



# State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF SUSTAINABLE WASTE MANAGEMENT  
BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT  
401 East State Street

**PHILIP D. MURPHY**  
*Governor*

**SHAWN M. LATOURETTE**  
*Commissioner*

**SHEILA Y. OLIVER**  
*Lt. Governor*

P.O. Box 420, Mail Code 401-02C  
Trenton, New Jersey 08625-0420  
Tel. (609) 984-4250 • Fax (609) 777-1951/984-0565  
[www.nj.gov/dep/dswm/swpl/index.html](http://www.nj.gov/dep/dswm/swpl/index.html)

Paul DeGiulio  
EHS Manager / New Jersey Branch  
Veolia ES Technical Solutions  
125 Factory Lane  
Middlesex, NJ 08846

August 5, 2022

Re: Draft Permit - Renewal of the Hazardous & Solid Waste Facility Part B Permit  
VEOLIA ES TECHNICAL SOLUTIONS LLC (Veolia)  
Middlesex Boro, Middlesex County  
EPA ID No.: NJD002454544, Permit No. HWP190002

Dear Mr. DeGiulio:

Pursuant to N.J.A.C. 7:26G-13 (40 C.F.R. 124.10), the New Jersey Department of Environmental Protection's Division of Sustainable Waste Management is giving public notice of the preparation of a draft permit based on the referenced hazardous waste facility part B permit renewal application.

We wish to extend to you the opportunity to comment on the draft permit and related documents during the public comment period, which begins on August 5, 2022 and ends on September 19, 2022. Enclosed is a copy of the draft permit, public notice, and fact sheet for the referenced hazardous waste facility. The public notice is being published in *The Star Ledger* and *The Home News Tribune*.

If you have any questions regarding this matter, please contact [REDACTED]

Sincerely,

Dana Lawson, Chief  
Bureau of Recycling & Hazardous Waste Management

Enclosures: Draft Permit/Fact Sheet/Public Notice  
Document: Draft Permit Facility  
C: Jennifer Meyer, Supervisor, BRHWM w/o enclosures



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF SUSTAINABLE WASTE MANAGEMENT  
BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT  
401 East State Street

**PHILIP D. MURPHY**  
*Governor*

P.O. Box 420, Mail Code 401-02C  
Trenton, New Jersey 08625-0420  
Tel. (609) 984-4250 • Fax (609) 777-1951/984-0565  
[www.nj.gov/dep/dswm/swpl/index.html](http://www.nj.gov/dep/dswm/swpl/index.html)

**SHAWN M. LATOURETTE**  
*Commissioner*

**SHEILA Y. OLIVER**  
*Lt. Governor*

Paul DeGiulio  
EHS Manager / New Jersey Branch  
Veolia ES Technical Solutions  
125 Factory Lane  
Middlesex, NJ 08846

August 5, 2022

Re: Technical Completeness Status  
VEOLIA ES TECHNICAL SOLUTIONS LLC  
Middlesex Boro, Middlesex County  
EPA ID No.: NJD002454544; Permit No.: HWP190002

Dear Mr. DeGiulio,

The Bureau of Recycling & Hazardous Waste Management (Bureau) is in receipt of Veolia ES Technical Solutions, L.L.C. Permit Renewal Application April 2019 and subsequent submittals Permit Renewal Application March 2021 Response to TNOD dated March 25, 2021, Reply to Technical Notice of Deficiency for RCRA Hazardous Waste Permit Renewal dated July 28, 2022 (hereinafter referred to as the "Renewal Application") received April 30, 2019, March 25, 2021, and August 2, 2022 respectively.

The Bureau has conducted a technical review of the renewal application and has determined the application has one outstanding issue: 1- Proposed modification to the operation of the paint can shredder within 5ft of the fence line and 10 ft of the property line requiring Fire Marshall approval. The Bureau understands that you are working to secure the Fire Marshall's approval.

In moving forward with the permitting process, including issuance of the draft permit renewal, the Bureau agrees to amend the paint can shredder condition, should the Fire Marshall issue an approval for the change prior to the permit being issued as final. Until such time, the paint can shredder condition will remain unchanged from the previous permit. See condition 106 in the draft permit.

If you have any questions regarding this matter, please contact [REDACTED]  
[REDACTED]

Sincerely,



Dana Lawson, Chief  
Bureau of Recycling and Hazardous Waste Management

Doc: Technical Completeness Status

C:     \*Jennifer Meyer, Supervisor, BRHWM  
       \*Betsy Lopez, USEPA Region 2  
       \*Nidal Azzam, Section Chief, USEPA Region 2  
       \*Andy Park, Section Chief, USEPA Region 2

\*Sent via email





## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF SUSTAINABLE WASTE MANAGEMENT  
BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT

401 East State Street

P.O. Box 420, Mail Code 401-02C

Trenton, New Jersey 08625-0420

Tel. (609) 984-3438 • Fax (609) 777-1951/984-0565

[www.nj.gov/dep/dswm/recycling](http://www.nj.gov/dep/dswm/recycling)

**PHILIP D. MURPHY**

*Governor*

**SHAWN M. LATOURETTE**

*Commissioner*

**SHEILA Y. OLIVER**

*Lt. Governor*

Honorable John Madden  
Mayor, Borough of Middlesex  
1200 Mountain Ave  
Middlesex, NJ 08846

August 5, 2022

Re: Draft Permit - Renewal of the Hazardous & Solid Waste Facility Part B Permit  
VEOLIA ES TECHNICAL SOLUTIONS LLC (Veolia)  
Middlesex Boro, Middlesex County  
EPA ID No.: NJD002454544, Permit No. HWP190002

Dear Mayor Madden:

Pursuant to N.J.A.C. 7:26G-13 (40 C.F.R. 124.10), the New Jersey Department of Environmental Protection's Division of Sustainable Waste Management is giving public notice of the preparation of a draft permit based on the referenced hazardous waste facility part B permit renewal application.

We wish to extend to you the opportunity to comment on the draft permit and related documents during the public comment period, which begins on August 5, 2022 and ends on September 19, 2022. Enclosed is a copy of the draft permit, public notice, and fact sheet for the referenced hazardous waste facility. The public notice is being published in *The Star Ledger* and *The Home News Tribune*.

If you have any questions regarding this matter, please contact E [REDACTED]  
[REDACTED]

Sincerely,

Dana Lawson, Chief  
Bureau of Recycling & Hazardous Waste Management

Enclosures: Draft Permit/Fact Sheet/Public Notice  
Document: Draft Permit Mayor  
C: Jennifer Meyer, Supervisor, BRHWM w/o enclosures



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF SUSTAINABLE WASTE MANAGEMENT  
BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT

401 East State Street

P.O. Box 420, Mail Code 401-02C

Trenton, New Jersey 08625-0420

Tel. (609) 984-3438 • Fax (609) 777-1951/984-0565

[www.nj.gov/dep/dswm/recycling](http://www.nj.gov/dep/dswm/recycling)

**PHILIP D. MURPHY**

*Governor*

**SHEILA Y. OLIVER**

*Lt. Governor*

**SHAWN M. LATOURETTE**

*Commissioner*

August 5, 2022

Adolf Everett, Chief  
RCRA Programs Branch  
USEPA Region 2  
290 Broadway, 22<sup>nd</sup> Floor  
New York, NY 10007

Re: Draft Permit - Renewal of the Hazardous & Solid Waste Facility Part B Permit  
VEOLIA ES TECHNICAL SOLUTIONS LLC (Veolia)  
Middlesex Boro, Middlesex County  
EPA ID No.: NJD002454544, Permit No. HWP190002

Dear Chief Everett:

Pursuant to N.J.A.C. 7:26G-13 (40 C.F.R. 124.10), the New Jersey Department of Environmental Protection's Division of Sustainable Waste Management is giving public notice of the preparation of a draft permit based on the referenced hazardous waste facility part B permit renewal application.

We wish to extend to you the opportunity to comment on the draft permit and related documents during the public comment period. Enclosed is a copy of the draft permit, public notice, and fact sheet for the referenced hazardous waste facility.

If you have any questions regarding this matter, please contact [REDACTED]

Sincerely,

Dana Lawson, Chief  
Bureau of Recycling & Hazardous Waste Management

Enclosures: Draft Permit/Fact Sheet/Public Notice

Document: Draft Permit EPA

C: Jennifer Meyer, Supervisor, BRHWM w/o enclosure

\*Nidal Azzam, Section Chief, US EPA

\*Andy Park, Section Chief, US EPA



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF SUSTAINABLE WASTE MANAGEMENT  
BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT

401 East State Street

P.O. Box 420, Mail Code 401-02C

Trenton, New Jersey 08625-0420

Tel. (609) 984-3438 • Fax (609) 777-1951/984-0565

[www.nj.gov/dep/dswm/recycling](http://www.nj.gov/dep/dswm/recycling)

**PHILIP D. MURPHY**  
*Governor*

**SHEILA Y. OLIVER**  
*Lt. Governor*

**SHAWN M. LATOURETTE**  
*Commissioner*

### MEMORANDUM

TO: Internal Distribution List

FROM: Dana Lawson, Chief  
Bureau of Recycling & Hazardous Waste Management

DATE: August 5, 2022

RE: Draft Permit - Renewal of the Hazardous & Solid Waste Facility Part B Permit  
VEOLIA ES TECHNICAL SOLUTIONS LLC (Veolia)  
Middlesex Boro, Middlesex County  
EPA ID No.: NJD002454544, Permit No. HWP190002

We wish to extend to you the opportunity to comment on the draft permit and related documents during the public comment period beginning August 5, 2022 and ending September 19, 2022. Enclosed is a copy of the draft permit, public notice, and fact sheet for the referenced hazardous waste facility.

If you have any questions regarding this matter, please contact [REDACTED]  
[REDACTED]

Enclosures: Draft Permit/Fact Sheet/Public Notice  
Document: Draft Permit Internal  
C: Jennifer Meyer, Supervisor, BRHWM w/o enclosure



# State of New Jersey

## DEPARTMENT OF ENVIRONMENTAL PROTECTION DIVISION OF SUSTAINABLE WASTE MANAGEMENT BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT

401 East State Street

P.O. Box 420, Mail Code 401-02C

Trenton, New Jersey 08625-0420

Tel. (609) 984-3438 • Fax (609) 777-1951/984-0565

[www.nj.gov/dep/dshw/recycling](http://www.nj.gov/dep/dshw/recycling)

**PHILIP D. MURPHY**  
*Governor*

**SHAWN M. LATOURETTE**  
*Commissioner*

**SHEILA Y. OLIVER**  
*Lt. Governor*

August 5, 2022

Re: Draft Permit - Renewal of the Hazardous & Solid Waste Facility Part B Permit  
VEOLIA ES TECHNICAL SOLUTIONS LLC (Veolia)  
Middlesex Boro, Middlesex County  
EPA ID No.: NJD002454544, Permit No. HWP190002

To Whom It May Concern:

Pursuant to N.J.A.C. 7:26G-13 (40 C.F.R. 124.10), the New Jersey Department of Environmental Protection's Division of Sustainable Waste Management is giving public notice of the preparation of a draft permit based on the referenced hazardous waste facility part B permit renewal application.

