



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

SEP 23 2013

CERTIFIED MAIL 7009 1680 0000 7663 5486
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF:

Mr. Jeffery D. Haigh, Esq.
Clean Harbors
42 Longwater Drive
Post Office Box 9149
Norwell, Massachusetts 02061-9149

Re: Consent Agreement and Final Order
Clean Harbors Recycling Services of Chicago, LLC
EPA ID No.: ILD 005 450 697
Docket No.: RCRA-05-2013-0010

Dear Mr. Haigh:

Enclosed please find an original signed fully-executed Consent Agreement and Final Order (CAFO) in resolution of the above case. The originals were filed on September 23, 2013, with the Regional Hearing Clerk (RHC).

Please pay the civil penalty in the amount of \$ 73,026 in the manner prescribed in paragraph 58 of the CAFO, and reference all checks with the docket number RCRA-05-2013-0010. Your payment is due within 30 calendar days of the effective date of the CAFO. Also, enclosed is a *Notice of Securities and Exchange Commission Registrant's Duty to Disclose Environmental Legal Proceedings*. Thank you for your cooperation in resolving this matter.

Sincerely,

Gary J. Victorine
Chief,
RCRA Branch

Enclosures

cc: T. Marvel, Illinois EPA (Todd.Marvel@Illinois.gov)
J. Craig, Michigan DEQ (CraigJ@Michigan.gov)

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

In the Matter of:

**Clean Harbors Recycling Services of
Chicago, LLC
1445 West 42nd Street
Chicago, Illinois 60609**

Respondent.

Docket No. RCRA-05-2013-0010

**Proceeding to Commence and Conclude
an Action to Assess a Civil Penalty
Under Section 3008(a) of the Resource
Conservation and Recovery Act,
42 U.S.C. § 6928(a)**



Consent Agreement and Final Order

Preliminary Statement

1. This is an administrative action commenced and concluded under Section 3008(a) of the Solid Waste Disposal Act, as amended, also known as the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6928(a), and Sections 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (Consolidated Rules) as codified at 40 C.F.R. Part 22.
2. The Complainant is the Director of the Land and Chemicals Division, United States Environmental Protection Agency (U.S. EPA), Region 5.
3. U.S. EPA provided notice of commencement of this action to the State of Illinois pursuant to Section 3008(a)(2) of RCRA, 42 U.S.C. § 6928(a)(2).
4. Respondent is Clean Harbors Recycling Services of Chicago, LLC, a corporation doing business in the State of Illinois ("Clean Harbors RSC" or "Respondent").

5. Where the parties agree to settle one or more causes of action before the filing of a complaint, the administrative action may be commenced and concluded simultaneously by the issuance of a Consent Agreement and Final Order (CAFO). 40 C.F.R. § 22.13(b).

6. The parties agree that settling this action without the filing of a complaint or the adjudication of any issue of fact or law is in their interest and in the public interest.

7. Respondent consents to the assessment of the civil penalty specified in this CAFO, and to the terms of this CAFO.

Jurisdiction, Waiver of Right to Hearing and Certification

8. Jurisdiction for this action is conferred upon U.S. EPA by Sections 3006(b) and 3008 of RCRA, 42 U.S.C. §§ 6926(b) and 6928.

9. Respondent admits the jurisdictional allegations in this CAFO and neither admits nor denies the factual allegations in this CAFO.

10. Respondent waives its right to request a hearing as provided at 40 C.F.R. § 22.15(c), any right to contest the allegations in this CAFO, and its right to appeal this CAFO.

11. Respondent certifies that it is complying fully with RCRA, 42 U.S.C. §§ 6901 – 6992k, and the regulations at 40 C.F.R. §§ 260.1 – 279.82.

Statutory and Regulatory Background

12. U.S. EPA has promulgated regulations, codified at 40 C.F.R. Parts 260 through 279, governing generators and transporters of hazardous waste and facilities that treat, store and dispose of hazardous waste, pursuant to Subtitle C of RCRA (Sections 3001-3023 of RCRA, 42 U.S.C. §§ 6921-6939(e)).

13. Under Section 3006 of RCRA, 42 U.S.C. § 6926, the Administrator of U.S. EPA may authorize a state to administer the RCRA hazardous waste program in lieu of the federal program when the Administrator finds that the state program meets certain conditions. Any violation of regulations promulgated under Subtitle C (Sections 3001-3023 of RCRA, 42 U.S.C. §§ 6921-6939(e)), or of any state provision authorized under Section 3006 of RCRA, constitutes a violation of RCRA, subject to the assessment of civil penalties and issuance of compliance orders as provided in Section 3008 of RCRA, 42 U.S.C. § 6928. Under Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), U.S. EPA may issue an order assessing a civil penalty for any past or current violation of RCRA, requiring compliance immediately or within a specified period of time, or both.

