



# THE ENVIRONMENTAL QUALITY COMPANY

WAYNE DISPOSAL • 49350 NORTH I-94 SERVICE DRIVE • BELLEVILLE, MICHIGAN 48111  
• tel 800-592-5489 • fax 800-592-5329

## Memorandum

**Date:** June 30, 2009  
**From:** Kristen Rachwal, EQ Detroit QEHS Manager  
**Subject:** Expiration of EQ Detroit Part 111 Hazardous Waste Operating License & RCRA Permit

This memo serves as clarification regarding EQ Detroit's permit status. The actual license expired on December 12, 2008.

EQ Detroit submitted a Hazardous Waste Management Facility Operating License Renewal Application on September 10, 2008 to the MDEQ-WHMD. The facility received an extension from the MDEQ on May 23, 2008, which extended the deadline to August 14, 2008 and another extension to September 13, 2008. In a memo dated May 26, 2009, the DEQ-WHMD acknowledged the receipt of the renewal and the facility is in compliance with Rule 299.9502(2).

MDEQ has obtained approval from USEPA to implement all the requirements of RCRA under Michigan's NREPA Part 111.

EQ Detroit Operating License, Standard Condition, Part 1 (E)(1)(a):  
Duty to Reapply. If the licensee wishes to continue an activity regulated by this license after the expiration date of this license, the licensee shall submit a complete application for a new license to the Chief of the Waste Management Division at least 180 days before this license expires, December 12, 2008, unless an extension is granted pursuant to R 299.9510(5). (R 299.9521(1)(a) and (c) and (3)(a), and 40 CFR 270.30(b), which is ABR in R299.11003)

EQ Detroit Operating License, Standard Condition, Part 1 (E)(1)(b):  
License Expiration. To the extent consistent the licensee makes a timely and sufficient application for renewal of the license, this license and all conditions herein will remain in effect beyond the license expiration date and shall not expire until a decision on the application is finally made by the day for applying for judicial review of the new license or a later date fixed by order of the reviewing court consistent with Section 91 of Act 306, R 299.9521(1)(c) and (3)(a))

**ADMINISTRATIVE PROCEDURES ACT OF 1969 (EXCERPT)**  
**Act 306 of 1969**

**24.291 Licensing; applicability of contested case provisions; expiration of license.**

Sec. 91.

(1) When licensing is required to be preceded by notice and an opportunity for hearing, the provisions of this act governing a contested case apply.

(2) When a licensee makes timely and sufficient application for renewal of a license or a new license with reference to activity of a continuing nature, the existing license does not expire until a decision on the application is finally made by the agency, and if the application is denied or the terms of the new license are limited, until the last day for applying for judicial review of the agency order or a later date fixed by order of the reviewing court. This subsection does not affect valid agency action then in effect summarily suspending such license under section 92.

**History:** 1969, Act 306, Eff. July 1, 1970

**Popular Name:** Act 306

**Popular Name:** APA



**DETROIT, Inc.**

1923 FREDERICK STREET • DETROIT, MICHIGAN 48211 • TEL 800 495 6059 • FAX 313 923 3375 • [www.eqonline.com](http://www.eqonline.com)

September 10, 2008

Mr. Richard Conforti  
Hazardous Waste Management Unit  
Michigan Department of Environmental Quality  
Constitution Hall, Atrium North  
525 West Allegan Street  
Lansing, MI 48933

Dear Mr. Conforti

Re: EQ Detroit, Inc. EPA No. MID 980 991 566  
Part A and Part B Permit Application

EQD is submitting the following items to the Michigan Department of Environmental Quality (MDEQ), Waste and Hazardous Materials Division to fulfill the Part A and Part B Permit re-application requirements in accordance with Part 111 of Michigan's Natural Resources and Environmental Protection Act, 1994 PA 451, as amended and 40 CFR Part 270:

1. Binder #1: Permit Sections A through O
2. Binder #2: Appendices, Tables and Figures
3. 1 set B size Engineering Drawings
4. 1 set full size Engineering Drawings
5. CD #1: Permit Sections A through O, Appendices, Tables and Figures
6. CD #2: Engineering Drawings
7. CD #3: Hydrogeological Data
8. \$500.00 Check

If you have any questions or comments, please don't hesitate to call me at 313-347-1300.

