



Florida Department of Environmental Protection

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

RICK SCOTT
GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

November 25, 2013

Sent Via E-mail

Bosekj@cleanharbors.com

Mr. John Bosek
Clean Harbors
170 Bartow Municipal Airport
Bartow, Florida 33830

RE: Clean Harbors,
EPA ID Number: FLD 980 729 610
Hazardous Waste Permit 64247-HO-014; Solid Waste Permit 64247-013-SO/30
Polk County

Dear Mr. Bosek:

Enclosed are Permits Number 64247-HO-014 and 64247-013-SO/30 to modify your current permit to continue operation of a hazardous waste container storage, tank storage, and treatment facility including a fuel blending facility and HSWA requirements along with construction and operation of a waste processing facility (solid waste mix tub). This permit is being issued pursuant to Sections 403.707 and 403.722, Florida Statutes (F.S.), and Chapters 62-4, 62-160, 62-701, 62-730, 62-777 and 62-780, Florida Administrative Code (F.A.C.).

This permit is final and effective ("issued") on the date filed with the Clerk of the Department. When the permit is final, any party to the permit has the right to seek judicial review of the permit pursuant to Section 120.68, F.S., by the filing of a Notice to Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal.

The Notice of Appeal must be filed within thirty (30) days from the date the final permit is issued. If you should have any questions, please contact Merlin D. Russell Jr. at merlin.russell@dep.state.fl.us or (850) 245-8796.

Sincerely,

A handwritten signature in black ink that reads "Tim J. Bahr".

Tim J. Bahr, Administrator
Hazardous Waste Program and Permitting

Mr. John Bosek
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November 25, 2013

TJB/mdr
Enclosures

cc (with enclosures):

Cynthia L. Barrow, Bartow Airport Authority, cindy@bartow-airport.com
Melony M. Bell, County Commissioner, melonybell@polk-county.net
Bruce Clark, SCS Engineers, BClark@SCSEngineers.com
Mayor James F. Clements, jfclements@cityofbartow.net
Annie Dziergowski, U.S. Fish & Wildlife Service, annie_dziergowski@fws.gov
Florida Fish & Wildlife Conservation Commission Planning Services,
FWCConservationPlanningServices@myfwc.com
Beth Knauss, FDEP Tampa, Elizabeth.Knauss@dep.state.fl.us
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FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

BOB MARTINEZ CENTER
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GOVERNOR

HERSCHEL T. VINYARD JR.
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PERMITTEE:

Clean Harbors Florida, LLC
170 Bartow Municipal Airport
Bartow, Florida 33830-9504

HAZARDOUS WASTE I.D. NUMBER: FLD 980 729 610
SOLID WASTE I.D. NUMBER: 101281
HAZARDOUS WASTE PERMIT
NUMBER: 64247-HO-014
SOLID WASTE PERMIT NUMBER: 64247-013-SO/30
DATE OF ISSUE: NOVEMBER 25, 2013
EXPIRATION DATE: DECEMBER 10, 2016

ATTENTION:

Mr. John Bosek,
General Manager
Clean Harbors Florida, LLC
Cynthia L. Barrow
Executive Director
Bartow Municipal Airport
Development Authority

COUNTY: POLK
LATITUDE / LONGITUDE: 27°57'05"N/81°47'09"W
Project: Operation of a Hazardous Waste
Container Storage, Tank Storage and Treatment
Facility Including a Fuel Blending Facility and
HSWA Requirements. Construction and
operation of a Waste Processing Facility (Solid
Waste Mix Tub)

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.) §§ 6901-6992k, as amended, commonly known as RCRA] and the Hazardous and Solid Waste Amendments of 1984 (HSWA), this permit is issued under the provisions of Sections 403.707 and 403.722, Florida Statutes (F.S.) and Chapters 62-4, 62-160, 62-701, 62-730, 62-777 and 62-780, Florida Administrative Code (F.A.C.). This permit replaces expired permit 64247-HO-010. The above-named Permittee is hereby authorized to perform the work or operate the facility shown on the application dated May 2011 and updated on November 4, 2011. The above-named Permittee is also hereby authorized to perform the work or operate the facility shown on the Hazardous Waste permit modification and Solid Waste permit applications dated April 23, 2013, and modified July 25 and August 13, 2013. These modifications and applications 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 RCRA-permitted units are specifically described as follows:

A. RCRA Permitted Units.

This facility operates the following permitted hazardous waste management units:

1. North Container Storage Building

This hazardous waste container storage building has dimensions of 200 feet by 100 feet. The layout of the building is shown in Attachment B. The building is designed to store a maximum volume of 136,400 gallons (equivalent to 2,480 55-gallon drums). The building is subdivided into 17 separate storage cells,

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designated as Cells A through Q, each with independent secondary containment. Hazardous wastes stored in this unit and their designated hazardous waste codes are listed in Appendix II-G of permit application.

2. South Container Storage Building

This hazardous waste container storage building has dimensions of 125 feet 3 inches by 120 feet 3 inches. The permitted container storage area is in the southern half and a small portion of the northern half of the building. Other activities performed in the building include container staging and fuel blending. The layout of this building is shown in Attachment C. The permitted container storage area is designed to store a maximum volume of 106,920 gallons (equivalent to 1,944 55-gallon drums). The container storage area south of the fluid collection trench consists of 18 rows, whereas the container storage area north of the fluid collection trench, located next to the fuel blending area, consists of 1 row. Hazardous wastes stored in this unit and their designated hazardous waste codes are listed in Appendix II-G of the permit application.

3. Storage Tanks

Hazardous waste storage in tank systems is conducted in ten 6,600 gallon (6,000 gallon working volume) carbon steel ("Crude Storage Tanks") tanks designated as T-101 through T-110, located in the South Tank Farm as shown in Attachment D. The total permitted storage capacity is 60,000 gallons or 6,000 gallons per tank. Hazardous wastes stored in these ten tanks and their designated hazardous waste codes are listed in Appendix II-G of permit application.

Hazardous waste storage in tank systems has also been historically conducted in two 7,000 gallon carbon steel tanks ("Bottoms Tanks") designated as R-202 and R-203, previously located in the West Tank Farm as shown in Attachment E. The total permitted storage capacity was 12,600 gallons or 6,300 gallons per tank. Hazardous wastes stored in these two tanks and their designated hazardous waste codes are listed in Appendix II-G of permit application. Tanks R-202 and R-203 have been removed but their capacity has been retained and could be utilized in the future with prior Department approval and permit modification.

4. Fuel Blending Tanks

Hazardous waste fuel blending is conducted in two 980 gallon carbon steel tanks (780 gallon working volume) designated as T-112 and T-114. Hazardous wastes blended in these two tanks and their designated hazardous waste codes are listed in Appendix II-G. Fuel blending tanks T-112 and T-114 and associated ancillary equipment are situated in the fuel blending area located inside the northeastern portion of the South Container Storage Building as depicted in Attachment C. Associated ancillary equipment used in the fuel blending process are illustrated in Figure F-1.2 (Fuels Blending Process Flow) of the permit application and

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locations are illustrated in the Fuel Blending Area of Attachment C; e.g., the paint can crusher, pumps, basket filters, etc.

5. Roll-off Boxes

Hazardous wastes may be stored in roll-off boxes. Roll-off boxes may be stored only on the fenced and paved road area within the facility boundary. The permitted capacity allowed for the roll-off boxes is 32,320 gallons (equivalent to four 40-cubic yard roll-off boxes). Hazardous wastes stored in these containers have designated hazardous waste codes listed in Appendix II-G of the permit application. The designated roll-offs areas are shown on Attachment A. Roll-off boxes containing hazardous waste must clearly be differentiated and delineated from roll-off boxes containing non-hazardous solid waste.

