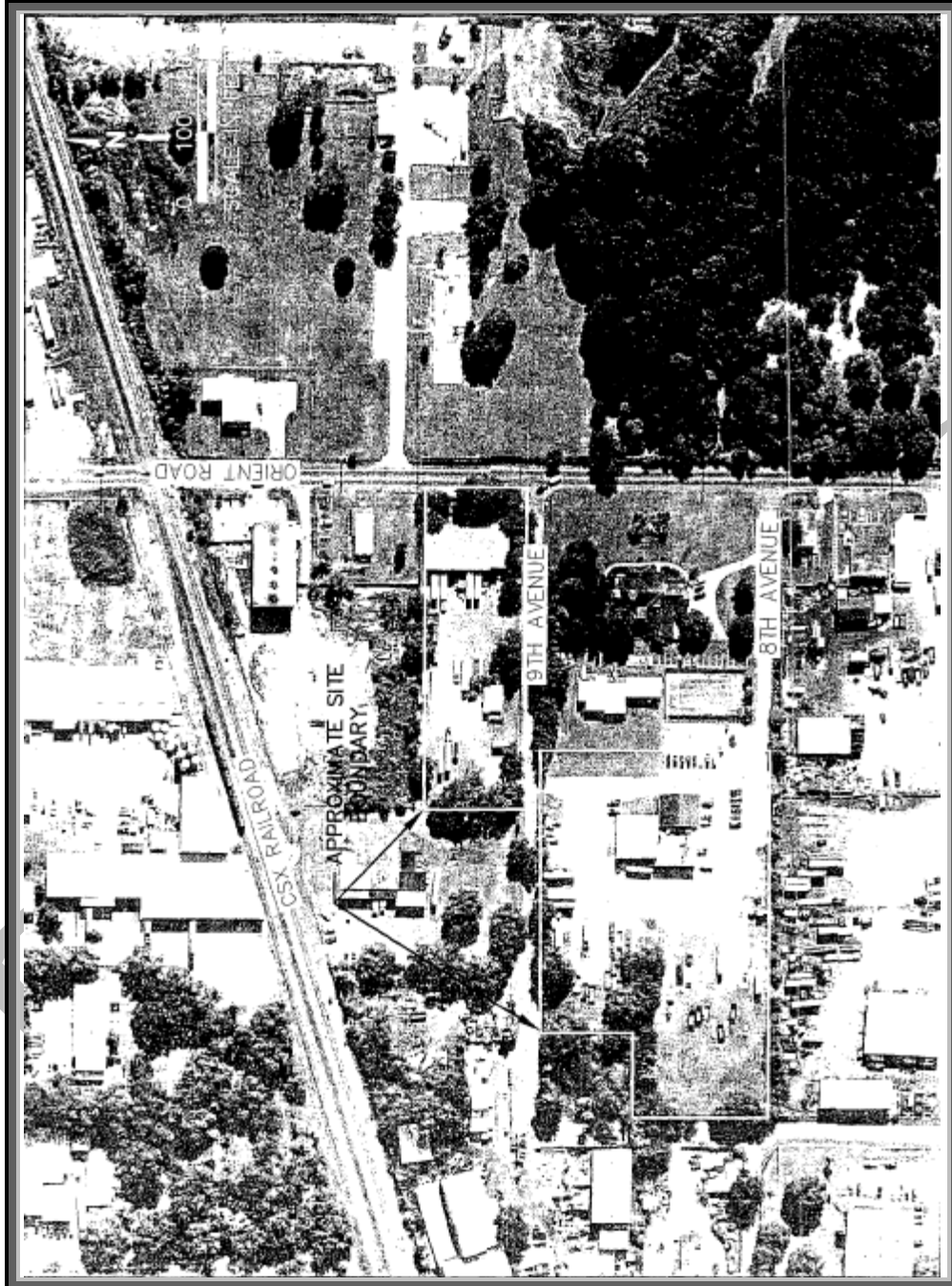
 CLERK

 DATE

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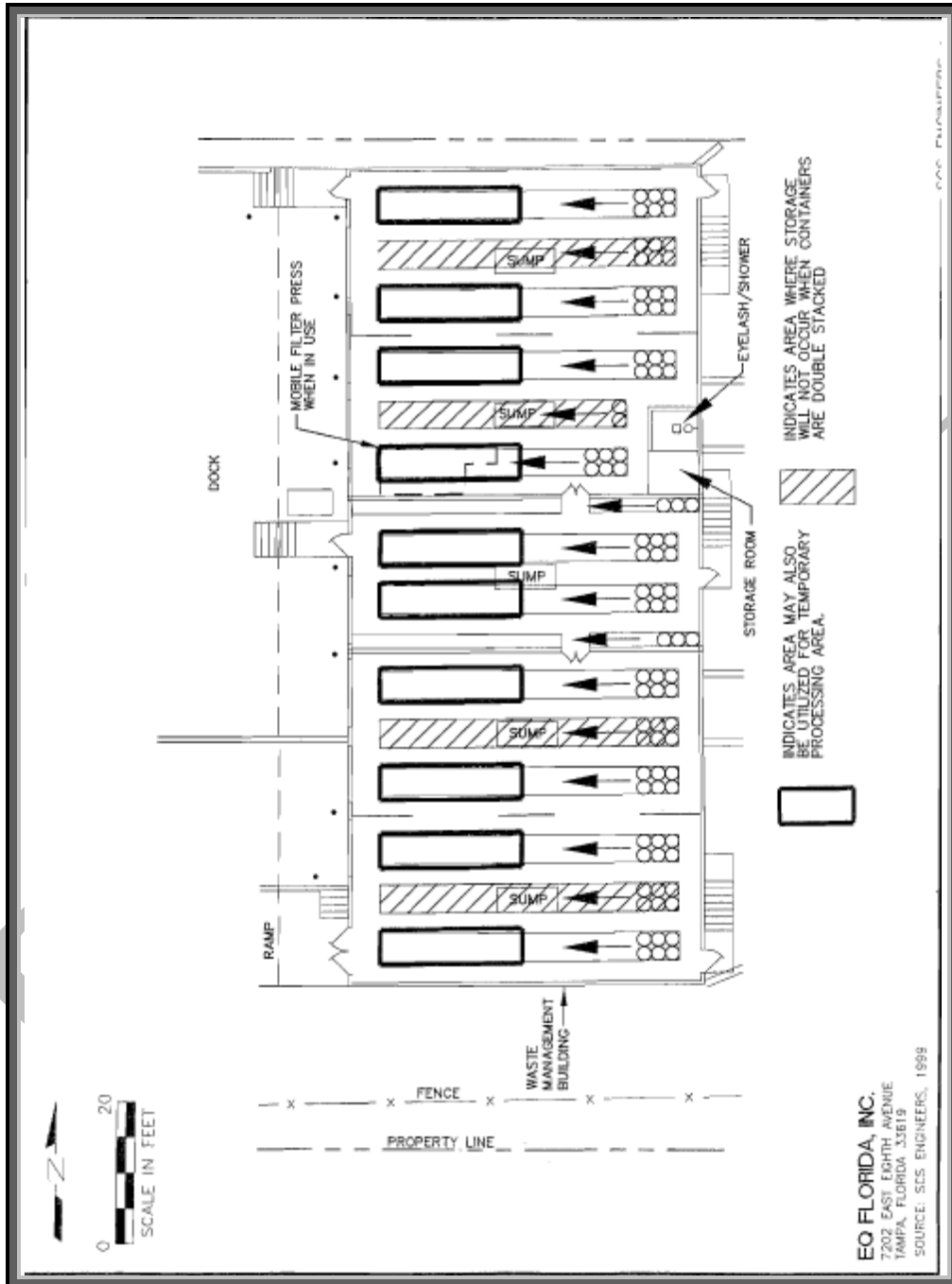
ATTACHMENT A
FACILITY PROPERTY BOUNDARY



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ATTACHMENT B
CONTAINER ARRANGEMENT



