



BRUCE KING
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-2850

JUDITH M. ESPINOSA
SECRETARY

RON CURRY
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

May 15, 1991

Scott E. Fore
Vice President, Environment, Health and Safety
Safety-Kleen Corp.
777 Big Timber Road
Elgin, IL 60123

Dear Mr. Fore:

Enclosed for your information is the revised draft RCRA operating permit, the public notice and the fact sheet for Safety-Kleen's Albuquerque Service Center. The public notice to initiate the public comment period will be published on or about May 20, 1991. Comments concerning the revisions made to the draft permit and received from Safety-Kleen by July 18, 1991 will be considered in accordance with the New Mexico Hazardous Waste Management Regulations (HWMR-6), Part IX.

For your convenience, copies of the pages from the original draft permit that have been revised are inserted into the revised draft permit in their appropriate locations. Besides the revisions made to address the changes to the facility, the revisions that address comments on the original draft permit made by the Environmental Protection Agency, Region 6, Safety-Kleen Corp., the City of Albuquerque Environmental Health Department and the New Mexico Hazardous and Radioactive Waste Bureau, are included. There are additional administrative changes that include changing all references to the Director to the Secretary and the New Mexico Environmental Improvement Division (NMEID) to the New Mexico Environment Department (NMED) and typographic errors that are not enclosed.

You should be aware that once a permit is signed it becomes a legally binding document by which Safety-Kleen must abide. I encourage you to provide a thorough review of the revisions to the draft permit so that all potential concerns may be addressed.

LEGAL NOTICE

NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS AND RADIOACTIVE WASTE BUREAU

PUBLIC NOTICE NO. 43

May 20, 1991

NOTICE OF INTENT TO GRANT A PERMIT FOR THE OPERATION OF A
HAZARDOUS WASTE STORAGE FACILITY

SAFETY-KLEEN CORP. ALBUQUERQUE, NM

The State of New Mexico is authorized to operate a hazardous waste management program in lieu of the Federal program for those portions of the Resource Conservation and Recovery Act (RCRA) in effect prior to the Hazardous and Solid Waste Amendments of 1984 (HSWA). The HSWA impose additional requirements on hazardous waste management facilities, and these requirements will be administered and enforced by the U.S. Environmental Protection Agency (EPA) until the State of New Mexico receives authorization for those requirements.

Under the authority of RCRA, the New Mexico Environment Department (NMED) and EPA Region 6, propose to issue a permit to the Safety-Kleen Corporation for the storage of hazardous waste in containers and in a double-walled underground tank at its facility located at 2720 Girard NE, in Albuquerque, NM. The portion of the permit issued by NMED is issued under the authority of the New Mexico Hazardous Waste Act (Section 74-4-1 et seq. NMSA 1978, as amended 1989), and the portion of the permit issued by EPA is issued under the authority of the Resource Conservation and Recovery Act as amended by HSWA. The Safety-Kleen Albuquerque facility has been assigned the EPA identification number NMD 000804294.

A draft permit had been submitted on January 7, 1991 for public comment and public comment was accepted until February 21, 1991. Revisions have since been made to the Paint Waste Storage Building, now called the H-3 Flammable Storage Building, and the Return and Fill Station, ancillary equipment to the underground storage tank system. Those changes were made in order to comply with the City of Albuquerque fire codes. Therefore, NMED is issuing a revised draft permit, and the public is invited to comment on the revisions to the draft permit. Comments concerning the revisions to the draft permit will be accepted until July 18, 1991. The HSWA portion of the permit issued by EPA will not be reopened for public comment.

Revisions to the draft permit include the design specifications changes to the H-3 Flammable Storage Building and the Return and Fill Station, ancillary equipment to the underground storage tank system. The design changes were made in order to comply with the City of Albuquerque fire codes. The hazardous wastes stored in the H-3 Flammable Storage Building will be ignitable waste: including paint wastes containing, among other constituents, toluene, xylene, methyl ethyl ketone, methyl isobutyl ketone, acetone, isopropanol, methanol, ethanol, normal butyl acetate, cadmium, chromium, and lead; spent dry cleaning solvent comprised of mineral spirits; and return and fill dumpster sediments from spent mineral spirits drained into the underground storage tank. The Return and Fill Station is ancillary equipment for the underground storage tank system. Spent mineral spirits will be drained into the underground storage tanks through the station and sediments will accumulate in the dumpster. All these wastes are shipped from Safety-Kleen's Albuquerque facility to a recycling facility in Denton, Texas.