In addition to the above permitted units, the Permittee also operates a hazardous waste transfer facility at this site. The Permittee shall operate the transfer facility in accordance with Rule 62-730.171, F.A.C. Current regulations allow the storage of transfer facility waste anywhere on the paved road area within the facility boundary that conforms to the special requirements for ignitable or reactive waste of 40 CFR 265.176.

B. HSWA Units:

- SWMU-1 Hazardous Waste Fuel Blending Area
- SWMU-2 Drum Staging and Storage Area (South Container Storage Building)
- SWMU-3 Stormwater Collection Tanks
- SWMU-4 Stormwater Retention Ponds
- SWMU-5 Crude Storage Area (South Tank Farm)
- SWMU-6 Intermediate Storage Area (T-201 through T-210)
- SWMU-7 Process Area (all equipment has been removed)
- SWMU-8 Amnesty Days Dumpster (no longer exists)
- SWMU-9 Fume Hood Collection Tank
- SWMU-10 Laboratory Satellite Accumulation Area
- SWMU-11 Boot Cover Disposal Drums (these drums no longer exist)
- SWMU-12 Former Laboratory Trailer Drain Containment Pad currently used as a Scrap Metal Storage Area.
- SWMU-13 North Container Storage Building sampling area
- SWMU-14 Petroleum Wastewater Tanks (T-700 & T-701)
- SWMU-15 Roll-off Storage in the perimeter road area
- SWMU-16 Mix Tub Area
- AOC-A Freon Wash Water Storage Tank

C. Solid Waste Processing Facility (Mix Tub)

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The Permittee will construct and operate the following permitted Solid Waste Processing Facility:

1. Mix Tub Solidification Area

The mix tub solidification area is a 30 ft by 52 ft concrete slab with concrete containment walls on the north, west, and south perimeter of the slab. The layout of the area is shown on Attachment F. The solidification tub is designed to store a maximum volume of 7,474 gallons. The area is subdivided by an east-west containment wall separating a 32.33 ft by 30 ft solid waste storage/solidification area from a 16 ft by 30 ft solidification media storage area. A 20 ft by 16 ft by 3 ft high solidification tub and a 28.33 ft by 2 ft by 1 ft leachate containment trench are located within the waste storage/processing area. Non-hazardous liquids and semi-solids will be solidified in the mix-tub using sawdust or other similar products to absorb free liquids and create a solidified waste.

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. Pursuant to 40 Code of Federal Regulations (CFR) 260.10 [as adopted by reference in Subsection 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 170 Bartow Municipal Airport, Bartow, Florida.

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

1. Revised RCRA Facility Assessment of Laidlaw Environmental Services, Bartow, Inc., Bartow, Florida dated August 21, 1991.
2. RCRA Permit Renewal for Safety-Kleen (Bartow), Inc. dated June 13, 2001. This renewal contains the groundwater monitoring data for the Stormwater Retention Pond (SWMU-4).
3. Operation Permit 64247-HO01-006 issued January 18, 2002. This permit classified the Stormwater Retention Pond (SWMU-4) as a No Further Action.

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4. RCRA Permit Renewal for Clean Harbors Florida LLC. dated May 2011 (received May 31, 2011).
5. RCRA Part B Permit Renewal Submission Fee dated June 6, 2011.
6. Response to the First Notice of Deficiencies dated November 4, 2011.
7. E-mail transmitting electronic copies of Part B revisions including the electronic copy of closure cost estimates dated November 30, 2011.
8. E-mail transmitting updated information on SWMU-12 dated January 13, 2012.
9. E-mail transmitting modified figures for this permit dated January 31, 2012.
10. Solid Waste Mix Tub Permit Application, Clean Harbors, Florida, EPA ID# FLD 980729610, Existing Hazardous Waste Permit # 64247-HO-011 dated August 13, 2013 dated April 23, 2013.
11. Solid Waste Mix Tub Permit Modification, Clean Harbors, Florida, EPA ID# FLD 980729610, Existing Hazardous Waste Permit # 64247-HO-011 dated August 13, 2013 dated April 23, 2013.
12. RCRA Part B Permit Modification dated April 23, 2013.
13. Solid Waste Mix Tub Permit Application, Clean Harbors, Florida, EPA ID# FLD 980729610, Existing Hazardous Waste Permit # 64247-HO-011 dated August 13, 2013 dated July 25, 2013.
14. Solid Waste Mix Tub Permit Modification, Clean Harbors, Florida, EPA ID# FLD 980729610, Existing Hazardous Waste Permit # 64247-HO-011 dated August 13, 2013 dated July 25, 2013.
15. Minor Modification-Incorporating Solid Waste permit into RCRA Permit, First Notice of Deficiencies Response dated July 25, 2013.
16. Solid Waste Mix Tub Documents, Clean Harbors, Florida, EPA ID# FLD 980729610, Existing Hazardous Waste Permit # 64247-HO-011 dated August 13, 2013.
17. Minor Modification-Incorporating Solid Waste permit into RCRA Permit dated August 13, 2013.

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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 construction or operation of this permitted source, or from penalties therefore; nor does it allow the Permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The Permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the Permittee to achieve compliance with the conditions of this permit, 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:

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Clean Harbors Florida LLC.
170 Bartow Municipal Airport
Bartow, Florida 33830-9504

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- 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.

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. :

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- (1) prior to performing field activities;
 - (2) when contamination beyond the facility boundary is confirmed by laboratory analysis;
 - (3) 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;
 - (4) five year annual update to the status of a TPOC; and
 - (5) warning signs at facilities where there may be a risk of exposure to the public of environmental media contaminated with hazardous waste.
- 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 if a hard copy is submitted or by April 1 if electronically delivered of each even numbered year.
- g. Reporting
- (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

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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 Rule 62-4.120 and Subsection 62-730.290(6) F.A.C., as applicable. The Permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department. 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.
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. 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.

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- 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;
 - (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);

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- (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 (except Part VII) shall be provided as described below.
- a. One hard and one electronic copy in optical media format shall be sent to:

Environmental Administrator
Hazardous Waste Program and Permitting Section M.S. 4560
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400
 - b. In addition to copies sent to the Hazardous Waste Program and Permitting Section in Tallahassee, one hard and one electronic copy of all submittals in response to permit conditions shall be sent to:

Hazardous Waste Supervisor

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Clean Harbors Florida LLC.
170 Bartow Municipal Airport
Bartow, Florida 33830-9504

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

All submittals in response to permit conditions in Part VII shall be provided as described below.

- c. One electronic copy in optical media format shall be sent to:

Compliance Assistance Program
Department of Environmental Protection
SWD_Waste@dep.state.fl.us

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 Subsection 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 Subsection 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 District Office may be contacted at (813)470-5700 in Tampa.
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, F.A.C. The Permittee shall submit the application for revisions to the addresses 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

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170 Bartow Municipal Airport
Bartow, Florida 33830-9504

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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 addresses 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 Subsection 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 Appendix II-F.1 of the permit application.

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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 warning sign requirements of Section 403.7255, F.S., and Subsection 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 Appendix II-F.2 of the permit application 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 the Appendix II-F.2 of the permit application.
 - 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.
 - 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.
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.
28. The Permittee may claim that any information required to be submitted by this permit is confidential in accordance with Subsection 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

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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

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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 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. On-site 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 maybe 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 Subsection 62-730.290(4), FAC), 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 Subsection 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

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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.

PART II-HAZARDOUS WASTE OPERATING CONDITIONS

Part II Subpart A-General Hazardous Waste 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 Appendix II-F.5 of the permit application 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.

