

**FINAL**

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

**RESOURCE CONSERVATION AND RECOVERY ACT PERMIT**

**Facility Name and Location:** **OGM Ltd. dba Clean Water Ltd.**  
**(formerly known as Perma-Fix of Dayton, Inc.)**  
**300 Cherokee Drive**  
**Dayton, Ohio 45427**

**Owner:** **OGM Ltd. dba Clean Water Ltd.**  
**2480 Jackson Pike**  
**Columbus, Ohio 43222**

**Operator:** **OGM Ltd. dba Clean Water Ltd.**  
**300 Cherokee Drive**  
**Dayton, Ohio 45427**

**U.S. EPA Identification Number:** **OHD 004 274 031**

**Effective Date:** **October 9, 2008**

**Expiration Date:** **August 14, 2018**

**Authorized Activities:**

The United States Environmental Protection Agency (U.S. EPA) hereby issues a Resource Conservation and Recovery Act permit (hereinafter referred to as the “permit”) to the OGM Ltd. dba Clean Water Ltd. (addressed in the second person as “you”) in connection with the hazardous waste management operations at the OGM Ltd. dba Clean Water Ltd. (formerly known as Perma-Fix of Dayton, Inc.), located in Dayton, Ohio.

This permit is issued under the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976, and the Hazardous and Solid Waste Amendments (HSWA) of 1984 (42 USC § 6901 *et seq.*) (collectively referred to as “RCRA”) and U.S. EPA’s regulations promulgated thereunder (codified, and to be codified, in Title 40 of the Code of Federal Regulations (40 CFR)).

The RCRA permit consists of both this permit, which contains the effective Federal RCRA permit conditions, and the effective State RCRA permit conditions issued by the State of Ohio’s RCRA program authorized under 40 CFR Part 271 (hereinafter called the “State RCRA permit”). Any hazardous waste activity which requires a RCRA permit and is not included in the RCRA permit is prohibited.

**Permit Approval:**

On June 28, 1989, the State of Ohio received final authorization according to Section 3006 of RCRA, 42 USC § 6926, and 40 CFR Part 271 to administer the pre-HSWA RCRA hazardous waste program. The State of Ohio also received final authorization to administer certain additional RCRA requirements on several occasions since then.

However, because the U.S. EPA has not yet authorized the State of Ohio to administer certain regulations, including the emission standards for containers (40 CFR Part 264 Subpart CC), the U.S. EPA Region 5 is issuing the RCRA permit requirements for operations at your facility which fall under these regulations.

You must comply with all terms and conditions contained in this permit. This permit consists of all the conditions contained herein, the documents attached hereto, all documents cross-referenced in these documents, approved submittals (including plans, schedules and other documents), the applicable regulations in 40 CFR Parts 124, 260, 261, 262, 264, 268, 270, and applicable provisions of RCRA.

This permit is based on the assumption that the information submitted (1) in your RCRA Part B Permit Application on March 5, 2001, and all other modifications to that application (hereinafter referred to as the “Part B Permit Application”) and (2) in the air emission response dated April 4, 2008, is accurate, and the facility is configured, operated and maintained as specified in the Part B Permit Application and other relevant documents.

Any inaccuracies in the submitted information may be grounds for the U.S. EPA to terminate, revoke and reissue, or modify this permit in accordance with 40 CFR §§ 270.41, 270.42 and 270.43; and for enforcement action. You must inform the U.S. EPA of any deviation from, or changes in, the information in the Part B Permit Application and other pertinent documents that might affect your ability to comply with the applicable regulations or conditions of this permit.

**Opportunity to Appeal:**

Petitions for review must be submitted within 30 days after the U.S. EPA serves notice of the final permit decision. Any person who filed comments on the draft permit or participated in the public hearing may petition the Environmental Appeals Board to review any condition of the permit decision. Any person who failed to file comments or failed to participate in the public hearing on the draft permit may file a petition for review only to the extent of the changes from the draft to the final permit decision. The procedures for permit appeals are found in 40 CFR § 124.19.

**Final September 2008**

**OGM Ltd. dba Clean Water Ltd.**

**OHD 004 274 031**

**Effective Date:**

This permit is effective as of **October 9, 2008** and will remain in effect until **August 14, 2018**, unless revoked and reissued under 40 CFR § 270.41, terminated under 40 CFR § 270.43, or continued in accordance with 40 CFR § 270.51(a).

By: \_\_\_\_\_ Date: \_\_\_\_\_

Margaret M. Guerriero  
Director  
Land and Chemicals Division

**OHD 004 274 031  
OGM Ltd. dba Clean Water Ltd.**

**TABLE OF CONTENTS**

SECTION I--STANDARD PERMIT CONDITIONS .....1

I.A EFFECT OF PERMIT .....1

I.B PERMIT ACTIONS .....1

I.B.1 Permit Review, Modification, Revocation and Reissuance, and  
Termination .....1

I.B.2 Permit Renewal.....2

I.C SEVERABILITY .....2

I.D DEFINITIONS .....2

I.E DUTIES AND REQUIREMENTS .....2

I.E.1 Duty to Comply .....2

I.E.2 Duty to Reapply .....3

I.E.3 Permit Expiration .....3

I.E.4 Need to Halt or Reduce Activity Not a Defense .....3

I.E.5 Duty to Mitigate .....3

I.E.6 Proper Operation and Maintenance .....3

I.E.7 Duty to Provide Information .....4

I.E.8 Inspection and Entry .....4

I.E.9 Monitoring and Records .....4

I.E.10 Reporting Planned Changes .....5

I.E.11 Reporting Anticipated Noncompliance .....5

I.E.12 Certification of Construction .....5

I.E.13 Transfer of Permits .....6

I.E.14 Twenty-Four Hour Reporting .....6

I.E.15 Other Noncompliance .....8

I.E.16 Other Information .....8

I.F SIGNATORY REQUIREMENT .....8

I.G REPORTS, NOTIFICATIONS AND SUBMISSIONS TO THE  
DIRECTOR.....8

I.H CONFIDENTIAL INFORMATION .....9

I.I DOCUMENTS TO BE MAINTAINED AT THE FACILITY .....9

I.I.1 Operating Record .....9

I.I.2 Notifications.....9

I.I.3 Copy of Permit.....9

I.J ATTACHMENTS AND DOCUMENTS INCORPORATED BY  
REFERENCE .....9

I.K COORDINATION WITH THE CLEAN AIR ACT .....10

SECTION II-- AIR EMISSIONS STANDARDS FOR EQUIPMENT LEAKS  
(40 CFR PART 264 SUBPART BB) .....10

II.A EQUIPMENT LEAKS .....10

II.A.1 Applicable Equipment.....10

II.A.2 Pumps in Light Liquid Service (40 CFR § 264.1052) .....11

SECTION III-- AIR EMISSIONS STANDARDS FOR CONTAINERS  
(40 CFR PART 264 SUBPART CC) .....11

III.A CONTAINER LEVEL 1 STANDARDS .....12

III.B CONTAINER LEVEL 2 STANDARDS .....13

III.C RECORDKEEPING AND REPORTING REQUIREMENTS .....13