We wish to extend to you the opportunity to comment on the draft permit and related documents during the public comment period, which begins on August 5, 2022 and ends on September 19, 2022. Enclosed is a copy of the draft permit, public notice, and fact sheet for the referenced hazardous waste facility. The public notice is being published in *The Star Ledger* and *The Home News Tribune*.

If you have any questions regarding this matter, please contact [REDACTED]

Sincerely,

Dana Lawson, Chief  
Bureau of Recycling & Hazardous Waste Management

Enclosures: Draft Permit/Fact Sheet/Public Notice  
Document: Draft Permit General Distribution  
C: Jennifer Meyer, Supervisor, BRHWM w/o enclosures



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF SUSTAINABLE WASTE MANAGEMENT  
BUREAU OF RECYCLING & HAZARDOUS WASTE MANAGEMENT

401 East State Street

P.O. Box 420, Mail Code 401-02C

Trenton, New Jersey 08625-0420

Tel. (609) 984-4250 • Fax (609) 777-1951/984-0565

[www.nj.gov/dep/dswm/swpl/index.html](http://www.nj.gov/dep/dswm/swpl/index.html)

**PHILIP D. MURPHY**

*Governor*

**SHEILA Y. OLIVER**

*Lt. Governor*

**SHAWN M. LATOURETTE**

*Commissioner*

### Solid and Hazardous Waste Facility Permit

Under the provisions of N.J.S.A. 13:1E-1 et seq. known as the Solid Waste Management Act, this permit is hereby issued to:

Veolia ES Technical Solutions, L.L.C.  
125 Factory Lane  
Middlesex, New Jersey 08846

For the Purpose of Operating a:

Lot No.:

Block No.:

In the Municipality of:

County:

Under Facility Permit No.:

EPA ID No.:

Hazardous Waste Storage, Treatment, and  
Transfer and Solid Waste Transfer Facility

2

131

Middlesex

Middlesex

HWP190002

NJD002454544

This permit is subject to compliance with all conditions specified herein and all regulations promulgated by the Department of Environmental Protection.

This permit shall not prejudice any claim the State may have to riparian land, nor does it allow the permittee to fill or alter or allow to be filled or altered in any way, lands that are deemed to be riparian, wetlands, stream encroachment areas or flood plains, or that are within the Coastal Area Facility Review Act (CAFRA) zone or are subject to the Pinelands Protection Act of 1979, nor shall it allow the discharge of pollutants to waters of this State without prior acquisition of the necessary grants, permits, or approvals from the Department of Environmental Protection or the U.S. Environmental Protection Agency.

DRAFT

Issuance Date

DRAFT

Dana Lawson, Bureau Chief

Bureau of Recycling & Hazardous Waste Management

DRAFT

Effective Date

DRAFT

Expiration Date



### Scope of Permit

The conditions of this permit are based on the New Jersey Solid Waste Regulations at N.J.A.C. 7:26-1 et. seq. and the New Jersey hazardous waste regulations at N.J.A.C. 7:26G and on the permit application submitted by the permittee. N.J.A.C. 7:26G “incorporates by reference” (with limited exception) the Federal hazardous waste regulations found at Parts 124, 260-266, 268 and 270, Title 40 of the Code of Federal Regulations (C.F.R.). In order to eliminate confusion, and to clearly describe the precise obligations that are imposed upon the permittee, only the specific Federal regulatory citations are listed in the conditions of this permit. For the applicable State regulatory citations, refer to N.J.A.C. 7:26G.

This permit, along with the referenced permit application documents herein specified, shall constitute the sole Solid and Hazardous Waste Facility Permit for the operation of the solid and hazardous waste facility by Veolia ES Technical Solutions, L.L.C. (permittee). Any registration, Approval or Permit previously issued by the Division of Solid and Hazardous Waste or its predecessor agencies is hereby superseded. The permittee need not comply with the conditions of this permit to the extent and for the duration such non-compliance is authorized by an emergency permit (40 C.F.R. 270.61).

### Description of Solid and Hazardous Waste Activities

Veolia ES Technical Solutions, L.L.C. (Veolia), located in Middlesex Borough, Middlesex County, New Jersey, operates as a major commercial hazardous waste facility by accepting for storage, treatment and transfer to authorized facilities, hazardous wastes generated by a variety of commercial and industrial generators. Activities at the facility include processing of spent organic solvents and other hazardous waste to reclaim solvent products, fuel blending, recycling, treatment of wastewater, and transfer of hazardous and solid wastes.

Storage activities include storage in containers (330,000 gallons), tank wagons (72,000 gallons) and rail cars (210,000 gallons). Storage and treatment activities are conducted in (3) tank farms consisting of fifty (50) aboveground tanks with a total nominal capacity of 751,200 Gallons.

The renewal includes a modification which will increase the total drum storage capacity from 5,000 drums (275,000 gallons) to 6,000 drums (330,000 gallons) and add a provision to provide relief from 40 CFR 264.176 (special requirements for ignitable and reactive wastes) based of Fire Marshal storage recommendations and leasing requirements.

### Referenced Permit Application Documents

The permittee shall operate the facility, and construct or install associated appurtenances thereto, in accordance with the regulations contained in 40 CFR Parts 260 through 270, the conditions of this permit and the following permit application documents:

- (1) Part B Permit Renewal Application dated April 30, 2019, signed by John P. Schantz, EHS Manager, Veolia ES Technical Solutions.

- (2) Part B Permit Renewal Application March 2021 Response to TNOD dated March 25, 2021, signed by Paul DeGiulio, EHS Manager / New Jersey Branch, Veolia ES Technical Solutions.
- (3) Reply to Technical Notice of Deficiency for RCRA Hazardous Waste Permit Renewal, Veolia ES Technical Solutions, L.L.C. dated July 28, 2022 and received August 2, 2022, signed by Paul DeGiulio, EHS Manager / New Jersey Branch, Veolia ES Technical Solutions.

In case of conflict, the applicable hazardous waste management regulations contained in 40 C.F.R. and solid waste regulations contained in N.J.A.C. 7:26-1 et. seq. shall have precedence over the conditions of this permit, and the conditions of this permit shall have precedence over the permit application documents.

#### Appendices

Appendix I: Permit Requirements – Veolia ES Technical Solutions, L.L.C., NJD002454544, Solid and Hazardous Waste Facility Permit No. HWP190002

---

**Subject Item: PI 45806 -**

---

1. The permittee must comply with all conditions of this permit, except that the permittee need not comply with the conditions of this permit to the extent and for the duration such noncompliance is authorized in an emergency permit (See 40 C.F.R. 270.61). Any permit noncompliance, except under the terms of an emergency permit, constitutes a violation of the appropriate Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application. [40 CFR 270.30(a)]
2. If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee must apply for and obtain a new permit. [40 CFR 270.30(b)]
3. A complete application for a new permit shall be submitted at least one hundred eighty (180) days prior to the expiration date of this permit. [40 CFR 270.10(h)]
4. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. [40 CFR 270.30(c)]
5. In the event of noncompliance with the permit, the permittee shall take all reasonable steps to minimize releases to the environment, and shall carry out such measures as are reasonable to prevent significant adverse impacts on human health or the environment. [40 CFR 270.30(d)]
6. The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staffing and training, and adequate laboratory and process controls, including appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems only when necessary to achieve compliance with the conditions of the permit. [40 CFR 270.30(e)]
7. This permit may be modified, revoked and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance, does not stay any permit condition. [40 CFR 270.30(f)]
8. The permit does not convey any property rights of any sort, or any exclusive privilege. [40 CFR 270.30(g)]
9. The permittee shall furnish to the Department, within a reasonable time, any relevant information which the Department may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Department, upon request, copies of records required to be kept by this permit. [40 CFR 270.30(h)]
10. The permittee shall allow an authorized representative of the Department, upon the presentation of credentials and other documents as may be required by law, to: (a) enter at reasonable times upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of this permit; (b) have access to and copy any records that must be kept under the conditions of this permit; (c) inspect any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit; and (d) sample or monitor, for the purposes of assuring permit compliance or as otherwise authorized by RCRA, any substances or parameters at any location. [40 CFR 270.30(i)]

---

**Subject Item: PI 45806 -**

---

11. The permittee shall retain records of all sampling and monitoring information for a period of at least three (3) years from the date of the sample, measurement, report, or certification. Such records shall include all calibration and maintenance records for monitoring devices, all original strip chart recordings or other data for continuous monitoring instrumentation, and copies of all reports which include results of analyses or monitoring data. All reports required by this permit, the certification required by 40 C.F.R. 264.73(b)(9), and records of all data used to complete the application for this permit shall also be retained for a period of at least three (3) years. This period may be extended by the Department at any time. The permittee shall maintain records from all ground-water monitoring wells and associated ground-water surface elevations for the active life of the facility; and for disposal facilities throughout the post-closure care period as well. All samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity. [40 CFR 270.30(i)(2)]
12. Records for monitoring information shall include the date, exact place, and time of sampling or measurements; the identity of the individual(s) who performed the sampling or measurements; the date(s) analyses were performed; the identity of the individual(s) who performed the analyses; documentation of the analytical techniques or methods used; and the results of such analyses. [40 CFR 270.30(j)(3)]
13. All applications, reports, or information submitted to the Department shall be signed and certified as specified in 40 C.F.R. 270.11. [40 CFR 270.30(k)]
14. The permittee shall give notice to the Department as soon as possible of any planned physical alterations or additions to the permitted facility. [40 CFR 270.30(l)(1)]
15. The permittee shall give advance notice to the Department of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements. [40 CFR 270.30(l)(2)]
16. For a new facility, the permittee may not treat, store, or dispose of hazardous waste, and for a facility being modified the permittee may not treat, store, or dispose of hazardous waste in the modified portion of the facility, except as provided in 40 C.F.R. 270.42, until the permittee has submitted to the Department by certified mail or hand delivery a letter signed by the permittee and a registered professional engineer stating that the facility has been constructed or modified in compliance with the permit and the Department has inspected the modified or newly constructed facility and finds it is in compliance with the conditions of the permit. If, within fifteen (15) days of the date of submission of the aforementioned letter the permittee has not received notice from the Department of intent to inspect, prior inspection is waived and the permittee may commence treatment, storage, or disposal of hazardous waste. [40 CFR 270.30(l)(2)]
17. This permit is not transferable to any person except after notice to the Department. The Department may require modification or revocation and reissuance of the permit to change the name of the permittee and incorporate such other requirements as may be necessary under RCRA (See 40 C.F.R. 270.40). [40 CFR 270.30(l)(3)]
18. Monitoring results shall be reported at the intervals specified elsewhere in this permit. [40 CFR 270.30(l)(4)]
19. Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit shall be submitted no later than fourteen (14) days following each schedule date. [40 CFR 270.30(l)(5)]