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6. The Permittee shall comply with the following conditions concerning the Contingency Plan:
- a. The Permittee shall immediately carry out the provisions of Attachment II.F.2 of the permit application 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 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) Polk County Fire Department-Eagle Lake.
 - (2) Polk County Sheriff's Department.
 - (3) Polk County Emergency Management
 - (3) Bartow Regional Medical Center
 - (4) Your Emergency Response Contractor.
 - c. Copies of the Contingency Plan and all subsequent revisions shall be supplied, at a minimum, to all first responders including those identified in Specific Condition 6.b(1), (2) and (4) above. The Contingency Plan shall be in electronic format if the first responder has the capabilities to receive and use an electronic copy.
 - d. The Permittee shall comply with the requirements of 40 CFR 264.53.
 - e. 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 State and local authorities.
 - f. The Permittee shall comply with the requirements of 40 CFR 264.55, concerning the emergency coordinator.
 - g. 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.

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7. Sampling and analysis of permitted and new hazardous wastes shall be conducted in accordance with Appendix II-H–Waste Analysis Plan of the permit application
 - 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. In addition to the copies sent to the Hazardous Waste Regulation Section in Tallahassee, one electronic and one hardcopy of all submittals in response to permit conditions in this Part shall be sent to the district office at the address listed in Part I.16.b.
10. 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.
11. The Permittee shall operate and maintain pumps, compressors, pressure relief devices, and valves according to detailed plans contained in Section R and S of the permit application.
12. The Permittee shall keep complete and current the Facility Air Emission Monitoring/Equipment Log illustrated as Figure 14.2 of Section S of the permit application. [40 CFR 264.1064(b)(1)]
13. The Permittee shall operate and maintain containers and tanks subject to 40 CFR 264 Subpart CC in accordance with Section S of the permit application.
14. The Permittee shall keep, as part of the operating records, results of inspections, monitoring reports, repairs, and other documents required by 40 CFR 264 Subparts AA, BB, and CC for a minimum of three (3) years.

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15. Prior to constructing, installing, or modifying any equipment or unit such that it will become subject to 40 CFR 264 Subparts AA, BB, or CC, the Permittee shall supply the specific information required pursuant to 40 CFR 270.14, .15, .16, .17, .24, 25, and .27 as applicable. The submittal of information for constructing, installing, or modifying a unit (container, tank, surface impoundment, or miscellaneous unit) such that it will become subject to 40 CFR 264 Subpart CC will also require modification of the permit and the appropriate fee.

Part II Subpart B-Specific Hazardous Waste Operating Conditions-Containers

1. The Permittee is allowed to store hazardous waste in containers in the North Container Storage Building as depicted in Attachment B. The hazardous wastes that are permitted for storage in this unit are specified in Appendix II-G of the permit application. Total container storage volume in this unit shall not exceed 136,400 gallons (equivalent to 2,480 55-gallon drums). The maximum number of linear rows shall not exceed 62 rows in 17 individual cells.
2. The Permittee is allowed to store hazardous waste in containers in the South Container Storage Building, in the areas located south and north of the fluid collection trench, as depicted in Attachment C. The hazardous wastes that are permitted for storage in this unit are specified in Appendix II-G of permit application. Total container storage volume in this unit shall not exceed 106,920 gallons (equivalent to 1,944 55-gallon drums). The maximum number of linear rows in the southern and northern storage area shall not exceed 18 and 1 rows, respectively.
3. The Permittee is allowed to store hazardous waste in roll-off boxes. The roll-off boxes may be stored only on the fenced paved road area within the facility boundary. The hazardous wastes that are permitted for storage in these containers are specified in Appendix II-G of the permit application. Total storage volume for these containers shall not exceed 32,320 gallons (equivalent to four 40-cubic yard roll-off boxes).
4. Containers in storage (except for roll-off boxes described in Specific Condition Part II. Subpart B.3 above) shall be on pallets or otherwise elevated so that any liquids on the floor will not come into direct contact with the containers. The maximum container volume that may be placed on one pallet shall not exceed 255 gallons in drums or 330 gallons in one bulk container. Containers may be stacked up to two pallets high. Aisle space between pallet rows or between pallet rows and adjacent walls shall not be less than 30 inches.
5. Containers and roll-off boxes shall be kept closed except when adding or removing waste and shall 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 264.171 and 264.173]

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6. The Permittee shall remove spilled or leaked waste and accumulated precipitation from the container storage and staging areas and the secondary containment collection systems in as timely a manner as possible, but no later than 24 hours after discovery.
7. The Permittee shall use containers that are compatible with the hazardous waste to be stored [40 CFR 264.172].
8. The Permittee shall not store incompatible waste in containers or place it in unwashed containers that have previously held incompatible waste [40 CFR 264.177].
9. The Permittee shall follow the procedures and precautions concerning incompatible wastes and materials as stated in Section B, 4.0 Waste Segregation and Classification System of the permit application at all times.
10. The Permittee shall clearly mark each container of hazardous waste restricted from land disposal with the following information:
 - a. A description of the contents, including all applicable EPA Waste Codes.
 - b. The date the waste was received at the facility.
11. The Permittee shall inspect the container storage and staging areas in accordance with the procedures noted in Appendix II-F.6 of the permit application.
12. Receipt and sampling of containerized wastes (except bulk containers) shall only be conducted in the following staging areas:
 - a. Cells A through G of the North Container Storage Building (Attachment B). Each of these cells may be used as a permitted storage area or a staging area at the discretion of the Permittee as long as the function of the cell is clearly marked.
 - b. The northwestern portion of the South Container Storage Building (Attachment C).Staging time shall not exceed 3 working days.
13. Waste containers scheduled for fuel blending processing may be staged outside of the permitted container storage areas. Staging time shall not exceed 24 hours. This condition shall not apply to hazardous waste satellite accumulation containers or to hazardous waste sample containers having a volume of 0.5 gallons or less.
14. All hazardous waste samples shall be stored at the on-site laboratory.

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15. The Permittee may store non-regulated materials in the permitted container storage areas provided that:
 - a. The Permittee complies with the requirements of 40 CFR 264.175 and includes the volume of non-regulated materials in calculating the total volume of liquid to be stored in a permitted container storage area.
 - b. The Permittee ensures that non-regulated materials have labels indicating the contents of the containers and that the materials are non-regulated.
 - c. The Permittee shall maintain a written record (in the facility operating record) of non-regulated materials in the permitted container storage areas. The record shall include:
 - (1) Description and quantity of each type of non-regulated material received.
 - (2) Location of each type of non-regulated material within the facility and quantity at each location.
 - (3) Waste analysis or equivalent documentation that the material is not regulated.
 - (4) Documentation of the compatibility of the non-regulated materials with all other materials already present in the storage area.
16. The Permittee shall manage all containers, including containers in staging areas and containers of non-regulated materials, in the manner described in this Subpart of the permit to minimize the potential of a release of hazardous waste or hazardous constituents.
17. Vehicles with incoming shipments of hazardous waste shall be unloaded into the appropriate storage or staging area within three consecutive working days of the vehicle's arrival. Vehicles being loaded for outgoing shipment shall leave the facility within five consecutive working 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.

This condition 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 the facility operating record as required in General and Standard Condition 14.e.

Part II Subpart C-Hazardous Waste Tank Systems

Tank system, for the purpose of this permit, is defined as the storage tank, appurtenant equipment and secondary containment structures.

1. The Permittee is allowed to store in tanks only those hazardous wastes specified in Appendix II-G of the permit dated May 2011 and November 4, 2011.