Sincerely,

Scott Binder

Director of Operations

# MODIFICATION 1 – TRANSFER TO EQ DETROIT, INC.

**DEQ**

State of Michigan  
Department of Environmental Quality  
**HAZARDOUS WASTE MANAGEMENT FACILITY OPERATING LICENSE**

NAME OF LICENSEE: EQ Detroit, Inc.

NAME OF OWNER: EQ Detroit, Inc.

NAME OF OPERATOR: EQ Detroit, Inc.

NAME OF TITLEHOLDER OF LAND: EQ Detroit, Inc.

FACILITY NAME: EQ Detroit, Inc.

FACILITY LOCATION: 1923 Frederick Street, Detroit, Michigan 48211-2603

EPA IDENTIFICATION NUMBER: MID 980 991 566

EFFECTIVE DATE: December 12, 2003

REAPPLICATION DATE: June 15, 2008

EXPIRATION DATE: December 12, 2008

### AUTHORIZED ACTIVITIES

Pursuant to Part 111 of Michigan's Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451), being §§324.11101 to 324.11152 of the Michigan Compiled Laws, and the hazardous waste management administrative rules (hereafter called the "rules") promulgated thereunder, being R 299.9101 *et seq.* of the Michigan Administrative Code, by the Michigan Department of Environmental Quality (MDEQ), an operating license (hereafter called the "license") is issued to EQ Detroit, Inc. (hereafter called the "licensee") to operate a hazardous waste management facility located in Detroit, Michigan at latitude 42°22'17" and longitude 83°3'11". The licensee is authorized to conduct the following hazardous waste management activities:

#### STORAGE

- Container
- Tank
- Waste Pile
- Surface Impoundment
- Drip Pad

#### TREATMENT

- Container
- Tank
- Surface Impoundment
- Incinerator
- Other:

#### DISPOSAL

- Landfill
- Land Application
- Surface Impoundment

#### POST CLOSURE

- Tank
- Surface Impoundment
- Landfill
- Waste Pile

### APPLICABLE REGULATIONS AND LICENSE APPROVAL

The conditions of this license were developed in accordance with the applicable provisions of the rules, effective September 11, 2000. The licensee shall comply with all terms and conditions of this license. This license consists of the 27 pages of conditions attached hereto (including those in any Attachments 1 through 14) and the applicable regulations contained in R 299.9101 through R 299.11008, as specified in the license. For purposes of compliance with this license, applicable rules are those which are in effect on the date of issuance of this license in accordance with R 299.9521(3)(a).

This license is based on the information contained in the license application submitted on September 29, 1999 and any subsequent amendments (hereafter referred to as "the application"). Pursuant to R 299.9519(11)(c), the license may be revoked if the licensee fails, in the application or during the license issuance process, to disclose fully all relevant facts or, at any time, misrepresents any relevant facts. As specified in R 299.9519(1), the facility shall be constructed, operated, and maintained in accordance with Part 111 of Act 451, the rules, and this license.

This license is effective on the date of issuance and shall remain in effect for five years from the date of issuance, unless revoked pursuant to R 299.9519 or continued in effect as provided by the Michigan Administrative Procedures Act, 1969 PA 306, as amended (Act 306).

Issued this 12<sup>th</sup> day of December, 2003

By /s/ George W. Bruchmann  
George W. Bruchmann, Chief  
Waste and Hazardous Materials Division

This license is hereby modified for transfer from  
US Liquids of Detroit, Inc. to EQ Detroit, Inc.  
Modified this 17<sup>th</sup> day of March, 2004  
By [Signature]  
George W. Bruchmann, Chief  
Waste and Hazardous Materials Division