**Subject Item: PI 45806 -**

20. The permittee shall report any noncompliance which may endanger health or the environment orally within twenty-four (24) hours from the time the permittee becomes aware of the circumstances, including information concerning the release of any hazardous waste that may cause an endangerment to public drinking water supplies and any information of a release or discharge of hazardous waste or of a fire or explosion from the hazardous waste management facility, which could threaten the environment or human health outside the facility. [40 CFR 270.30(l)(6)(i)]
21. The description of any reported occurrences of noncompliance or release and its cause shall include the name, address, and telephone number of the owner or operator; the name, address, and telephone number of the facility; the date, time, and type of incident; the name and quantity of material(s) involved; the extent of injuries, if any; an assessment of actual or potential hazards to the environment and human health outside the facility, where this is applicable; and the estimated quantity and disposition of recovered material that resulted from the incident. [40 CFR 270.30(l)(6)(ii)]
22. A written submission or report of the noncompliance or release shall also be provided within five (5) days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance. The Department may waive the five (5) day written notice requirement in favor of a written report within fifteen (15) days. [40 CFR 270.30(l)(6)(iii)]
23. All oral notifications of noncompliance or releases shall be provided to the NJDEP Hotline at 1-877-WARN DEP. Written notification shall be provided to the Bureau of Recycling and Hazardous Waste Management and the Bureau of Hazardous Waste Compliance and Enforcement at the addresses provided in this permit. [40 CFR 270.30(a)]
24. A biennial report covering facility activities during odd numbered calendar years as specified at 40 C.F.R. 264.75, along with the fee as outlined on that reporting year's Biennial Hazardous Waste Report Fee Verification Form (For NJ), must be submitted as follows:

If submitting an electronic report, complete and submit the report through the MyRCRAid. After successful submission, send by mail a signed copy of the certification page, the SI form, fee verification form and a check in the appropriate fee amount to: New Jersey Department of Treasury, P.O. Box 417, Trenton, NJ 08646-0417; or

If submitting a paper report, mail the completed report and a check in the appropriate fee amount to New Jersey Department of Treasury at the above address.

Make check payable to: "Treasurer, State of New Jersey." [40 CFR 270.30(l)(9), 40 CFR 264.75]

25. The permittee shall report all instances of noncompliance not reported under 40 C.F.R. 270.30(l)(4), (5), and (6) at the time monitoring reports are submitted. The reports shall contain the information listed in 40 C.F.R. 270.30(l)(6). [40 CFR 270.30(l)(10)]
26. Where the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Department, it shall promptly submit such facts or information. [40 CFR 270.30(l)(11)]

---

**Subject Item: PI 45806 -**

---

27. The issuance of this permit does not authorize any injury to persons or property or invasion of other private rights or any infringement of applicable Federal, State, or local laws or regulations. [40 CFR 270.4(c)]
28. Cause for, and procedures of, modification, or revocation and reissuance of this permit shall be as provided under 40 C.F.R. 270.41. [40 CFR 270.41]
29. Causes for terminating a permit during its term or for denying a permit renewal application include the permittee's noncompliance with any condition of this permit; the permittee's failure in the application or during the permit issuance process to disclose fully all relevant facts, or misrepresentation of any relevant facts at any time; or a determination that the permitted activity endangers human health or the environment and can only be regulated to acceptable levels by permit modification or termination. [40 CFR 270.43(a)]
30. Facility personnel shall successfully complete a program of classroom instruction or on-the-job training that teaches them to perform their duties in a way that insures the facility's compliance with the requirements of 40 C.F.R. 264.16, as stated in the facility's Part B permit application documents referenced in this permit. New employees shall be trained within six (6) months of the date of employment. [40 CFR 264.16(a)]
31. The permittee shall maintain the following documents and records at the facility: (a) the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job; (b) a written job description for each position; (c) a written description of the type and amount of both introductory and continuing training that has been and will be given to each person filling a position; and (d) records that document that the training or job experience required has been given to, and completed by, facility personnel. [40 CFR 264.16(d)]
32. The permittee shall keep the training records on current personnel until closure of the facility; training records on former employees shall be kept for at least three (3) years from the date the employee last worked at the facility. Personnel training records may accompany personnel transferred within the same company. [40 CFR 264.16(e)]
33. The facility shall be designed, constructed, maintained and operated to minimize the possibility of fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to the air, soil, surface water or groundwater which could threaten human health or the environment. [40 CFR 264.31]
34. The facility shall be equipped with emergency equipment, including but not limited to: (a) an internal communications or alarm system capable of providing immediate emergency instruction (voice or signal) to facility personnel; (b) a device, such as a telephone (immediately available at the scene of operations) or a hand-held two-way radio, capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams; (c) portable fire extinguishers, fire control equipment, spill control equipment, and decontamination equipment; and (d) water at adequate volume and pressure to supply water hose streams, or foam producing equipment, or automatic sprinklers, or water spray systems. [40 CFR 264.32]
35. All facility communications or alarm systems, fire protection equipment, spill control equipment, and decontamination equipment, where required, shall be tested and maintained as necessary to assure its proper operation in time of emergency. [40 CFR 264.33]

---

**Subject Item: PI 45806 -**

---

36. Whenever hazardous waste is being poured, mixed, spread, or otherwise handled, all personnel involved in the operation must have immediate access to an internal alarm or emergency communication device, either directly or through visual or voice contact with another employee, unless the Department has ruled that such a device is not required under 40 C.F.R. 264.32. [40 CFR 264.34(a)]
37. If there is ever just one employee on the premises while the facility is operating, he must have immediate access to a device, such as a telephone (immediately available at the scene of operation) or a hand-held two-way radio, capable of summoning external emergency assistance, unless the Department has ruled that such a device is not required under 40 C.F.R. 264.32. [40 CFR 264.34(b)]
38. The permittee must attempt to make arrangements with State and local authorities, as appropriate for the type and scale of facility, to familiarize police, fire departments, and emergency response teams with the layout of the facility, properties of hazardous waste handled at the facility and associated hazards, places where facility personnel would normally be working, entrances to and roads inside the facility, and possible evacuation routes. Where State or local authorities decline to enter into such arrangements, the permittee must document the refusal in the operating record and where more than one police and fire department might respond to an emergency, agreements designating primary emergency authority to a specific police and specific fire department, and agreements with any others to provide support to the primary emergency authority must be made. [40 CFR 264.37(a)]
39. The permittee must attempt to make agreements with emergency response teams, emergency response contractors, and equipment suppliers to handle emergencies at the site. [40 CFR 264.37(a)(3)]
40. The permittee must attempt to make arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and the types of injuries or illnesses which could result from fires, explosions, or releases. [40 CFR 264.37(a)(4)]
41. The provisions of the Contingency Plan included in the hazardous waste facility permit application plus all amendments, revisions and modifications thereof subsequently submitted for review and accepted by the Department shall be carried out immediately whenever there is a fire, explosion or release of hazardous waste or hazardous waste constituents which could threaten human health or the environment. [40 CFR 264.51(b)]
42. Whenever there is an imminent or actual emergency situation, the emergency coordinator (or his designee when the emergency coordinator is on call) must immediately activate internal facility alarms or communication systems, where applicable, to notify all facility personnel and notify appropriate State or local agencies with designated response roles if their help is needed. [40 CFR 264.56(a)]
43. If the emergency coordinator determines that the facility has had a release, fire, or explosion which could threaten human health, or the environment outside the facility, and his assessment indicates that evacuation of local areas may be advisable, the emergency coordinator must immediately notify appropriate local authorities. The emergency coordinator shall be available to help officials decide if local areas should be evacuated. The telephone number to reach the Fire and Police Departments: 911. [40 CFR 264.56(d)(1)]

---

**Subject Item: PI 45806 -**

---

44. If the emergency coordinator determines that the facility has had a release, fire, or explosion which could threaten human health, or the environment, the emergency coordinator must immediately notify the New Jersey Department of Environmental Protection, Communication Center/Trenton Dispatch, Bureau of Communication and Support Services, at 1-877-WARN DEP (24 Hours). If the release, fire or explosion could threaten human health or the environment outside the facility, the emergency coordinator shall also notify the government official designated as the on-scene coordinator for the area (in the applicable regional contingency plan under Title 40 Part 1510) or the National Response Center (using their twenty-four (24) hour toll free number) at 800-424-8802. [40 CFR 264.56(d)(2)]
45. When reporting an emergency to the required agencies, the emergency coordinator shall report: (a) name and telephone number of the reporter; (b) name and address of the facility; (c) time and type of incident (e.g. release, fire); (d) name and quantity of material(s) involved, to the extent known; (e) the extent of injuries, if any; and (f) the possible hazards to human health, or the environment, outside the facility. [40 CFR 264.56(d)(2)]
46. The permittee shall note in the operating record the time, date, and details of any incident that requires implementing the contingency plan. Within fifteen (15) days after the incident, the permittee shall submit a written report on the incident to the Department. The report shall include, but not be limited to: (a) name, address, and telephone number of the permittee; (b) name, address, and telephone number of the facility; (c) date, time, and type of incident (e.g. fire, explosion); (d) name and quantity of material(s) involved; (e) the extent of injuries, if any; (f) an assessment of actual or potential hazards to human health or the environment, where this is applicable; and (g) an estimated quantity and disposition of recovered material that resulted from the incident. [40 CFR 264.56(i)]
47. The permittee must comply with the security procedures described in the facility's Part B permit application plus all amendments, revisions and modifications thereof subsequently submitted and referenced in this permit. [40 CFR 270.32(b)(1)]
48. The permittee shall prevent the unknowing entry, and minimize the possibility for the unauthorized entry, of persons or livestock onto the active portion of the facility. [40 CFR 264.14(a)]
49. A facility shall have a twenty-four (24) hour surveillance system which continuously monitors and controls entry onto the active portion of the facility; or an artificial or natural barrier which completely surrounds the active portion of the facility; and a means to control entry, at all times, through the gates or other entrances to the active portion of the facility. [40 CFR 264.14(b)]
50. The permittee shall post a sign with the legend, "Danger - Unauthorized Personnel Keep Out", at each entrance to the active portion of a facility, and at other locations, in sufficient numbers to be seen from any approach to this active portion. The legend shall be written in English and in any other language prevalent in the area surrounding the facility and must be legible from a distance of at least twenty-five (25) feet. Existing signs with a legend other than "Danger - Unauthorized Personnel Keep Out" may be used if the legend on the sign indicates that only authorized personnel are allowed to enter the active portion, and that entry onto the active portion can be dangerous. [40 CFR 264.14(c)]
51. The permittee shall keep a written operating record at the facility in which the information required under 40 C.F.R. 264.73(b) shall be recorded. The information shall be recorded as it becomes available and maintained in the operating record for the duration specified in 40 CFR 264.73(b). [40 CFR 264.73]