The EPA portion of the permit which is not reopened for comment, will be the requirements imposed by HSWA, such as waste minimization, land disposal restrictions, corrective action for continuing releases, and emission standards for process vents and equipment.

The administrative record for this decision consists of a fact sheet, Safety-Kleen's permit application, and related correspondence. The draft permit and full administrative record may be reviewed at the office of the Hazardous and Radioactive Waste Bureau at 1190 St. Francis Dr., Santa Fe, NM. The fact sheet and draft permit may be reviewed at the Albuquerque Main Public Library, 501 Copper Ave. NW, Albuquerque, NM; or at the EPA Region VI library, 1445 Ross Ave., Dallas, TX. To obtain a copy of the administrative record or any part thereof, at 35 cents per page, contact:

Mr. David Englert
NMED - Hazardous and Radioactive Waste Bureau
1190 St. Francis Dr.
P.O. Box 26110
Santa Fe, NM 87502
505-827-0142

Any person who wishes to comment upon the proposed permit or to request a public hearing must submit written comments or requests, including the commenter's name and address, to the address given above. Requests for a public hearing must state the nature of the issues to be raised at the hearing. Only comments and/or requests received before July 18, 1991 will be considered.

All written comments submitted on the proposed permit will be considered in formulating a final decision. NMED and/or EPA may

modify the draft permit based on the comments received. NMED will notify Safety-Kleen Corporation, and each person who submitted a written comment during the public comment period, of the final decision or of any public hearing that may be scheduled.

If, after consideration of all written comments, this proposed action becomes the final decision, NMED and EPA will issue a RCRA permit to Safety-Kleen. This permit will regulate activities conducted by the Safety-Kleen facility in Albuquerque and will require that all activities comply with applicable State and Federal law, as well as with the terms of the permit.

This notice satisfies the requirements of the Resource Conservation and Recovery Act, as amended, 42 U.S.C. 6901 et seq., and 40 CFR 124.10. The EPA portion of the final permit, if issued, will implement the requirements of the Hazardous and Solid Waste Amendments of 1984 (HSWA) to the Federal Solid Waste Disposal Act, as amended. The State of New Mexico and EPA have entered into a joint permitting agreement whereby RCRA permits may be issued and enforced by the State in accordance with the New Mexico Hazardous Waste Management Regulations until the State receives authorization under RCRA to administer the requirements of the HSWA. Until that time, the HSWA requirements will be issued and enforced by EPA. All permit terms are also enforceable by EPA. In order for the applicant to have a fully effective RCRA permit, both NMED and EPA must issue the permit.

FACT SHEET

Intent to Issue a Permit for the Operation
of Hazardous Waste Units
Under the
New Mexico Hazardous Waste Act

SAFETY-KLEEN CORPORATION, ALBUQUERQUE, NM

Activities: Hazardous waste storage in containers and a double-walled underground storage tank.

Facility Name: Safety-Kleen Corp. Service Center

EPA I.D. Number: NMD 000804294

Location: 2720 Girard NE, Albuquerque, New Mexico 87107

Landowner: Safety-Kleen Corporation

Facility Operator: Safety-Kleen Corporation

Interim Status

Activities:

A draft permit had been submitted on January 7, 1991 for public comment and comment was accepted until February 21, 1991. Revisions have since been made to the Paint Waste Storage Building, now called the H-3 Flammable Storage Building and the Return and Fill Station, ancillary equipment to the underground storage tank system. Those changes were made in order to comply with the City of Albuquerque fire codes. Therefore, NMED is issuing a revised draft permit, and the public is invited to comment on the revisions to the draft permit. Comments concerning the revisions to the draft permit will be accepted until July 18, 1991. The HSWA portion of the permit issued by EPA will not be reopened for public comment.

