

**PUBLIC NOTICE
OF A PUBLIC HEARING
ON THE PROPOSED REISSUANCE OF A HAZARDOUS
WASTE MANAGEMENT PERMIT TO
EXCEL TSD of TENNESSEE, L.L.C.**

BY

**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF SOLID WASTE MANAGEMENT
NASHVILLE, TENNESSEE**

The Tennessee Department of Environment and Conservation's (TDEC) Division of Solid Waste Management (DSWM) will conduct a public hearing at 6:30 p.m., September, 11, 2008, at Riverview Community Center, 1891 Kansas, Memphis (901-774-3041) to receive comments on DSWM's proposed permit. DSWM proposes to reissue a hazardous waste management permit (TNHW-075) to Excel TSD of Tennessee, L.L.C. (ETSD) that would allow the facility to operate a Hazardous Waste Storage and Treatment facility. This action follows the pre-application public meeting conducted by the facility on June 28, 2001, as required by Rule 1200-1-11-.07(2)(c)3(i). No comments were received at the meeting.

From 6:30 p.m. to 7:00 p.m., citizens are invited to inspect and discuss the draft permit, [fact sheet](#), and other materials with representatives from DSWM and ETSD. The formal part of the hearing will begin at 7:00 p.m. DSWM will explain its tentative decision to reissue the permit after which ETSD will describe the facility. Oral and/or written comments on the draft permit will then be received from the public. There will also be an opportunity for public comments to be taped or written and submitted from 6:30 p.m. to 7:00 p.m.

Excel TSD of Tennessee, L.L.C. (EPA ID Number: TND 98 084 7024), located at [552 Rivergate Road, Memphis, Shelby County, TN 38109](#), submitted a Part A and a Part B permit renewal application to DSWM on April 2, 2001. The receipt of the applications was public noticed on June 15, 2001, by DSWM. ETSD proposes to store hazardous waste in three container storage areas: Container Storage Building A (currently permitted) would have a maximum storage volume of 16,720 gallons; Container Storage Building B would have a maximum storage volume of 11,000 gallons; and the Outside Hazardous Waste Container Management Area would have a maximum storage volume of 30,060 gallons. The maximum quantity of hazardous waste stored in Tanks F1 and F2 would be 6,000 gallons each. These tanks were operating under interim status (per Consent Order dated June 2, 1992). The maximum quantity of hazardous waste to be treated in containers by Fuel Blending is 3,000 gallons per hour, neutralization and stabilization is 500 gallons per hour, separation/consolidation of wastes is 3,000 gallons per hour, and emptying of pressurized containers is 500 gallons per hour.

A Fact Sheet has been prepared that summarizes the draft permit requirements. If issued, the permit would be effective for ten years.

Also included as part of this draft permit are the corrective action conditions for the solid waste management units (SWMUs) and areas of concern (AOCs). ETSD shall be required to investigate any releases of hazardous waste or hazardous constituents pursuant to this permit at the facility regardless of the time at which waste was placed in a unit and to take appropriate corrective action for any such releases. Currently, the SWMUs and AOCs do not require any further action. These conditions also require notification of imminent hazards, and when

applicable, compliance with the requirements developed under land disposal restrictions and organic air emission standards.

DSWM proposes to reissue the permit under the authority of the Tennessee Hazardous Waste Management Act of 1977, as amended, Tennessee Code Annotated, Section 68-212-101 et seq., and Rule Chapter 1200-1-11, Hazardous Waste Management.

Copies of the draft permit, [fact sheet](#), and public notice are available for public inspection at Levi Branch Library, 3676 Highway 61 South (South Third Street), Memphis, TN (901-789-3140); Central Library, Science and Business Dept., 3030 Poplar Ave, Memphis, TN (901-415-2700). These materials are also available for public inspection during normal business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday, except legal holidays, at the TDEC Memphis Field Office, Public Access Area, Perimeter Park, 2510 Mt. Moriah, Suite E645, Memphis, TN 38115 (901-368-7939).

Any interested person may submit written comments on DSWM's proposal or obtain further information by contacting: Ms. Dilraj Mokha; Treatment, Storage and Disposal Section; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535; telephone 615-532-0821; or e-mail to Dilraj.Mokha@state.tn.us. **The comments must be received by 4:30 p.m., September 22, 2008 to assure consideration.** After considering all public comments received, the DSWM Director will issue a final permit decision and a Response to Comments.

Individuals with disabilities who wish to participate in these proceedings (or to review these filings) should contact TDEC to discuss any auxiliary aids or services needed to facilitate such participation. Such contact may be in person, by writing, telephone, or other means and should be made no less than ten days prior to September 11, 2008, to allow time to provide such aid or services. Contact the ADA Coordinator at 1-866-253-5827 for further information. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

Persons who wish to be on DSWM's mailing list should request a Mailing List Request form by calling or writing: Public Participation Officer; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535 (615-532-0798); or e-mail Solid.Waste@state.tn.us.

NOTICE ISSUED: August 8, 2008