---

**Subject Item: PI 45806 -**

---

52. The permittee shall have a detailed written cost estimate of closing the facility. [40 CFR 264.142(a)]
53. The permittee shall adjust the closure cost estimate for inflation within sixty (60) days prior to the anniversary date of the establishment of the financial instrument(s) used to comply with 40 C.F.R. 264.143. If the permittee uses the financial test or corporate guarantee, the closure cost estimate shall be updated for inflation within thirty (30) days after the close of the firm's fiscal year and before submission of the updated information to the Department. The adjustment may be made by recalculating the maximum costs of closure in current dollars, or by using an inflation factor derived from the most recent Implicit Price Deflator for Gross National Product published by the U.S. Department of Commerce in its Survey of Current Business. The inflation factor is the result of dividing the latest published annual Deflator by the Deflator for the previous year. The first adjustment is made by multiplying the closure cost estimate by the inflation factor. The result is the adjusted closure cost estimate. Subsequent adjustments are made by multiplying the latest adjusted closure cost estimate by the latest inflation factor. [40 CFR 264.142(b)]
54. During the active life of the facility, the permittee shall revise the closure cost estimate no later than thirty (30) days after the Department has approved the request to modify the closure plan, if the change in the closure plan increases the cost of closure. The revised closure cost estimate must be adjusted for inflation as specified in 40 C.F.R. 264.142(b). [40 CFR 264.142(c)]
55. The permittee shall keep at the facility, during the operating life of the facility, the latest closure cost estimate prepared in accordance with 40 C.F.R. 264.142(a) and (c) and, when this estimate has been adjusted in accordance with 40 C.F.R. 264.142(b), the latest adjusted closure cost estimate. [40 CFR 264.142(d)]
56. The permittee shall establish financial assurance for closure of the facility. The permittee shall use a financial assurance mechanism approved by the Department, from the options specified in paragraphs (a) through (f) of 40 C.F.R. 264.143. [40 CFR 264.143]
57. The wording of all financial documents (except for the insurance policy itself) that are submitted to comply with the requirements for financial assurance for closure must be as per 40 C.F.R. 264.151 with the changes specified at N.J.A.C. 7:26G-8.1(c)10. [40 CFR 264.143]
58. The permittee shall maintain financial responsibility for bodily injury and property damage to third parties caused by sudden accidental occurrences arising from operations of the facility. The permittee shall have and maintain liability coverage for sudden occurrences in the amount of at least \$1 million per occurrence with an annual aggregate of at least \$2 million exclusive of legal defense costs. The permittee shall demonstrate financial responsibility for sudden accidental occurrences according to the mechanisms given in 40 C.F.R. 264.147 paragraphs (a)(1), (2), (3), (4), (5) or (6). [40 CFR 264.147(a)]
59. The wording of all financial documents (except for the insurance policy itself) that are submitted to comply with the liability coverage requirements must be as per 40 C.F.R. 264.151 with the changes specified at N.J.A.C. 7:26G-8.1(c)10. [40 CFR 264.147]
60. The permittee shall comply with all regulations of the Department and other State Statutes applicable to the facility. Regulations are effective upon publication in the New Jersey Register or as otherwise indicated in the Notice of Adoption in the New Jersey Register. [40 CFR 270.32(b)(2)]

---

**Subject Item: PI 45806 -**

---

61. All documents required to be submitted to the Department by this permit (except biennial reports) shall be submitted to the following agencies: New Jersey Department of Environmental Protection, Division of Sustainable Waste Management, Bureau of Recycling and Hazardous Waste Management, Mail Code 401-02C, P.O. Box 420, Trenton, NJ 08625-0420; and New Jersey Department of Environmental Protection, Division of Waste Compliance and Enforcement, Bureau of Hazardous Waste Compliance and Enforcement - Central, Mail Code 09-03 - P.O. Box 420, Trenton, NJ 08625-0420. [40 CFR 270.32(b)(2)]
62. The permittee shall operate the facility, and construct or install associated appurtenances thereto, in accordance with the regulations contained in 40 C.F.R. Parts 260 through 270, the conditions of this permit, and the permit application documents referenced in this permit. In case of conflict, the applicable hazardous waste management regulations contained in 40 C.F.R. shall have precedence over the conditions of this permit, and the conditions of this permit shall have precedence over the Part B permit application documents. [40 CFR 270.32(b)(2)]
63. One complete set of the permit application documents referenced in this permit, this Solid and Hazardous Waste Facility Permit, and all records, reports and plans as may be required pursuant to this permit shall be kept on-site and shall be available for inspection by authorized representatives of the Department upon presentation of credentials. [40 CFR 264.74(a)]
64. The permittee shall adhere to the provisions of the Waste Analysis Plan cited in this permit, and any subsequent revisions approved by the Division Sustainable Waste Management. No changes shall be made to the Waste Analysis Plan without prior written approval from the Division Sustainable Waste Management. [40 CFR 264.13(b)]
65. Each hazardous waste managed at this location shall be fully identified and classified in accordance with 40 C.F.R. 264.13. At a minimum, the permittee shall develop all of the information which must be known to manage the waste in accordance with the provisions of this permit, as well as to treat or dispose of the waste at an authorized facility. [40 CFR 264.13(a)]
66. Waste sampling and analysis shall be in accordance with the procedures outlined in the waste analysis plan cited in this permit and shall employ equipment and methods as described in the latest edition of USEPA Manual SW-846 or as otherwise approved by the USEPA or the Department. All analyses performed to comply with the conditions of this permit shall be conducted by a laboratory that is certified by the Department to conduct the analysis. [40 CFR 264.13(b)]
67. The permittee shall maintain, in the written Operating Record required by this permit, records and results of all waste analyses and waste determinations performed. Such records and results shall be entered into the written Operating Record as they become available and shall be maintained for the duration of specified in 40 CFR 264.73(b)(3). The permittee may maintain part or all of the operating record required by this condition electronically as long as printed copies are made readily available when requested by the Department. [40 CFR 264.73(a)]
68. All records and results of analyses conducted shall include an identification of the waste sampled, the name of the individual who collected the sample, the date, time, and location of sampling; the date analyses were performed; the name of the individual who performed the analysis; and the results for all test parameters analyzed. [40 CFR 264.73(a)]

---

**Subject Item: PI 45806 -**

---

69. The permittee shall perform inspections in accordance with the referenced permit application documents and this permit. At least weekly, the permittee shall inspect the site safety, security and emergency equipment. This shall include inspections of the internal communication equipment and phone system for proper operation; protective equipment for adequate supply and proper condition; site gate and gate lock for proper operation; site fencing, ladders, platforms, stairways and walkways for corrosion and damage; and warning signs for damage and visibility. At least monthly, the permittee shall inspect fire extinguishers for adequate pressure and charge; first aid equipment and supplies for adequate operation and supplies; emergency equipment and supplies for adequate supply and maintenance; spill absorbent and overpack drums for adequate supply; and electric motors, fire alarm system, and communication systems for power, wear or wiring deterioration. The permittee shall inspect the site for adequate fire hydrant water pressure on an annual basis. [40 CFR 264.15(b)]
70. The permittee must record the inspections required by this permit in an inspection log or summary. Records of all the required inspections shall be maintained at the facility for a minimum of three (3) years. At a minimum, this log must include the date and time of each inspection, the name of the inspectors, a notation of the observations made, and the date and nature of any repairs or other remedial actions performed. [40 CFR 264.15(d)]
71. The permittee shall remedy any deterioration or malfunction of equipment or structures which the inspection reveals on a schedule which ensures that the problem does not lead to an environmental or human health hazard. Where a hazard is imminent or has already occurred, remedial action shall be taken immediately. [40 CFR 264.15(c)]
72. At the time of final closure, the permittee shall close the hazardous waste units authorized by this permit in accordance with 40 C.F.R. 264 Subpart G, the closure plan referenced in this permit, and the conditions of this permit. [40 CFR 264.111(c)]
73. The permittee shall keep a copy of the closure plan and all revisions to the plan at the facility until closure is completed. The plan must identify steps necessary to perform partial and/or final closure of the facility at any point during its active life. [40 CFR 264.112(a), 40 CFR 264.112(b)]
74. The permittee shall amend the closure plan any time changes in operating plans or facility design affect the closure plan or whenever there is a change in the expected year of closure of the facility. The permittee must comply with the requirement cited at 40 C.F.R. 264.112(c)(3) for amendment of closure plan. [40 CFR 264.112(c)]
75. The permittee shall notify the Department at least forty-five (45) days prior to the date the permittee expects to begin closure, except in cases where the facility's permit is terminated or if the facility is otherwise ordered by judicial decrees or compliance order to close. The date when the owner or operator "expects to begin closure" shall be within thirty (30) days after the date on which the owner or operator expects to receive the final volume of wastes.