Safety-Kleen Corporation's Albuquerque Service Center is located in Bernalillo County about one mile northwest of the Carlisle Blvd. and S.R. 40 intersection. Safety-Kleen is a commercial service-oriented company whose customers are primarily engaged in automotive repair, industrial maintenance and dry cleaning.

Safety-Kleen offers three (3) services which involve the accumulation and storage of spent solvent. The listed hazardous wastes which are stored at the facility include Parts Cleaner Solvent, Dry Cleaner Solvent and Paint Wastes. These wastes are shipped from the service center to one of seven (7) Safety-Kleen recycle centers or to an independent reclaimer and are then returned to the customers as usable product.

The original service offered by the Company was the parts cleaner service and it remains the primary business activity. This service involves the leasing of a small parts degreasing unit which consists of a sink affixed to a 16- or 30-gallon drum containing Safety-Kleen 105 solvent (mineral spirits). On a regularly scheduled basis, a Safety-Kleen sales representative cleans and inspects the parts washer machine and replaces the drum with one of clean product. Safety-Kleen also offers a service for the collection of filter cartridges and still bottoms contaminated with dry cleaning solvents, usually perchloroethylene. These wastes are drummed or boxed on the customer's premises and are periodically collected by a sales representative. A paint waste reclamation program was initiated to service the automobile body repair businesses. Wastes containing various thinners and paints are collected in 5- and 16-gallon drums on the customer's premises and are periodically collected by a sales representative.

**Description of
the permit:**

The permit describes the procedures, structures and equipment Safety-Kleen will use to store wastes in containers at the one existing storage container building, at a new building to be constructed, and a double-walled underground storage tank to be installed. Wastes are stored in containers which meet or exceed Department of Transportation (DOT) requirements, and are physically separated according to compatibility. The permit includes a waste analysis plan, inspection plan, closure plan, operating procedures and the regulations applicable for the permit period. The U.S. Environmental Protection Agency (EPA) also imposes additional requirements on hazardous waste management facilities, and these

requirements will be administered and enforced by the EPA under authority of the Hazardous and Solid Waste Amendments of 1984 (HSWA).

**Availability of
the draft permit:**

A copy of the revised draft permit is available for public review at the Albuquerque Main Public Library, 501 Copper Ave. NW, Albuquerque, NM 87107, and at the office of the Hazardous and Radioactive Waste Bureau of the New Mexico Environment Department, 1190 St. Francis Drive, Santa Fe, NM 87502. The EPA HSWA portion of the permit was not reopened for comment and will not be available for comment.

Comment Period:

Any person, including the applicant, who wishes to comment on the tentative decision to issue the permit or on the terms of the draft permit may do so by submitting written comments to the Hazardous and Radioactive Waste Bureau, New Mexico Environment Department, 1190 St. Francis Drive, P.O. Box 26110, Santa Fe, NM, 87502; attention David Englert. Comments must be received by July 18, 1991 to be considered.

**Procedures for
Requesting a
Hearing:**

Any person, including the applicant, who wishes to request a public hearing concerning the proposed action, may do so by submitting a written request for a hearing to the address in the above section. Any request for a hearing shall be submitted in writing and shall state the nature of the issues proposed to be raised in the hearing. Only requests received by July 18, 1991, will be considered.

Final Decision:

All comments submitted on this proposed action will be considered in formulating a final decision. Under the Hazardous Waste Management Regulations, the Secretary may either approve the permit as written, modify the permit based on the comments received, or deny the permit, either in whole or in part. If the permit is issued, it will become the operating conditions for hazardous waste management at Safety-Kleen. If the permit is denied in whole or in part, the units for which a permit is denied will lose interim status and will be required to close

according to the Hazardous Waste Management Regulations for interim status units. The NMED will notify Safety-Kleen, and each person who submitted comment during the public comment period, of the final decision, or of any public hearing which may be scheduled.