14. As provided in Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), the Administrator of U.S. EPA may assess a civil penalty of up to \$25,000 per day for each violation of Subtitle C of RCRA or any state provision authorized under Section 3006 of RCRA. The Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701, required U.S. EPA to adjust its penalties for inflation on a periodic basis. Under the Civil Monetary Penalty Inflation Adjustment Rule, published at 40 C.F.R. Part 19, U.S. EPA may assess a civil penalty of up to \$37,500 per day for each violation occurring or continuing after January 12, 2009.

15. Pursuant to Section 3006(b) of RCRA, 42 U.S.C. § 6926(b), the Administrator of U.S. EPA granted the State of Illinois final authorization to administer a state hazardous waste program in lieu of the federal government's base RCRA program effective January 31, 1986. 51 Fed. Reg. 3778 (January 31, 1986). The Administrator of U.S. EPA granted Illinois final authorization to administer certain additional RCRA requirements effective March 5, 1988,

53 Fed. Reg.126 (January 5, 1988); April 30, 1990, 55 Fed. Reg. 7320 (March 1, 1990); June 3, 1991, 56 Fed. Reg. 13595 (April 3, 1991); August 15, 1994, 59 Fed. Reg. 30525 (June 14, 1994); May 14, 1996, 61 Fed. Reg.10684 (March 15, 1996); and October 4, 1996, 61 Fed. Reg. 40520 (August 5, 1996). The U.S. EPA-authorized Illinois regulations are codified at 35 Illinois Administrative Code (IAC) Part 703 *et seq.* See also 40 C.F.R. § 272.700 *et seq.*

General Allegations

16. Respondent was and is a “person” as defined by 35 IAC § 720.110, 40 C.F.R. § 260.10, and Section 1004(15) of RCRA, 42 U.S.C. § 6903(15).

17. Respondent is an “owner” and “operator” of a solvent recycling facility at 1445 West 42nd Street, Chicago, Illinois (the “Facility”), as those terms are defined under 40 C.F.R. § 260.10.

18. The Facility consists of land and structures, other appurtenances, and improvements on the land for treating, storing, or disposing of hazardous waste, and thereby constitutes a “Facility” as defined by 35 IAC § 720.110 [40 C.F.R. § 260.10].

19. At all times relevant to this CAFO, the process at the Facility has generated “solid wastes” as defined in 35 IAC § 721.102 [40 C.F.R. § 261.2].

20. At all times relevant to this CAFO, the process at the Facility has generated several hazardous wastes identified or listed in 35 IAC §§ 721.120 – 721.131 or caused a hazardous waste to become subject to regulation under 35 IAC Parts 720-729 [40 C.F.R. Parts 260-270].

21. Respondent is a “generator” of hazardous waste under 35 IAC § 720.110 [40 C.F.R. § 260.10], at all times relevant to this CAFO.

22. Respondent is subject to the regulations promulgated pursuant to Subtitle C of RCRA, 42 U.S.C. §§ 6921 - 6939e, or the analogous Illinois regulations as part of the applicable

state hazardous waste management program for the state of Illinois, or both.

23. The Facility was and is assigned U.S. EPA Identification Number ILD005450697.

24. On July 21, 2011, Clean Harbors RSC placed hazardous waste generated at the Facility into the tanker (Tanker Number 678) of a transporter's tanker truck for shipment. On-route, the tanker truck exploded at a truck stop adjacent to Interstate 94, near Sawyer, Michigan.

25. On September 13, 2012, U.S. EPA issued a Notice of Violation (the NOV) to Clean Harbors RSC.

COUNT 1 – Failure to Comply with Hazardous Waste Pre-transport Requirements

26. Complainant incorporates paragraphs 1 through 25 of this CAFO as though set forth in this paragraph.

27. A person who generates a solid waste as defined in 35 IAC § 721.22 [40 C.F.R. § 261.2], must determine if that waste is a hazardous waste. See 35 IAC § 722.111 [40 C.F.R. § 262.11].

28. Clean Harbors RSC failed to make a proper waste determination for the purposes of preparing a Uniform Hazardous Waste Manifest (Manifest Tracking Number 000039888 MWI) on July 21, 2011, when it specified, "WASTE FLAMMABLE LIQUIDS, N.O.S., (METHYL ETHYL KETONE), when it actually placed a Sodium Hydroxide Solution (see Clean Harbors RSC Analytical Report Number 111572 dated July 21, 2011) in the tanker (container) truck owned and operated by the transporter Harold Marcus Limited.