Nothing in this section shall preclude the owner or operator from removing hazardous wastes and decontaminating or dismantling equipment in accordance with the approved partial or final closure plan at any time before or after notification of partial or final closure. [40 CFR 264.112(d), 40 CFR 264.112(e)]

**Subject Item: PI 45806 -**

76. The permittee shall not accept any waste from any generator without having made a prior determination that each waste stream is adequately classified as a waste authorized for acceptance at the facility in accordance with this permit. The facility shall determine the acceptability of each incoming waste stream by obtaining a completed material profile sheet (MPS). The permittee shall review the MPS for essential parameters including BTU Value and Total Halogen content for fuel blending and distillation operations. The permittee shall also use the MPS to determine chemical compatibility prior to bulking of waste streams. If the generator is unable to accurately complete the MPS, pre-shipment samples shall be taken by the permittee's trained personnel or the generator using SW-846 methods. The samples shall be representative of the actual material to be shipped. The laboratory evaluation of the samples shall be recorded on an evaluation form and maintained at the facility. Upon review of the completed MPS and/or evaluation of samples, the permittee shall determine the acceptability of the waste stream and authorize shipment, if appropriate. [40 CFR 270.32(b)(1)]
77. The permittee is authorized to accept the following waste types for storage, treatment and transfer purposes. The treatment methods to be applied to a specific waste shall be determined based on the procedures described in the permit application documents and this permit. D001 (Ignitable liquids as defined in 40 CFR 261.23); D002 (Corrosive liquids as defined in 40 CFR 261.22); D003 (Spent non-halogenated solvents exhibiting characteristics of reactivity as defined in 40 CFR 261.23); D004-D043 (Liquids exhibiting toxicity characteristics by TCLP as defined in 40 CFR 261.24); F001 - F012, F014, F019, F020 - F028, F032, F034, F035, F037 - F039 (Hazardous waste from non-specific sources as defined in 40 CFR 261.31); All "K" waste types (Hazardous waste from specific sources as defined in 40 CFR 261.32); All "P" waste types (Commercial chemical products or manufacturing chemical intermediates identified as acute hazardous waste as defined in 40 CFR 261.33); All "U" waste types (Commercial chemical products or manufacturing chemical intermediates identified as toxic waste as defined in 40 CFR 261.33). [40 CFR 270.32(b)(1)]
78. All shipments received at the facility shall be either accepted or rejected by the permittee in accordance with the Waste Analysis Plan in the Permit Application document referenced in this permit and any subsequent revisions thereof approved by the Department. Acceptance and rejections procedures shall adhere to the manifest system regulations detailed in 40 CFR 264.71 and 72. All shipments received at the facility must be placed in permitted units within twenty-four (24) hours of entering the facility. [40 CFR 270.32(b)(1)]
79. The permittee shall adhere to the following regarding rejection of unauthorized waste shipments: (1) The permittee shall not accept any waste unless the waste to be accepted is a waste for which the facility is authorized by this permit. (2) The permittee, if offered hazardous waste of a type which the facility is not authorized to accept, shall not accept the waste for storage and processing and follow applicable requirements and instructions found at 40 CFR 264.71 and 72 as deemed necessary for rejection. [40 CFR 270.32(b)(1)]
80. The unmanifested waste report must be submitted to the Department within 15 days of receipt of unmanifested waste. [40 CFR 264.76]
81. The permittee shall store the containers containing PCB wastes in accordance with 40 CFR 761.65. As commercial storer of PCB waste without approval as defined at 40 CFR 761.3, quantities of PCB waste shall not exceed a total of 500 gallons of liquid and/or non-liquid material containing PCBs at regulated levels at one time. Quantities greater than 500 gallons shall not be stored for greater than ten (10) days while an appropriate downstream disposal is arranged. [40 CFR 270.32(b)(2)]

---

**Subject Item: PI 45806 -**

---

82. Prior to accepting any incoming waste shipment, the permittee shall obtain a Materials Profile Sheet (MPS) from the generator and review the MPS for conformance with the "Pre-acceptance" procedures detailed in the Waste Analysis Plan of the Permit Application document referenced in this permit. If in conformance, the permittee shall sample the waste on-site to perform acceptance characterization tests. Sampling shall be done within the facility's secondary containment area using SW-846 methods. Every drum shall be sampled individually. The permittee may composite samples drawn from a maximum of forty (40) drums of the same waste stream received from the same generator, after performing a fingerprint analysis which consists of physical characterization and specific gravity. The permittee shall obtain one (1) sample of each incoming shipment of bulk waste, unless the shipment is to be transferred off-site without processing. In the event of a large quantity waste stream from one source generating multiple trucks or rails, a sample per truck/rail car is not required provided the permittee obtains prior approval from the Bureau of Hazardous Waste and UST Compliance and Enforcement. For multi-compartment tank wagons, all compartments shall be sampled individually. Samples shall be analyzed for the following parameters, as determined by the permittee depending on the source and process generating the waste streams and the specific need for the final processing of the waste, and in accordance with the Waste Analysis Plan of the permit application referenced in this permit: Specific Gravity, Heating Value (BTU), Total Halogen, Flash Point, Metals, Percent Ash, PCBs, and pH. [40 CFR 270.32(b)(1)]
83. Prior to accepting any hazardous waste for transfer, the permittee shall obtain written approval of acceptance of the waste from the authorized destination facility. Copies of such written approvals shall be included in the facility's operating record. The permittee shall sample and analyze the waste destined for an ultimate off-site (destination) facility in accordance with the requirements of the destination facility. [40 CFR 264]
84. If a significant discrepancy in a manifest is discovered, the permittee must attempt to reconcile the discrepancy. If not resolved within fifteen days, the permittee must submit a letter report, including a copy of the manifest, to the Department. [40 CFR 264.72]
85. Materials deemed to be products, shall adhere to the specifications and requirements detailed in this Permit Requirement. Materials that are reclaimed from solid waste and that are used beneficially are not solid waste and hence are not hazardous waste unless the reclaimed material is burned for energy recovery. If the reclaimed materials are not used beneficially or are burned for energy recovery or used in a manner constituting disposal, such reclaimed materials shall be considered as hazardous waste as provided under 40 CFR 61.3(c)2(i) and managed as such. Each hazardous waste stream accepted for reclamation for beneficial use and resale to a customer or the original generator shall be managed as hazardous waste until reclamation has been completed. The permittee shall maintain a log at the facility which contains the results of all analysis or evaluation conducted by the permittee to ensure that compliance with this condition is maintained with respect to the reclaimed material. The log shall contain the following information for each individual reclaimed material: Date of analysis/evaluation; Analysis/evaluation results; Originating treatment unit; Product tank(s) used; Quantity of product generated; and Customer's product specification. [40 CFR 261]

---

**Subject Item: HWSG807523 - Container Storage**

---

86. The permittee is authorized to store containers holding hazardous waste authorized by this permit in accordance with the application documents referenced in this permit and the requirements stated in this permit. The total hazardous waste container storage capacity shall be limited to a maximum of 612,000 gallons. [40 CFR 270.32(b)]
87. The permittee shall design, construct, operate and maintain each container storage area in accordance with the application documents referenced in this permit and in accordance with the requirements at 40 CFR 264.175. [40 CFR 270.32(b)(1)]
88. If a container holding hazardous waste is not in good condition (e.g., severe rusting, apparent structural defects, etc.) or if it begins to leak, the permittee must transfer the hazardous waste from this container to a container that is in good condition. [40 CFR 264.171]
89. The permittee must use a container made of, or lined with, materials which will not react with, and are otherwise compatible with, the hazardous waste to be stored so that the ability of the container to contain the waste is not impaired. [40 CFR 264.172]
90. A container holding hazardous waste must always be closed during storage, except when it is necessary to add or remove waste. [40 CFR 264.173(a)]
91. A container holding hazardous waste must not be opened, handled, or stored in a manner which may rupture the container or cause it to leak. [40 CFR 264.173(b)]
92. Each containment system must have a base underlying the containers which is free of cracks or gaps and is sufficiently impervious to contain leaks, spills, and accumulated precipitation until the collected material is detected and removed. [40 CFR 264.175(b)(1)]
93. The permittee must remove spilled or leaked waste and accumulated precipitation from each containment system in as timely a manner as is necessary to prevent overflow of the collection system. [40 CFR 264.175(b)(5)]
94. The permittee must not place incompatible wastes, or incompatible wastes and other materials, in the same container, unless the permittee complies with 40 C.F.R. 264.17(b). [40 CFR 264.177(a)]
95. The permittee must not place hazardous waste in an unwashed container that previously held an incompatible waste or material. [40 CFR 264.177(b)]
96. A storage container holding hazardous waste that is incompatible with any waste or other material stored nearby must be separated from the other materials or protected from them by means of a dike, berm, wall, or other device. [40 CFR 264.177(c)]
97. The permittee shall manage all hazardous waste placed in a container in accordance with the applicable requirements of Subparts AA, BB, and CC of 40 C.F.R. Part 264. [40 CFR 264.179]
98. The permittee shall inspect each container storage area in accordance with the referenced permit application documents and this permit. At least weekly, the permittee shall inspect the following items: all containers securely closed; any leaking containers or spills; any swollen or bulged containers; any concave containers due to internal vacuum building up; any corroded containers; all containers are properly labeled and identified; all containers are compatible with the waste stored in them; adequate aisle space; and all containers supported above any standing liquids. [40 CFR 264.174]

---

**Subject Item: HWSG807523 - Container Storage**

---

99. Within ninety (90) days after receiving the final volume of waste at a hazardous waste container storage area, the permittee must remove all waste from the area and ship the waste to an authorized facility. [40 CFR 264.113(a)]
100. Within one hundred eighty (180) days after receiving the final volume of waste at a hazardous waste container storage area, the permittee must complete decontamination of the area and container processing equipment. Decontamination procedures shall include power washing of the containment area and equipment with water and detergent. [40 CFR 264.178]
101. Within one hundred eighty (180) days after receiving the final volume of hazardous waste at the container storage area, the permittee shall collect all residues generated from the decontamination of the container storage area and ship the material off-site to a facility authorized to manage such waste. [40 CFR 264.178]
102. Within one hundred eighty (180) days after receiving the final volume of hazardous waste at a hazardous waste container storage area, the permittee must complete decontamination verification procedures for the area. Decontamination verification shall consist of collecting a sample of the final wash water from the hazardous waste container storage area and a wash water blank and analyzing the sample for the Target Compound List (TCL +30) and Target Analyte List Metals. Decontamination procedures shall be repeated until the concentrations of the final wash water test parameters are equal to the amount present in the wash water blank. [40 CFR 264.178]
103. The permittee shall submit to the Department, either prior to or with the closure report, the results of the decontamination verification procedures. The Department will review the results and notify the facility if additional decontamination procedures are required. The permittee shall not remove any equipment or structures requiring decontamination from the site until the Department has made a determination that decontamination was adequate. [40 CFR 264.115]
104. Within sixty (60) days of completion of closure of a hazardous waste container storage area, the permittee shall submit to the Department, by registered mail, a report of closure activities. The report shall include a certification that the container storage area has been closed in accordance with the specifications of the approved closure plan and this permit and supporting documentation. The certification must be signed by the facility and by a qualified professional engineer licensed by the State of New Jersey. The Department will review the report and perform an inspection of the facility. Based on the review of the report and the results of the inspection, the Department will notify the facility of the acceptability of the closure certification and of any additional activities which may be required. [40 CFR 264.115]

---

**Subject Item: HWSG807523 - Container Storage**

---

105. Containers (up to 6,000 gallons capacity for liquids and 100 cubic yards for solids) of hazardous waste shall only be stored in the designated container storage areas detailed in the referenced permit application documents or in truck trailers parked in areas designated in the referenced permit application documents. The total volume of these containers on-site at any time shall be limited to a maximum of 330,000 gallons.