PERMITTEE:
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**ATTACHMENT C
 WASTE CODES PERMITTED FOR STORAGE**

CHARACTERISTIC WASTE													
D001	D002	D003	D004	D005	D006	D007	D008	D009	D010	D011	D012	D013	D014
D015	D016	D017	D018	D019	D020	D021	D022	D023	D024	D025	D026	D027	D028
D029	D030	D031	D032	D033	D034	D035	D036	D037	D038	D039	D040	D041	D042
D043													
HAZARDOUS WASTE FROM NON-SPECIFIC SOURCES													
F001	F002	F003	F004	F005	F006	F007	F008	F009	F010	F011	F012	F019	F020
F021	F022	F023	F024	F025	F026	F027	F028	F032	F034	F035	F037	F038	F039
HAZARDOUS WASTE FROM SPECIFIC SOURCES													
K001	K002	K003	K004	K005	K006	K007	K008	K009	K010	K011	K013	K014	K015
K016	K017	K018	K019	K020	K021	K022	K023	K024	K025	K026	K027	K028	K029
K030	K031	K032	K033	K034	K035	K036	K037	K038	K039	K040	K041	K042	K043
K045	K046	K048	K049	K050	K051	K052	K060	K061	K062	K064	K065	K066	K069
K071	K073	K083	K084	K085	K086	K087	K088	K090	K091	K093	K094	K095	K096
K097	K098	K099	K100	K101	K102	K103	K104	K105	K106	K107	K108	K109	K110
K111	K112	K113	K114	K115	K116	K117	K118	K123	K124	K125	K126	K131	K132
K136	K141	K142	K143	K144	K145	K147	K148	K149	K150	K151	K156	K157	K158
K159	K161												

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**ATTACHMENT C
 WASTE CODES PERMITTED FOR STORAGE (cont.)**

DISCARDED COMMERCIAL CHEMICAL PRODUCTS, OFF-SPECIFICATION SPECIES, CONTAINER RESIDUES AND SPILL RESIDUES THEREOF													
P001	P002	P003	P004	P005	P006	P007	P008	P009	P010	P011	P012	P013	P014
P015	P016	P017	P018	P019	P020	P021	P022	P023	P024	P026	P027	P028	P029
P030	P031	P033	P034	P036	P037	P038	P039	P040	P041	P042	P043	P044	P045
P046	P047	P048	P049	P050	P051	P054	P056	P057	P058	P059	P060	P062	P063
P064	P065	P066	P067	P068	P069	P070	P071	P072	P073	P074	P075	P076	P077
P078	P081	P082	P084	P085	P087	P088	P092	P093	P094	P095	P096	P097	P098
P099	P101	P102	P103	P104	P105	P106	P107	P108	P109	P110	P111	P112	P113
P114	P115	P116	P118	P119	P120	P121	P122	P123	P127	P128	P185	P188	P189
P190	P191	P192	P194	P196	P197	P198	P199	P201	P202	P203	P204	P205	
U001	U002	U003	U004	U005	U006	U007	U008	U009	U010	U011	U012	U014	U015
U016	U017	U018	U019	U020	U021	U022	U024	U025	U026	U027	U028	U029	U030
U031	U032	U033	U034	U035	U036	U037	U038	U039	U041	U042	U043	U044	U045
U046	U047	U048	U049	U050	U051	U052	U053	U055	U056	U057	U058	U059	U060
U061	U062	U063	U064	U066	U067	U068	U069	U070	U071	U072	U073	U074	U075
U076	U077	U078	U079	U080	U081	U082	U083	U084	U085	U086	U087	U088	U089
U090	U091	U092	U093	U094	U095	U096	U097	U098	U099	U101	U102	U103	U105
U106	U107	U108	U109	U110	U111	U112	U113	U114	U115	U116	U117	U118	U119
U120	U121	U122	U123	U124	U125	U126	U127	U128	U129	U130	U131	U132	U133
U134	U135	U136	U137	U138	U140	U141	U142	U143	U144	U145	U146	U147	U148
U149	U150	U151	U152	U153	U154	U155	U156	U157	U158	U159	U160	U161	U162
U163	U164	U165	U166	U167	U168	U169	U170	U171	U172	U173	U174	U176	U177
U178	U179	U180	U181	U182	U183	U184	U185	U186	U187	U188	U189	U190	U191
U192	U193	U194	U196	U197	U200	U201	U202	U203	U204	U205	U206	U207	U208
U209	U210	U211	U213	U214	U215	U216	U217	U218	U219	U220	U221	U222	U223
U225	U226	U227	U228	U234	U235	U236	U237	U238	U239	U240	U243	U244	U246
U247	U248	U249	U271	U278	U279	U280	U328	U353	U359	U364	U367	U372	U373
U387	U389	U394	U395	U404	U409	U410	U411						

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ATTACHMENT D
SOLID WASTE MANAGEMENT UNITS