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2. The storage of hazardous waste in tanks shall only be conducted in tanks T-101 to T-110. The locations of these tanks are depicted in Attachment D .
3. The Permittee shall not place waste into tanks that are incompatible with the construction materials of the tank. [40 CFR 264.192(a)]
4. The Permittee shall not place waste into an insufficiently cleaned tank that previously held incompatible waste or material. [40 CFR 264.199(b)]
5. The Permittee shall ensure that ignitable or reactive waste is not placed into any tank unless the requirements of 40 CFR 264.198(a) are met.
6. The volume of waste handled in each tank and their corresponding maximum liquid levels shall not exceed the following:

<u>Tank Number</u>	<u>Maximum Working Volume</u>	<u>Maximum Liquid Level</u>
T-101 to T-110	6,000 gallons	2 feet below the top of the tank

7. The Permittee shall notify the Department if annual thickness testing results show any portion of a tank having a thickness less than the limits stated below:

MINIMUM THICKNESS			
<u>Tank Number</u>	<u>Wall</u>	<u>Head</u>	<u>Cone/Bottom</u>
T-101 to T-110	0.1801 inches	0.1339 inches	0.2175 inches

Records of all thickness determinations shall be maintained for a period of three years.

8. The Permittee shall report any extensive repairs of a tank system to the Department. This report will include the information required by 40 CFR 264.196(e). The tank system shall not be returned to service until the certification report required by 40 CFR 264.196(f) has been submitted to the Department and approved.
9. The Permittee shall ensure that the secondary containment systems, including the curbed driveway, are maintained to prevent a release to the environment.
10. The Permittee shall inspect all permitted storage tank systems (T-101 to T-110) in accordance with procedures stipulated in Inspection Procedures in Appendix II-F.6 of the permit application.
11. The Permittee shall report any release greater than one pound (1 lb.) resulting from a leak or spill to the environment within 24 hours of its detection to the Department [40 CFR 264.196(d)]. The released materials must be removed within 24 hours or in as timely a

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manner as is possible to prevent harm to human health and the environment. [40 CFR 264.196(b)(2)]

12. The Permittee shall submit to the Department a report that contains the requirements of 40 CFR 264.196(d)(3) within 30 calendar days of detection of a release to the environment.
13. The Permittee shall comply with the provision of response to leaks or spills and disposition of leaking or unfit-for-use tank systems of 40 CFR 264.196 by satisfying the following requirements:
 - a. Stop flow or addition of waste into the tank or secondary containment and inspect the system to determine the cause of the release. [40 CFR 264.196(a)]
 - b. Remove waste from leaking tank system to prevent further releases and to allow for inspection and repair, and remove released waste from the secondary containment structure at the earliest possible time. [40 CFR 264.196(b)]
 - c. Prevent possible or further migration of the leak or spill to the environment, and remove and properly dispose of wastes, contaminated soils or residues. [40 CFR 264.196(c)]
 - d. Comply with the notification and report requirements of 40 CFR 264.196(d).
 - e. Comply with the secondary containment, repair or closure requirements of 40 CFR 264.196(e).
 - f. Certify major repairs of the tank system in accordance with 40 CFR 264.196(f).

Part II Subpart D-Fuel Blending

1. The Permittee is allowed to process and blend only those hazardous wastes specified in Appendix II-G of the permit application.
2. The blending of hazardous waste fuels in tanks shall only be conducted in tanks T-112 and T-114. Storage of hazardous waste fuels shall not be conducted in these tanks. Blended fuels shall be removed from the blending tanks immediately after blending. The locations of these two tanks are illustrated in Attachment C.
3. The fuel blending tanks, appurtenant equipment and secondary containment systems shall be maintained to minimize the release of hazardous constituents to the environment.

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- 4. The volume of waste handled in each tank and their corresponding maximum liquid levels shall not exceed the following:

<u>Tank Number</u>	<u>Maximum Working Volume</u>	<u>Maximum Liquid Level</u>
T-112 & T-114	780 gallons	5.5 feet or 2 feet minimum freeboard

- 5. The Permittee shall notify the Department if annual thickness testing results shows any portion of a tank having a thickness less than the limits stated below:

<u>MINIMUM THICKNESS</u>			
<u>Tank Number</u>	<u>Wall</u>	<u>Head</u>	<u>Bottom</u>
T-112 & T-114	0.1337 inches	0.1462 inches	0.1551 inches

Records of all thickness determinations shall be maintained for a period of three years.

- 6. The Permittee shall inspect all permitted fuel blending tank systems (T-112 & T-114) in accordance with procedures stipulated in Appendix II-F6 (Inspections) of the permit application.

Part II Subpart E-Hazardous Waste Closure Conditions

1. The Permittee shall close the container storage units and tank systems 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.
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 K, 9.4 Schedule for Closure, of the permit application. 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).

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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 schedule 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., equipment decontamination, 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 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;

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- 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, F.A.C.
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, F.A.C.

PART III-HAZARDOUS WASTE 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; and
 - 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.

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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.
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 Rule 62-780.550 F.A.C., 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 Paragraph 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

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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 Paragraph 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 Subsection 62-780.700(13). The intent to implement a different approved remedy in a performance based Remedial Action Plan can be provided in the 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.

Part VI Subpart B-Selected Remedies

Not applicable at this time.

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PART VII-SOLID WASTE MIX TUB CONSTRUCTION AND OPERATION

Part VII Subpart A-Construction

1. General Construction Requirements. All construction shall be done in accordance with the approved Construction Plan [ref. Attachment E, Sheets 64BW-5600-200, Rev A & 64BW-5600-500, Rev. D, received 7/25/13]. The Department shall be notified before any changes, other than minor deviations, to the approved Construction Plan are implemented in order to determine whether a permit modification is required.
2. Certification of Construction Completion. Upon completion of construction and prior to operation of the mix tub solidification area at the facility, the engineer of record shall certify to the Department in accordance with Rule 62-701.320(9)(b), F.A.C., that the permitted construction is complete and was done in substantial conformance with the approved construction plans except where minor deviations were necessary. All deviations shall be described in detail and the reasons therefore enumerated.
3. Approval of Certification. The permittee shall not operate the mix tub solidification area at the facility until one of the following has occurred: (1) the Department has stated in writing that it has no objection to the certification of construction completion; or (2) at least 30 days have passed since the certification was submitted and the Department has not responded in writing to the certification.

Part VII Subpart B-Specific Operating Conditions

1. General Operating Requirements. The Permittee shall operate the mix tub solidification area in accordance with the approved Operation Plan [ref. Chapter 1, Appendix C, Section 1-C-1.9, dated 6/18/13]. The Department shall be notified before any changes, other than minor deviations, to the approved Operation Plan are implemented in order to determine whether a permit modification is required.
2. Authorized Waste and Material Types. The mix tub solidification area is authorized for the storage and solidification of **non-hazardous** materials only.
 - a. "Solidification" for the purpose of this permit means the process of physically solidifying a liquid or semi-solid waste.
 - b. "Solidification media" for the purpose of this permit include materials which may change the physical characteristics (e.g. solid/liquid state), but not the chemical characteristics of the materials.