Tank wagons storing hazardous waste shall only be located in designated tank wagon storage areas as detailed in the referenced permit application documents. Total hazardous waste tank wagon capacity on-site at any time shall be limited to a maximum of 72,000 gallons.

Rail cars storing hazardous waste shall only be located in the rail car loading/unloading as detailed in the referenced permit application documents. Hazardous waste rail car capacity on-site at any time shall be limited to a maximum of 210,000 gallons.

In designated container storage areas, container stacking height shall be limited to three 55 gallons drums or equivalent height. However, roll-off containers shall not be stacked. In truck trailers, containers shall not be stacked while in storage. All containers shall be DOT approved. [40 CFR 270.32(b)(1)]

106. All containers holding ignitable or reactive waste must be located at least 15 meters (50 feet) from the facility's property line unless the permittee obtains prior written authorization by the Fire Marshall/Chief.

In accordance with the Office of the Middlesex County Fire Marshall and N.J.A.C. 3405.3.4(2) the operation of the paint can shredder within 5ft of the fence line and 10 feet of the property line is allowed under the following conditions; (1) there may be no more than a 275 gallon tote in the area; (2) the operation must be continuously manned, when the tote is full or operations stopped the tote must be removed from the area; (3) the lease agreement for the 50 foot buffer adjacent to the area from the property commonly known as 5 Factory Lane must be maintained. [40 CFR 264.176]

107. The 200 Tank Farm contains an auger-Hydropulper unit which is no longer in use. The permittee shall close and remove the unit prior to 12/31/22 in accordance with its approved closure plan. [40 CFR 264.113(b)]
108. The permittee shall segregate containers holding hazardous waste by waste classification code and waste characteristics and shall arrange and maintain the containers as detailed in the referenced permit application documents. [40 CFR 270.32(b)]
109. The permittee shall maintain an aisle space between rows of hazardous waste containers stored in the designated areas as follows: In container storage areas a minimum of 30 inches; In truck trailers a minimum of 18 inches. [40 CFR 264.35]



---

**Subject Item: HWSG807524 - Tank Storage**

---

110. The permittee is authorized to store hazardous waste authorized by this permit in the tank systems specified herein. Tank sizes shall be as follows: Tanks 101, 102, and 103 - 25,000 gallons each; Tanks 104, 105, and 106 - 20,000 gallons each; Tanks 107, 108, 109, 110, 111, and 112 - 25,000 gallons each; Tanks 213, 214, and 215 - 16,500 gallons each; Tanks 216, 217, and 218 - 13,500 gallons each; Tanks 219, 220, 221, 222, 223, and 224 - 28,200 gallons each; Tanks 437, 438, 439, 440, 441, 442, 443, 444, 445, and 446 - 10,000 gallons each; Tank T-3 - 5,000 gallons; Tanks A and B - 10,000 gallons each; Receivers 1A, 1B, 4A and 4B - 4,000 gallons each; Receivers 2A-1, 2B-1, 3A-1 and 3B-1 and Stills #2-1 and #3 - 8,000 gallons each; Stills # 1 and #4 - 4,000 gallons each; and Still #5 - 10,000 gallons. The total nominal capacity of the above 50 tanks is 751,200 gallons. Tanks 101, 102, 103, 104, 105, and 106, 437, 438, 439, 440, 441, 442, 443, 444, 445, and 446, Tanks A and B, all the above Receivers, and Stills #2-1, #3, and #5, are constructed of stainless steel. The remaining units are constructed of carbon steel. [40 CFR 270.32(b)(1)]
111. The permittee shall design, construct, operate, and maintain each tank system in accordance with the application documents referenced in this permit and in accordance with the requirements at 40 CFR 264 Subpart J. [40 CFR 270.32(b)(1)]
112. Each secondary containment system must be designed, installed, and operated to prevent migration of waste or accumulated liquid out of the system to the soil, ground water, or surface water at any time during use of the tank system. [40 CFR 264.193(b)(1)]
113. Spilled or leaked waste and accumulated precipitation must be removed from the secondary containment system within 24 hours, or in as timely a manner as is possible to prevent harm to human health and the environment, if the owner or operator can demonstrate to the Department that removal of the released waste or accumulated precipitation cannot be accomplished within 24 hours. [40 CFR 264.193(c)(4)]
114. Each secondary containment system must be maintained free of cracks and gaps. [40 CFR 264.193(e)(1)(iii)]
115. The permittee must not place hazardous wastes or treatment reagents in a tank system if they could cause the tank, its ancillary equipment, or the secondary containment system to rupture, leak, corrode, or otherwise fail. [40 CFR 264.194(a)]
116. The permittee must not place ignitable or reactive waste in a tank system unless the permittee complies with 40 C.F.R. 264.198. [40 CFR 264.198]
117. The permittee must not place incompatible wastes, or incompatible wastes and other materials, in the same tank system, unless the permittee complies with 40 C.F.R. 264.17(b). [40 CFR 264.199(a)]
118. The permittee must not place hazardous waste in a tank system that has not been decontaminated if the tank system previously held an incompatible waste or material, unless the permittee complies with 40 C.F.R. 264.17(b). [40 CFR 264.199(b)]
119. The permittee shall manage all hazardous waste placed in a tank system in accordance with the applicable requirements of Subparts AA, BB, and CC of 40 C.F.R. Part 264. [40 CFR 264.200]

---

**Subject Item: HWSG807524 - Tank Storage**

---

120. The permittee shall inspect the following items at least once each operating day in accordance with the referenced permit application documents and as follows: tank shell and supports for damage, deterioration, corrosion, bulges; overfill prevention controls/spill prevention/tank ancillary equipment for leaks, damage, deterioration and function; containment system for erosion, wet spots, cracks, gaps, uneven settlement, spalling, spills, precipitation; tank label for visibility; and tanks emergency equipment for unobstructed access. At least monthly, the permittee shall inspect the following tank emergency equipment for proper operation and maintenance: High level alarms, high level automatic feed cut-off devices, and all temperature and pressure gages associated with tanks, steam coils, and heat exchangers. [40 CFR 264.195]
121. Within ninety (90) days after receiving the final volume of waste at a hazardous waste tank system, the permittee must remove all waste from the tank and ship the waste to an authorized facility in accordance with the approved closure plan. [40 CFR 264.113(a)]
122. Within one hundred eighty (180) days after receiving the final volume of waste at a hazardous waste tank system, the permittee must complete decontamination of the tank, its ancillary equipment, and its secondary containment system in accordance with the approved closure plan. Decontamination procedures shall include power washing with water/detergent. [40 CFR 264.197(a)]
123. Within one hundred eighty (180) days after receiving the final volume of waste at the tank system, the permittee shall collect all residues generated from the decontamination of the tank system components and ship the material off-site to a facility authorized to manage such waste in accordance with the approved closure plan. [40 CFR 264.197(a)]
124. Within one hundred eighty (180) days after receiving the final volume of waste at a hazardous waste tank system, the permittee must complete decontamination verification procedures for the tank, its ancillary equipment and its secondary containment system in accordance with the approved closure plan. Decontamination verification shall consist of testing a sample of final rinse water and a wash water blank for total petroleum hydrocarbons, volatile organics from the Target Compound List and PCBs. Decontamination procedures shall be repeated until the concentrations of the final waste water sample test parameters are comparable to the amount present in the wash water blank. [40 CFR 264.197(a)]
125. The permittee in accordance with the approved closure plan shall submit to the Department, either prior to or with the closure report, the results of the decontamination verification procedures. Within 60 days the Department will review the results and notify the facility if additional decontamination procedures are required. The permittee shall not remove any equipment or structures requiring decontamination from the site until the Department has made a determination that decontamination was adequate. [40 CFR 264.115]
126. Within sixty (60) days of completion of closure of a hazardous waste tank system, the permittee shall submit to the Department, by registered mail, a report of closure activities. The report shall include a certification that the tank system has been closed in accordance with the specifications of the approved closure plan and this permit and supporting documentation. The certification must be signed by the facility and by a qualified professional engineer licensed by the State of New Jersey. The Department will review the report and perform an inspection of the facility. Based on the review of the report and the results of the inspection, the Department will notify the facility of the acceptability of the closure certification and of any additional activities which may be required. [40 CFR 264.115]

---

**Subject Item: HWSG807524 - Tank Storage**

---

127. A tank system or secondary containment system from which there has been a leak or spill, or which is unfit for use, must be removed from service immediately and the permittee must satisfy the requirements at 40 CFR 264.196. [40 CFR 264.196]
128. The permittee is authorized to treat hazardous waste authorized by this permit in ten (10) tanks numbered 437 - 446, each with a maximum authorized storage capacity of 10,000 gallons, in accordance with the designs and drawings in the permit application documents referenced in this permit. All tanks are constructed of stainless steel. [40 CFR 270.32(b)(1)]
129. The permittee is authorized to treat by neutralization, aqueous based waste streams which are not suitable for fuel blending due to high water content and low BTU value. The treatment which consists of pH adjustment by addition of a predetermined amount of an inorganic acid or base chemical product shall be limited to waste water exhibiting D002 characteristic hazardous waste and shall be conducted in the 400 Tank Farm (Tanks 437-446). The rate of neutralization and the subsequent reaction shall be monitored and controlled to limit the temperature change and prevent the generation of any hazardous vapors. All residues generated by the treatment process shall be identified in accordance with Veolia's Waste Analysis Plan and managed accordingly. All treated waste water shall be shipped off-site as ID 72 to an authorized facility. The treated waste water shall not be discharged to the Middlesex County Utilities Authority. [40 CFR 270.32(b)(1)]
130. The permittee is authorized to blend specific wastes to produce waste-derived fuels, which shall be managed as hazardous waste, as described in the permit application documents and as follows: (1) The waste to be used for fuel blending must be suitable for burning in a combustion device capable of using the material as a usable fuel in conformance with all applicable state and federal environmental laws and regulations. (2) Prior to introducing the wastes into the fuel blending process, the permittee shall take representative samples and analyze the samples in accordance with this permit to determine if the waste is suitable for fuel blending. (3) The waste derived fuels produced by the permittee shall conform to all specifications established by the state and federal environmental regulations, permits or other approvals as are applicable to the recipient installation. (4) The waste derived fuel destined for burning as a fuel shall be shipped as hazardous waste under a hazardous waste manifest to the user of the said fuel provided the user is an installation which operates a combustion device capable of consuming said material as a usable fuel in conformance with all state and federal environmental standards as maybe applicable to the installation; the permittee has made the owner/operator of the recipient installation aware in writing that the material is derived from hazardous waste and use of the material is subject to the state and federal environmental regulations; the permittee obtains documentation from the recipient installation that such installation processes valid state and federal environmental permits required to operate a combustion device for burning hazardous waste derived fuel; and the material conforms to all specifications established by the state and federal environmental regulations, permits or other approvals as are applicable to the recipient installation. [40 CFR 270.32(b)(1)]
131. Any disposition of the hazardous waste derived fuel by the permittee other than as specified in this permit, shall be construed as violation of the Solid Waste Management Act N.J.S.A. 13:1E-1.1 et seq., and shall be cause for penalties prescribed by law and for revocation of this permit. [40 CFR 270.32(b)(1)]

