

**NOTICE OF FINAL DECISION
TO REISSUE A CORRECTIVE ACTION PERMIT
Perma-Fix of Memphis**

The Tennessee Department of Environment and Conservation's (TDEC) Division of Solid Waste Management (DSWM) has made a final decision to reissue a hazardous waste management corrective action permit to Perma-Fix Environmental Services, Inc., 901 East Bodley Avenue, Memphis, Shelby County, Tennessee; EPA Identification Number: TND 99 127 9480. The permit was issued on September 30, 2009, and shall remain in effect until September 30, 2019, unless continued, revoked and reissued, or terminated under applicable regulations. This action follows a 45-day public comment period, which ended on September 17, 2009. A public hearing was held on September 8, 2009. Four members of the public attended the public hearing and provided oral comments. Written comments were received from DuPont. All comments are addressed in the [Response to Comments](#).

The new permit TNHW-142, replacing TNHW 101, is issued under Tennessee Code Annotated, Section 68-212-101 *et seq.*, and Tennessee Rule Chapter 1200-1-11, Hazardous Waste Management. It identifies known solid waste management units (SWMUs) and areas of concern (AOCs) at the Perma-Fix of Memphis site. The facility shall be required to investigate any release of hazardous waste or hazardous constituents pursuant to this permit, regardless of the time at which waste was placed in a unit, and to take appropriate corrective action for any such release. In addition to corrective action, under the conditions of this permit, Perma-Fix will also be required to notify of imminent hazards; and as applicable, comply with the requirements developed under land disposal restrictions and organic air emission standards.

A copy of the permit, including the [Response to Comments](#), is available for public inspection at the South Branch Library, 1929 South Third Street, Memphis, TN (901-946-8518). 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 Environmental Field Office, Public Access Area, 2510 Mt. Moriah, Perimeter Park, Suite E-645, Memphis, TN 38115-1520 (901-368-7939).

For further information, contact: Mr. Clayton Bullington; Corrective Action Section; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535; 615-532-0859; fax 615-532-0886; or e-mail clayton.bullington@tn.gov.

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@tn.gov.

TDEC is committed to principals of equal opportunity, equal access, and affirmative action. Contact the EEO/AA Coordinator at 1-888-867-7455 or the ADA Coordinator at 1-866-253-5827 for further information. Hearing impaired callers may use the Tennessee Relay Service at 1-800-848-0298.

RIGHTS OF APPEAL

The administrative and judicial review of this final permit is pursuant under the Tennessee Uniform Administrative Procedures Act, T.C.A. Sections 4-5-317 and 4-5-222, and the Hazardous Waste Management Act, T.C.A. 68-212-113, and Tennessee Rule 1200-1-11-.07(7)(k).

NOTICE ISSUED: October 22, 2009