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3. Unauthorized Waste Types. The facility is not authorized to process the following materials:
 - a. activated carbon, reactive materials, oil or solvent-based paint filters, pesticides, oxidizers, grinding swarf, metal powders, poisons (Hazard Class 6.1), dyes, inks in dry powder form, cyanides, and corrosive sludges.
 - b. RCRA and Toxic Substances Control Act (TSCA) wastes.
4. Maximum Storage Quantities. The storage limit of solid waste in the mix tub solidification area (excluding solidification media) is the capacity of the mix tub solidification unit (7,474 gallons).
5. Mix Tub Solidification Area Capacity. If the mix tub solidification area has reached its permitted capacity for storage of wastes or solidification media, the Permittee shall not accept additional waste or materials for processing until sufficient capacity has been restored.
6. Storage and Management. Material shall be stored in mix tub solidification area as shown on Attachment F. All waste and material shall be stored on the concrete slab impervious surface.
7. Contingency Plan and Notification of Emergencies. The Permittee shall notify the Department in accordance with the approved Contingency Plan. Notification shall be made to the DEP's Southwest District Office Compliance Assistance Program at (813) 470-5700 or SWD_Waste@dep.state.fl.us.
8. Housekeeping. The mix tub solidification area shall be operated to control dust, litter and objectionable odors.
9. Leachate Control System. The mix tub solidification area shall be operated with a leachate control system to prevent discharge of liquids outside the containment area and minimize the presence of standing water in the area. The leachate control system shall be maintained to function as designed.
 - a. The leachate collection sump drain shall be inspected for damage and clogging **daily** on operating days and cleaned in accordance with the procedures in Operation Plan, checking for accumulated debris and/or sediment that could impede flow. Accumulated debris that interferes with the proper functioning of the leachate collection system shall be removed immediately. Removed solids and sediments from the drains shall be disposed of as Class I waste.
 - b. The mix tub and mix tub solidification area shall be inspected for damage and cleaned daily on operating days, as in accordance with the procedures in the Operation Plan. The mix tub shall be maintained and repaired immediately, in the event that leakage from the tub is identified. The floors shall be maintained and repaired, as needed, to prevent ponding of liquids.

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- c. Any liquids in the mix tub solidification area, including liquids in the sump drain shall be pumped into the mix tub for solidification or collected and pumped into one of the existing RCRA tanks for characterization and off-site disposal.

Part VII Subpart D-Closure

1. General Closure Requirements. The Permittee shall close the waste processing facility in accordance with the provisions of the approved Closure Plan [Section K, dated 2/7/13]. The Department shall be notified before any changes, other than minor deviations, to the approved Closure Plan are implemented in order to determine whether a permit modification is required.
2. Notifications. The Permittee shall notify the Department at least 180 days prior to ceasing operations, and shall submit a written certification to the Department when closure is complete.

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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
There are no units identified as requiring Confirmatory Sampling at this time pursuant to this permit.				
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 <u>implementing</u> 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 undergoing a Remedial Action Plan or a Natural Attenuation with Monitoring Plan.				

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A.5. List of SWMUs/AOCs at which Site Rehabilitation Completion Determinations without 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 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 - 2 *	South Storage Building, Drum Staging and Storage Area	Loading Dock, Sampling Area, and Storage Unit. Part of a RCRA Permitted Unit.	1987 to Present
SWMU - 3	Stormwater Collection Tank	Used for Temporary Storage of Water Pumped from the Perimeter Road Containment Area.	1987 to Present
SWMU - 4	Storm-Water Retention Ponds	Surface Impoundment	1987 to Present
SWMU - 5	Crude Storage Area (South Tank Farm)	Ten Steel Storage Tanks. Part of a RCRA Permitted Unit.	1987 to Present
SWMU - 6	Intermediate Storage Area	Ten Steel Storage Tanks.	1987 to Present
SWMU - 7*	Process Area	Production Area. Part of a RCRA Permitted Unit.	1987 to Present

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SWMU - 8	Amnesty Days Dumpster	Waste Accumulation Unit	1987 to Present
SWMU - 9	Fume Hood Collection Tank	Waste Accumulation Unit	1987 to Present
SWMU - 10	Laboratory Satellite Accumulation Containers	Waste Accumulation Unit	1987 to Present
SWMU - 11	Boot Cover Disposal Drums	Waste Accumulation Unit. This SWMU has been Removed.	1987 to 2001
SWMU - 12	Former Laboratory Trailer Drain Containment Pad	This SWMU is no longer used for its original purpose. It is now used as a scrap metal storage area.	1987 to Present
SWMU - 13*	North Container Storage Building (NCSB)	Loading Dock, Sampling Area, and Storage Unit. Part of a RCRA Permitted Unit.	1987 to Present
SWMU - 14	Petroleum Wastewater Tanks	Waste Accumulation Unit	1987 to Present
SWMU - 15	Four 40 CY Hazardous Waste Roll-off Storage Units* and Four 40 CY Solid Waste Roll-off Storage Units	Waste Accumulation Unit	2006 to Present
SWMU-16	Mix Tub Area	Mix tub for solid waste stabilization	To be constructed
AOC - A	Freon Wash Water Storage Tank	Waste Accumulation Unit	1987 to Present
* Permitted Container Storage Unit			

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Issued November 25, 2013

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



CHARLES F. GODDARD, PROGRAM ADMINISTRATOR
PERMITTING AND COMPLIANCE ASSISTANCE PROGRAM

Filing and Acknowledgment

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



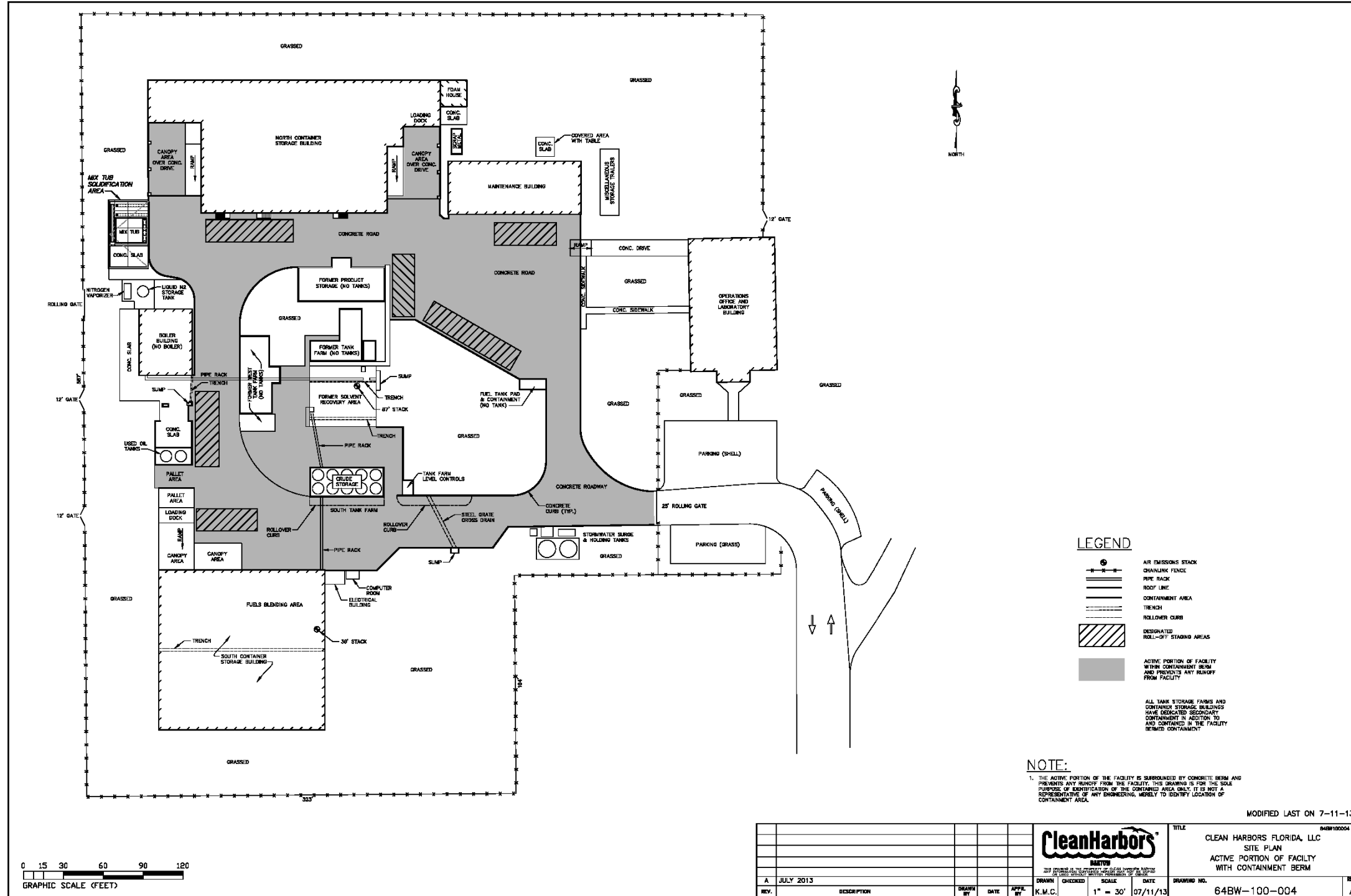
CLERK

November 25, 2013
DATE

PERMITTEE:
 Clean Harbors Florida LLC.
 170 Bartow Municipal Airport
 Bartow, Florida 33830-9504