---

**Subject Item: HWSG807524 - Tank Storage**

---

132. The permittee may use the authorized hazardous waste storage tanks specified in this permit for the storage of raw material, processed material (product) and various treatment processes including fuel blending and waste water neutralization described in this permit. The permittee shall decontaminate each hazardous waste storage tank prior to storage of product/raw material in the tank as follows. The permittee shall: completely drain the contents of the tank; remove all sludge and residual free liquids from the tank; permittee shall wash the interior of the tank with water or solvent as applicable and remove all wash solvent from the tank. All wash water / wash solvent resulting from the decontamination process shall be transferred to an authorized hazardous waste management unit and managed as hazardous waste. The permittee shall maintain a log at the facility tracking the activities authorized by this condition. The log shall include the date of the decontamination process, the tanks decontaminated, destination of the waste removed from the tank(s) prior to decontamination and the origin/nature of the product/raw material to be stored in the tank(s). The log shall be maintained at the facility and made part of the facility's operating record. [40 CFR 270.32(b)(1)]

---

**Subject Item: SWTG812429 - SW Transfer**

---

133. In the event of a facility outage or other significant malfunction which would result in the facility's inability to process waste at a rate equal to or exceeding the rate of incoming waste, the operator shall immediately report such situation or event to the Department at 1-877-927-6337. [N.J.A.C. 7:26-2]
134. The permittee shall accept only containerized solid wastes and the containers shall always be kept closed except when necessary to add or remove waste, in order to maintain compliance with N.J.A.C. 7:26-2B.5(b)2. [N.J.A.C. 7:26-2.11]
135. All completed registration statements submitted by the permittee shall be signed as specified at N.J.A.C. 7:26-2.4(e)1. [N.J.A.C. 7:26-2.4(e)]
136. The permittee shall maintain a daily record of wastes received. The record shall include the information specified at N.J.A.C. 7:26-2.13(a). [N.J.A.C. 7:26-2]
137. Pursuant to N.J.A.C. 7:26-2.6(a)(1), if cause exists, the Department may modify, or revoke and reissue this permit, subject to the limitations of that section, and many require the permittee to submit an updated or new application in accordance with N.J.A.C. 7:26-2.6(e), if appropriate. [N.J.A.C. 7:26- 2.6]
138. Pursuant to N.J.A.C. 7:26-6.12(b), the permittee shall operate the facility in compliance with any applicable district solid waste management plan(s) as well as any amendments to and/or approved administrative actions concerning such plans(s). Should the permittee fail to comply with any applicable district solid waste management plan(s), the permittee shall be deemed in violation of N.J.S.A. 13:Et seq. and N.J.A.C. 7:26-1 et seq. and shall be subject to applicable penalties provided thereunder, and any other applicable laws or regulations. [N.J.A.C. 7:26- 6.12(b)]
139. Pursuant to N.J.A.C. 7:26-2.8(b), prior to May 1 of each calendar year the permittee shall submit to the Department a statement updating the information contained in the permittee's initial registration statement. This update shall be on forms furnished by the Department. In no case shall submission of an updated statement alter conditions of this permit. [N.J.A.C. 7:26-2.8(b)]
140. The permittee shall schedule the waste deliveries to the facility in such a manner as to minimize truck queuing on the facility property. Under no circumstances shall delivery trucks and/or transfer trailers accessing or exiting the facility be allowed to park or queue on any public road. [N.J.A.C. 7:26-2]

---

**Subject Item: SWTG812429 - SW Transfer**

---

141. Only solid waste vehicles properly registered, pursuant to N.J.A.C. 7:26-3, with the Department, displaying the appropriate registration number and solid waste decal shall be admitted for loading and unloading of any solid waste at the facility. [N.J.A.C. 7:26- 2.11]
142. Within each 24-hour period the operator shall clean each area where waste has been processed or stored. [N.J.A.C. 7:26-2.11]
143. The permittee shall store the containers holding solid wastes authorized in this permit in accordance with the container management provisions detailed in this permit for hazardous wastes, including but not limited to the design capacity for each storage area, container size, aisle space, and stacking height. [N.J.A.C. 7:26-2]
144. Pursuant to N.J.A.C. 7:26-2.6(d), upon the request of the permittee, an interested party or for good cause, the Department may make certain minor modifications to a permit without issuing a tentative approval, providing public notice thereof or holding a public hearing thereon. [N.J.A.C. 7:26-2.6]
145. Pursuant to N.J.A.C. 7:26-2.6(b), the Department may modify or, alternatively, revoke and reissue this permit if cause exists for termination under N.J.A.C. 7:26-2.6(c) and the Department determines that modification or revocation and reissuance is appropriate. [N.J.A.C. 7:26- 2.6]
146. The operation of the facility shall not result in odors associated with solid waste being detected off-site in any area of human occupancy. [N.J.A.C. 7:26-2.11]
147. Any person signing a registration statement, engineering design or report, environmental and health impact statement or addendum mentioned in N.J.A.C. 7:26-2.4(e)1 or (e)2, submitted on behalf of the permittee, shall make the certification specified at N.J.A.C. 7:26-2.4(e)3. [N.J.A.C. 7:26-2.4]
148. The permittee shall inspect the containers holding wastes authorized in this permit in accordance with the container inspection provisions of this permit. [N.J.A.C. 7:26-2]
149. The permittee shall post at the facility, and provide to the users of the facility, a copy of the traffic routes described in the part B permit application referenced in this permit. [N.J.A.C. 7:26-2]
150. Pursuant to N.J.A.C. 7:26-2.8(p), should the Department determine that the permittee is operating the facility in an environmentally unsound manner, the permittee shall: (1) Within 90 days of notification by the Department, submit a plan to close or environmentally upgrade the facility in conformance with the applicable standards, as determined by the Department and set forth in N.J.A.C. 7:26-1 et seq.; (2) Within 90 days of receipt of written approval by the Department of the submitted plan, begin to close or construct the environmental upgrading at the facility; and (3) Within one year of receipt of written approval by the Department of the submitted plan, complete closure or construction of the environmental upgrading at the facility. [N.J.A.C. 7:26-2.8(p)]
151. Pursuant to N.J.A.C. 7:26-2.8(d), failure of the permittee to submit an updated registration statement and to submit all applicable fees, required by N.J.A.C. 7:26-4, on or before July 1 of each calendar year shall be sufficient cause for the department to revoke this permit or take such other enforcement action as is appropriate. [N.J.A.C. 7:26-2.8(d)]
152. The operator shall maintain a record of the quantity of each authorized waste type accepted for storage and transfer, in accordance with N.J.A.C. 7:26-2.13 and 3.2. [N.J.A.C. 7:26-2.11]

---

**Subject Item: SWTG812429 - SW Transfer**

---

153. The quantity of waste received by the facility operator shall not exceed the system's designed handling, storage or processing capacity as identified in this permit or other permit certificate. The designed processing and storage capacity approved within this permit, or any other permit certificate or approval conditions as a ton per day operational maximum shall be inclusive of all solid waste received at the facility. [N.J.A.C. 7:26-2.11]
154. Departmental inspectors shall have the right to enter and inspect any building or other portion of the facility, at anytime. This right to inspect includes, but it is not limited to: (1) Sampling any materials on site; (2) Photographing any portion of the facility; (3) Investigating an actual or suspected source of pollution of the environment; (4) Ascertaining compliance or non-compliance with any statutes, rules, or regulations of the Department, including conditions of this permit or other permit or certificate issued by the Department; or (5) Reviewing and copying all applicable records, which shall be furnished upon request and made available at all reasonable times for inspection. [N.J.A.C. 7:26-2.11]
155. The permittee shall accept and process waste at the facility in accordance with the following schedules: Waste Acceptance - Monday through Sunday, 6:00 a.m. to 7:00 p.m.; Waste Processing - 24 hours per day. [N.J.A.C. 7:26-2]
156. Pursuant to N.J.A.C. 7:26-2.8(r), should closure or the environmental upgrading required pursuant to N.J.A.C. 7:26-2.8(p) not be completed or should continued operations be determined by the Department to be environmentally unsound despite the implementation of the plan approved pursuant to N.J.A.C. 7:26-2.8(p), the facility shall temporarily or permanently cease operations and close or enter into receivership, as provided for in N.J.S.A. 13:1E-9, for that period of time necessary to rectify the environmentally unsound conditions. [N.J.A.C. 7:26- 2.8]
157. The permittee is authorized to accept the following waste types (ID Numbers) in addition to the hazardous waste types authorized elsewhere in this permit: 10 - Household hazardous waste from household hazardous waste collection centers; 27 - Dry industrial waste; 27A - Waste material consisting of asbestos or asbestos containing waste; 27I - Waste material consisting of incinerator ash or ash containing waste; 72 - Liquids or mixtures consisting of solid matter suspended in liquid media which are contained within or discharged from, any one vessel, tank or other container which has the capacity of twenty (20) gallons or more, as defined at N.J.A.C. 7:26-2.13(h)li, excluding septic tank clean-out wastes and liquid sewage sludge. The permittee is not authorized to accept any other type or description of solid waste as defined at N.J.A.C. 7:26-2.13(g) and (h), or regulated medical waste as defined at N.J.A.C. 7:26-3A.6(a). [N.J.A.C. 7:26-2]
158. Pursuant to N.J.A.C. 7:26-2.13(i), solid waste shall be identified at the point of generation. The facility permitted herein is not the point of generation of waste received. Solid waste received by the facility shall retain the ID type identified in the O and D form received by the facility. The type of solid waste shall not change due to processing of the solid waste. [N.J.A.C. 7:26- 2.13(i)]
159. The permittee shall designate waste remaining after processing, within the O and D form and the daily record of the facility, as the same waste type as originally received at the facility. The permittee shall not subject ID 27 solid waste to mechanized processing such as grinding, shredding or baling, such that the physical appearance of the material is altered prior to disposal at a designated district facility. [N.J.A.C. 7:26-2.13(c)]

---

**Subject Item: SWTG812429 - SW Transfer**

---

160. The permittee shall operate the facility, and construct or install associated appurtenances thereto, in accordance with the provisions of N.J.A.C. 7:26-1 et seq., the conditions of this permit, and the permit application documents referenced in this permit. In case of conflict, the provisions N.J.A.C. 7:26-1 et seq. shall have precedence over the conditions of this permit, the conditions of this permit shall have precedence over permit the permit application documents, and the most recent revisions and supplemental information approved by the Department shall prevail over prior submittals and designs. [N.J.A.C. 7:26- 1]
161. One complete set of the permit application documents, this permit, and all records, reports and plans as may be required pursuant to this permit shall be kept on-site and shall be available for inspection by authorized representatives of the Department upon presentation of credentials. [N.J.A.C. 7:26-2]
162. The permittee may accept a maximum of 250 tons of solid waste of the type authorized in this permit on any operating day. All wastes shall be accepted in USDOT approved containers for storage at the facility prior to transfer to other authorized facilities. The permittee may also consolidate wastes from smaller containers into roll-off containers. [N.J.A.C. 7:26-2]
163. Pursuant to N.J.A.C. 7:26-2.8(q), a one time extension of the compliance schedule established by N.J.A.C. 7:26-2.8(p) shall be granted by the Department provided the permittee demonstrates that it has made good faith effort to meet the schedule. [N.J.A.C. 7:26-2.8]
164. Pursuant to N.J.A.C. 7:26-2.8(c), the permittee shall notify the Department in writing within 30 days of any changes in the information set forth in the permittee's current registration statement. [N.J.A.C. 7:26-2.8(c)]
165. The daily record shall be maintained, shall be kept, and shall be available for inspection in accordance with N.J.A.C. 7:26-2.13(b). [N.J.A.C. 7:26-2]
166. The permittee shall verify, retain and make available for inspection a waste origin/disposal (O and D) form for each load of solid waste received in accordance with N.J.A.C. 7:26-2.13(c). [N.J.A.C. 7:26-2]
167. Facility property surrounding the actual process/storage area shall be maintained free of litter, debris, and accumulation of unprocessed waste, process residues and effluents. [N.J.A.C. 7:26-2.11]
168. The approved final O and M manual shall be maintained at the facility. A written description of any proposed changes to the approved, final O and M manual shall be submitted to the Department for review. These proposed changes shall not be implemented at the facility until the Department approves the changes. [N.J.A.C. 7:26-2.11]
169. The permittee shall comply with the waste analysis provisions of this permit to determine that each waste stream is adequately classified as a waste authorized for acceptance. [N.J.A.C. 7:26-2]
170. Where the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Department, the permittee shall promptly submit such facts or information. [N.J.A.C. 7:26-2]
171. All engineering designs and reports, the environmental and health impact statement, other information requested as "Addendums" by the Department pursuant to N.J.A.C. 7:26-2.4(f) and (g)4 and documents required to be submitted pursuant to N.J.A.C. 7:26-2.9 and 2.10, submitted on behalf of the permittee, shall be signed by a person described in N.J.A.C. 7:26-2.4(e)1 or by a duly authorized representative of that person, as specified at N.J.A.C. 7:26-2.4(e)2. [N.J.A.C. 7:26-2]

---

**Subject Item: SWTG812429 - SW Transfer**

---

172. Pursuant to N.J.A.C. 7:26-6.4, upon request by the Department, the permittee shall submit, in such form as the Department may deem appropriate, information concerning the sources of wastes received and the transportation or disposal patterns associated with such wastes. [N.J.A.C. 7:26-2]
173. The permittee shall submit monthly summaries of wastes received to the Division of Sustainable Waste Management, Bureau of Solid Waste Planning and Licensing and the Solid Waste Coordinator for the Middlesex County District, on forms provided by the Department (or duplicates of same), no later than 20 days after the last day of each month. The monthly summaries shall include the information specified at N.J.A.C. 7:26-2.13(e). [N.J.A.C. 7:26- 2]
174. The permittee shall use only the container storage areas identified in this permit for storage and consolidation of solid wastes. The permittee shall process the amount of wastes received by the end of each operating day. [N.J.A.C. 7:26-2]
175. The permittee shall keep all containers appropriately closed or covered at all times except during consolidation in roll-off containers. [N.J.A.C. 7:26-2]





NOTICE OF A PUBLIC COMMENT PERIOD ON  
RENEWAL OF A SOLID AND HAZARDOUS WASTE FACILITY PART B PERMIT  
UNDER RESOURCE CONSERVATION AND RECOVERY ACT (RCRA)

The New Jersey Department of Environmental Protection, Division of Sustainable Waste Management, hereby gives notice that it has tentatively approved a Solid and Hazardous Waste Facility Renewal application with changes submitted by Veolia ES Technical Solutions, LLC to include the operation of a paint can shredder unit at their solid and hazardous waste facility located in Middlesex Borough, Middlesex County. This permit covers ongoing solid and hazardous waste activities that are regulated by the Solid Waste Management Act (N.J.S.A. 13:1E-1 et seq.) and the Resource Conservation and Recovery Act (RCRA).

Veolia ES Technical Solutions, L.L.C. (Veolia) operates as a commercial solid and hazardous waste facility by accepting for storage, treatment, and transfer to authorized facilities, solid and hazardous waste generated by a variety of commercial and industrial generators (its clients). Activities at the facility include processing of spent organic solvents and other hazardous waste to reclaim solvent products, fuel blending, treatment of wastewater, and storage and transfer of hazardous and solid waste. Waste storage activities include storage in containers (330,000 gallons), tank wagons (72,000 gallons), and rail cars (210,000 gallons) for a total of 612,000 gallons. Storage, processing, and treatment of hazardous waste are conducted in forty-five (45) aboveground tanks with a total capacity of 717,200 gallons. The addition of the paint can shredder unit is needed due to an increase in the quantities of flammable paints and paint-related material collected from household hazardous waste events and drop-off locations. The unit allows for the safe and efficient removal of the liquids from these containers so the contents can be fuel-blended and sent for energy recovery.

The public comment period on this tentative approval begins with the publication of this notice and will close forty-five (45) days thereafter. During this period, any interested person may submit written comments concerning the tentatively approved permit to:

Dana Lawson, Chief  
Bureau of Recycling & Hazardous Waste Management  
Division of Sustainable Waste Management  
New Jersey Department of Environmental Protection  
401 E. State Street  
P.O. Box 420, Mail Code 401-02C  
Trenton, New Jersey 08625-0420



The Department will respond to all relevant comments submitted during the public comment period. These comments and the Department's response will be set forth in a response document which shall become part of the administrative record upon which the Department shall base its final decision. Any person who has submitted relevant written comments will receive notification of the Department's final decision. Upon the written request of any interested party which, in the opinion of the Department, raises significant issues relevant to the proposed permit issuance during the public comment period, a public hearing will be scheduled regarding the proposed permit issuance.

Copies of the draft permit and supporting permit application are available for inspection at the office of the Department's Division of Sustainable Waste Management listed above. Anyone wishing to obtain a copy of a fact sheet on the facility, the draft permit, and/or further information, or to arrange

to review the administrative record should first contact Ms. Dana Lawson at the above listed address or telephone number.

FACT SHEET PURSUANT TO N.J.A.C. 7:26G-13 (40 C.F.R. Part 124.8) FOR  
VEOLIA ES TECHNICAL SOLUTIONS, L.L.C.  
LOT NO. 2 - BLOCK NO. 131  
MIDDLESEX BOROUGH, MIDDLESEX COUNTY, NEW JERSEY

---

FACILITY DESCRIPTION

Veolia ES Technical Solutions, L.L.C. (permittee) located in Middlesex Borough, Middlesex County, New Jersey, operates as a commercial solid and hazardous waste facility by accepting for storage, treatment and transfer to authorized facilities, solid and hazardous waste generated by a variety of commercial and industrial generators. Activities at the facility include processing of spent organic solvents and other hazardous waste to reclaim solvent products, fuel blending, treatment of wastewater, and storage and transfer of solid and hazardous waste.

The permittee has applied to the Department of Environmental Protection (Department) for a renewal of its solid and hazardous waste facility permit (permit) to continue the above-described waste storage, treatment, and transfer activities.

The renewal includes a modification which will increase the total drum storage capacity from 5,000 drums (275,000 gallons) to 6,000 drums (330,000 gallons) and add a provision to provide relief from 40 CFR 264.176 (special requirements for ignitable and reactive wastes) based on Fire Marshall storage recommendations and leasing requirements.

BASIS FOR DRAFT PERMIT CONDITIONS

The Department has determined that VEOLIA ES TECHNICAL SOLUTIONS, has met the requirements to continue to operate a solid and hazardous waste facility. Therefore, in accordance with 40 C.F.R. 124.6, the Department has prepared a draft solid and hazardous waste facility permit renewal for public comment. Conditions of the draft permit are based on regulations adopted under the authority of the Resource Conservation and Recovery Act (RCRA), as amended by the Hazardous and Solid Waste Amendments of 1984 (HSWA), on the Federal level and the New Jersey Solid Waste Management Act (SWMA) on the State level. These regulations can be found at N.J.A.C. 7:26G-1 et seq. and 40 C.F.R. Parts 260-270.


The State of New Jersey is not authorized by the United States Environmental Protection Agency (USEPA) for the corrective action provisions of HSWA. Therefore, conditions pertaining to corrective action have not been included in the draft permit. If necessary, corrective action requirements will be addressed in a permit issued by USEPA.

VARIANCES AND ALTERNATIVES TO STANDARDS

The company's engineering design and operations have provided for sound hazardous waste management to minimize the threat of release of hazardous waste to the land, air, and ground water. No variances or alternatives to the required standards were requested.

## PROCEDURES FOR A FINAL DECISION

The public comment period will begin with the publication of the public notice and will end forty-five (45) days thereafter. Comments and requests for a public hearing should be directed to:

Dana Lawson, Bureau Chief  
Bureau of Recycling & Hazardous Waste Management  
Division of Sustainable Waste Management  
New Jersey Department of Environmental Protection  
401 East State Street, P.O. Box 420, Mail Code 401-02C  
Trenton, New Jersey 08625-0420  


After close of the public comment period, the Department will issue a final permit decision. The Department will notify the applicant and each person who submitted written comments or requested notice of the final decision. At that time, the Department will also issue a response to comments.