I.D. NUMBER: FLD 980 729 610
PERMIT/CERTIFICATION NUMBER: 64247-HO-011
EXPIRATION DATE: DECEMBER 10, 2016

Attachment A-Facility Map



LEGEND

- AIR EMISSIONS STACK
- CHAINLINK FENCE
- PIPE RACK
- ROOF LINE
- CONTAINMENT AREA
- TRENCH
- ROLLER CURB
- ▨ DESIGNATED ROLL-OFF STAGING AREAS
- ACTIVE PORTION OF FACILITY WITH CONTAINMENT BERM AND PREVENTS ANY RUNOFF FROM FACILITY

ALL TANK STORAGE FARMS AND CONTAINER STORAGE BUILDINGS HAVE DESIGNATED SECONDARY CONTAINMENT IN ADDITION TO AND CONTAINED IN THE FACILITY DESIGNATED CONTAINMENT.

NOTE:

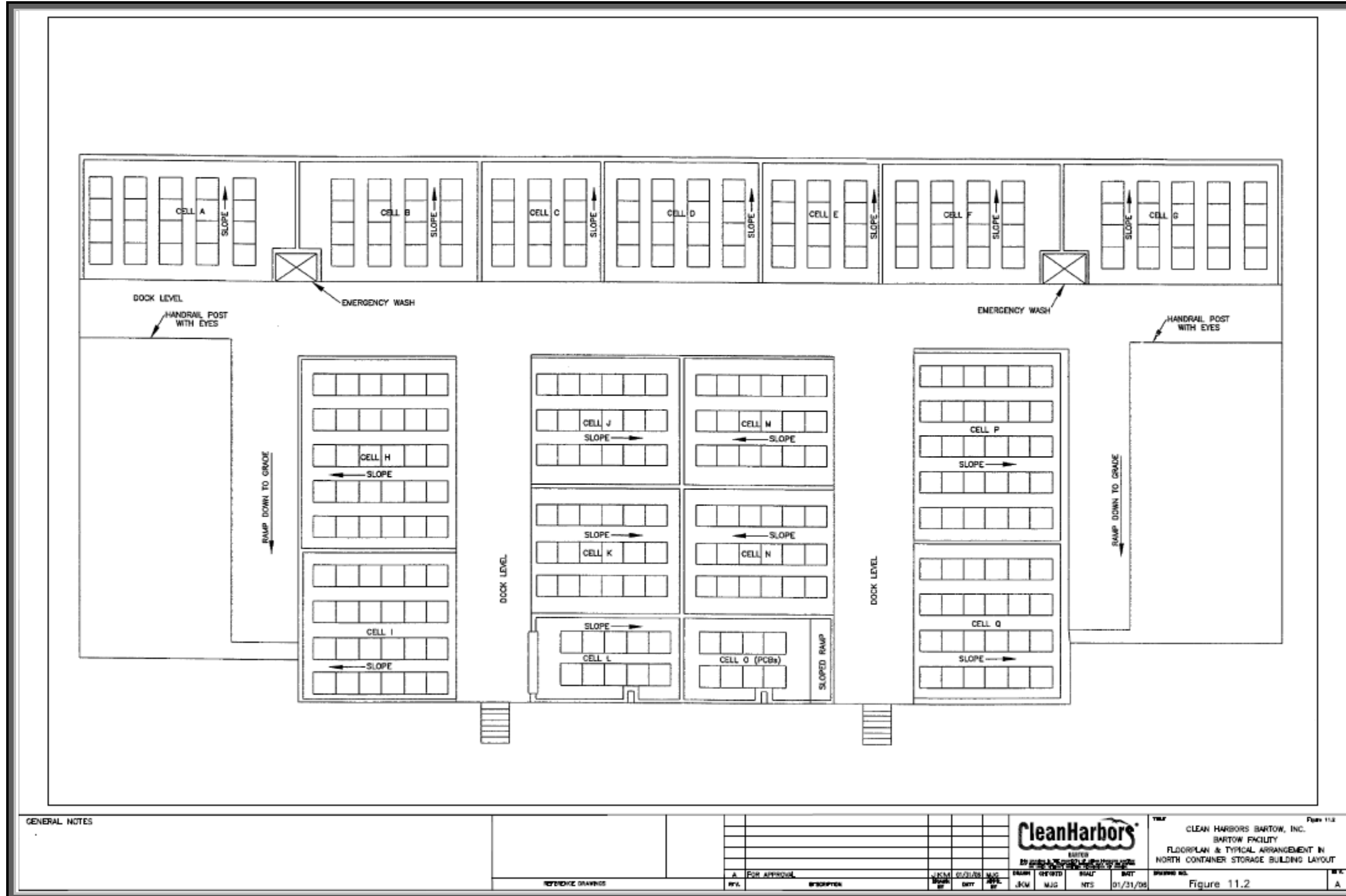
1. THE ACTIVE PORTION OF THE FACILITY IS SURROUNDED BY CONCRETE BERM AND PREVENTS ANY RUNOFF FROM THE FACILITY. THIS DRAWING IS FOR THE SOLE PURPOSE OF IDENTIFICATION OF THE CONTAINED AREA ONLY. IT IS NOT A REPRESENTATIVE OF ANY ENGINEERING, MERELY TO IDENTIFY LOCATION OF CONTAINMENT AREA.

MODIFIED LAST ON 7-11-13



DRAWN		CHECKED		SCALE		DATE		DRAWING NO.		REV.	
A JULY 2013				1" = 30'		07/11/13		64BW-100-004		A	
REV.	DESCRIPTION	DRAWN BY	DATE	APPR. BY	K.M.C.						

Attachment B-North Container Storage Building



GENERAL NOTES

REFERENCE DRAWINGS

NO.	DATE	BY	CHKD BY	DESCRIPTION
A				FOR APPROVAL
1	01/31/05	JCM	MJM	ISSUED
2		JCM	MJM	REVISED
3		JCM	MJM	REVISED
4		JCM	MJM	REVISED
5		JCM	MJM	REVISED
6		JCM	MJM	REVISED
7		JCM	MJM	REVISED
8		JCM	MJM	REVISED
9		JCM	MJM	REVISED
10		JCM	MJM	REVISED
11		JCM	MJM	REVISED
12		JCM	MJM	REVISED
13		JCM	MJM	REVISED
14		JCM	MJM	REVISED
15		JCM	MJM	REVISED

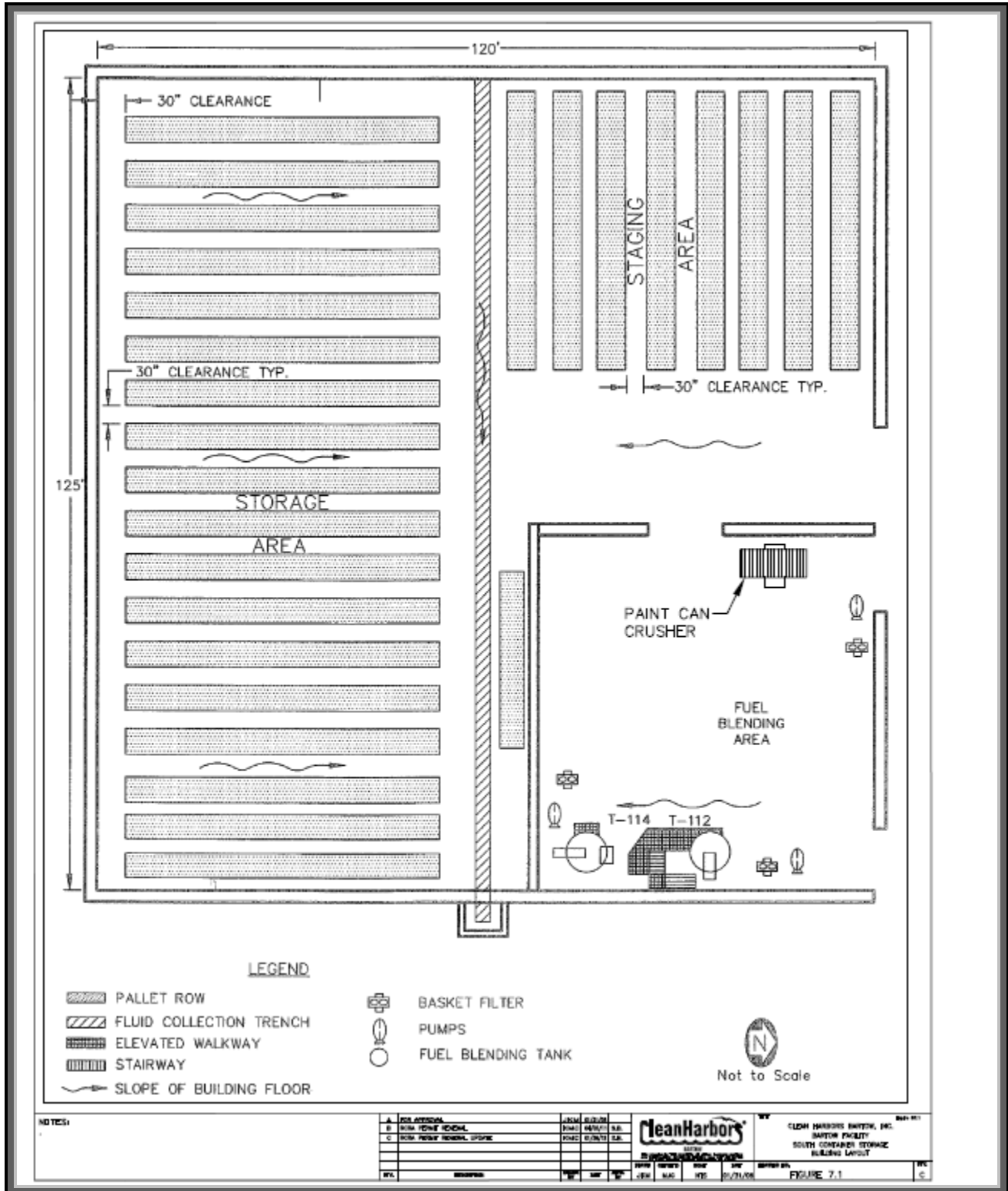


CLEAN HARBORS BARTOW, INC.
 BARTOW FACILITY
 FLOORPLAN & TYPICAL ARRANGEMENT IN
 NORTH CONTAINER STORAGE BUILDING LAYOUT
 Figure 11.2

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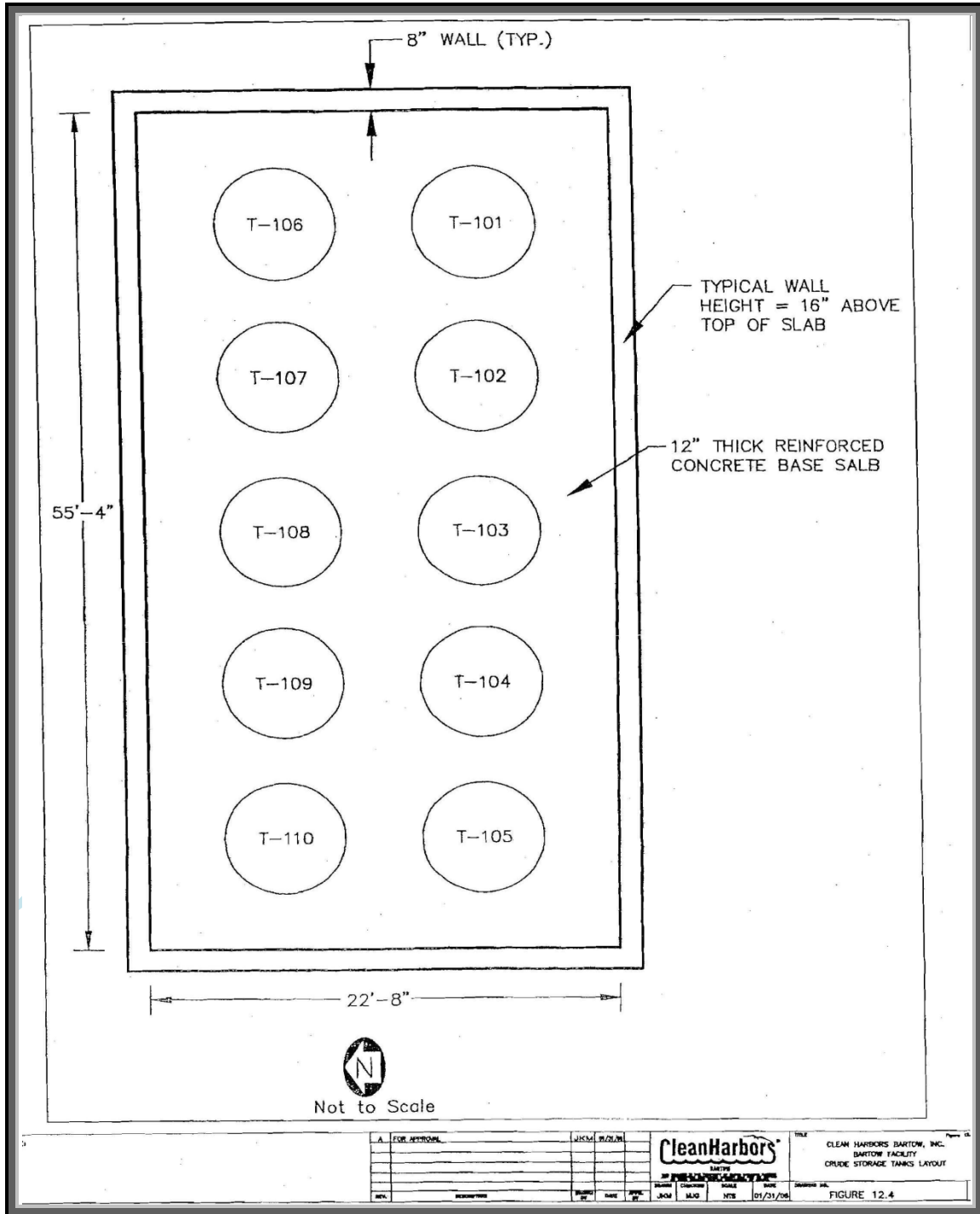
Attachment C-South Container Storage Building



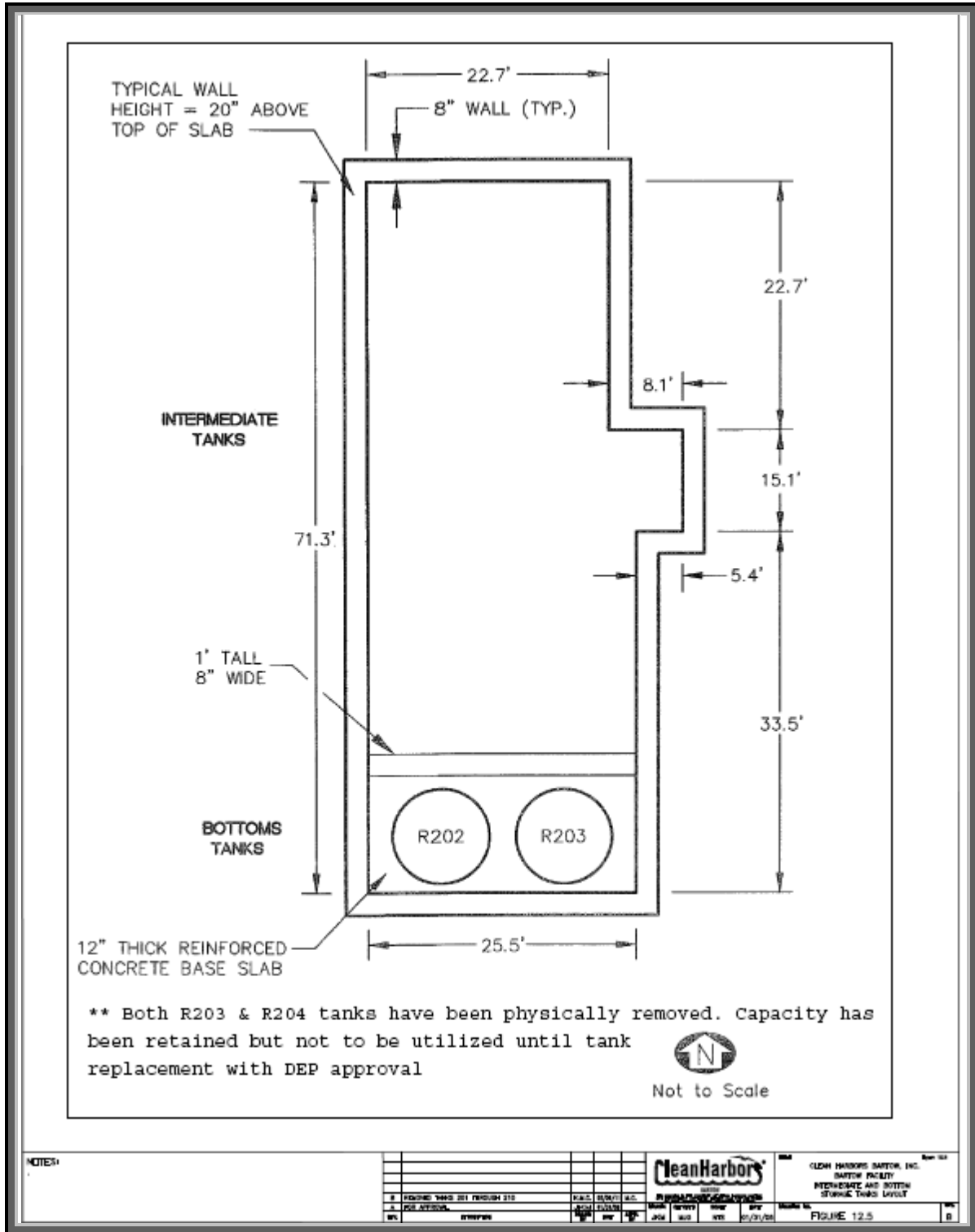
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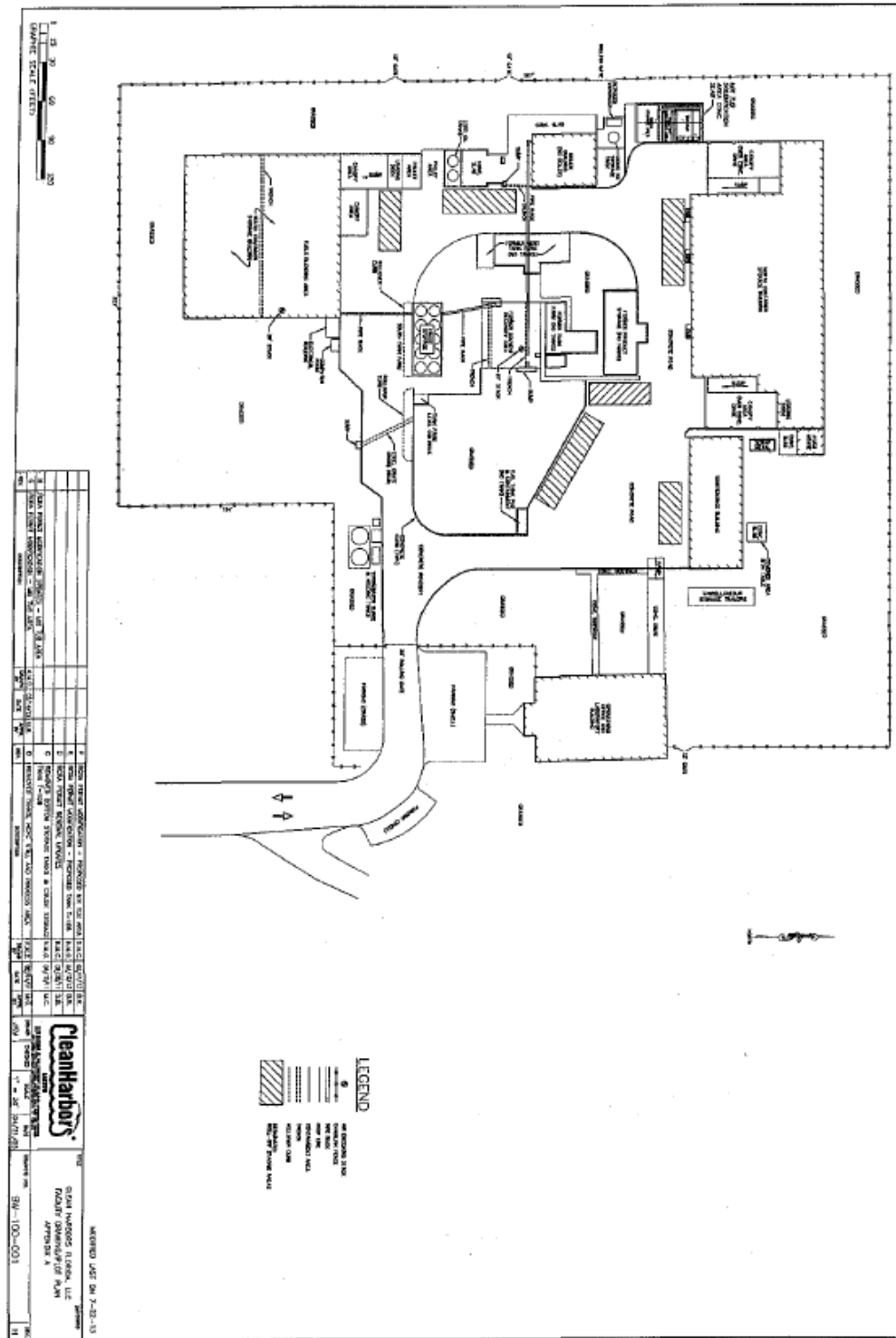
Attachment D-South Storage Tanks



Attachment E-West Storage Tanks



Attachment F- Mix Tub Area Layout



Attachment F- Mix Tub Area Layout (cont)