29. A generator who transports, or offers for transport a hazardous waste for offsite treatment, storage or disposal, must accurately prepare a Uniform Hazardous Waste Manifest on EPA Form 8700-22, according to instructions included in the Appendix to Part 262 – Uniform

Hazardous Waste Manifest and Instructions (EPA forms 8700-22). See 35 IAC § 722.120(a)(1) [40 C.F.R. § 262.20(a)(1)].

30. EPA Form 8700-22 requires a certification by the generator in Item 15 on the form. This certification by the generator contains a required attestation that the shipment has been properly prepared and is in proper condition for transportation. The content of the shipper's certification statement is as follows: *"I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked, and labeled/placarded, and are in all respects proper condition for transport by highway according to applicable international and national government regulations. If export shipment and I am the primary exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgement of Consent."*

31. Clean Harbors RSC failed to comply with the generator's certification in Item 15 on the EPA Form 8700-22, by: a) not fully and accurately describing the proper shipping name of the hazardous waste; b) not fully and accurately classifying, packaging, marking, and labeling / placarding the hazardous waste and its container; and c) not ensuring the hazardous waste and container were in proper condition for transport by highway according to applicable international and national government regulations for Uniform Hazardous Waste Manifest (Manifest Tracking Number 000039888 MWD) on July 21, 2011.

32. Clean Harbors RSC also failed to comply with the generator's certification in Item 15, by: a) not properly completing Item 16 - International Shipments when it failed as the primary exporter to check the export box, and enter the point of exit (city and state) from the United States; and b) not properly completing Item 9b – U.S. DOT Description (including Proper

Shipping Name, Hazard Class, ID Number, and Packaging Group) for Uniform Hazardous Waste Manifest (Manifest Tracking Number 000039888 MWI) on July 21, 2011.

33. Before transporting hazardous waste or offering hazardous waste for transportation offsite, a generator must comply with the applicable United States Department of Transportation (U.S. DOT) requirements for packaging under 49 C.F.R. Parts 173, 178, and 179. See 35 IAC § 722.130 [40 C.F.R. § 262.30].

34. Clean Harbors RSC failed to comply with the applicable U.S. DOT regulations on packaging under 49 C.F.R. Parts 173, 178 and 179, in violation of 35 IAC § 722.130 [40 C.F.R. § 262.30], when it placed UN1824 Sodium Hydroxide Solution, 8, PG II or III, in the tanker (container), and not UN1983, Waste Flammable Liquids, N.O.S., (Methyl Ethyl Ketone), 3, PG II.

35. Before transporting hazardous waste or offering hazardous waste for transportation offsite, a generator must comply with the applicable U.S. DOT requirements for labeling under 49 C.F.R. § 262.31. See 35 IAC § 722.131 [40 C.F.R. § 262.31].

36. Clean Harbors RSC failed to comply with the applicable U.S. DOT regulations on labeling under 49 C.F.R. Part 172, in violation of 35 IAC § 722.131 [40 C.F.R. § 262.31], when it placed UN1824 Sodium Hydroxide Solution, 8, PG II or III, in the tanker (container), but labeled the tanker (container) as if UN1983, Waste Flammable Liquids, N.O.S., (Methyl Ethyl Ketone), 3, PG II, had been placed in the tanker (container).

37. Before transporting hazardous waste or offering hazardous waste for transportation offsite, a generator must comply with the applicable U.S. DOT requirements for marking under 49 C.F.R. Part 172. See 35 IAC § 722.132(a) [40 C.F.R. § 262.32(a)].

38. Clean Harbors RSC failed to comply with the applicable U.S. DOT regulations on marking under 49 C.F.R. Part 172, in violation of 35 IAC § 722.132(a) [40 C.F.R. § 262.32(a)], when it placed UN1824 Sodium Hydroxide Solution, 8, PG II or III, in the tanker (container), but marked the tanker (container) as if UN1983, Waste Flammable Liquids, N.O.S., (Methyl Ethyl Ketone), 3, PG II, had been placed in the tanker (container).

39. Before transporting hazardous waste or offering hazardous waste for transportation offsite, a generator must comply with the applicable U.S. DOT requirements for placarding under 49 C.F.R. Part 172, Subpart F. See 35 IAC § 722.133 [40 C.F.R. § 262.33].

40. Clean Harbors RSC failed to comply with the applicable U.S. DOT regulations on placarding under 49 C.F.R. Part 172, Subpart F, in violation of 35 IAC § 722.133 [40 C.F.R. § 262.33], when it placed UN1824 Sodium Hydroxide Solution, 8, PG II or III, in the tanker (container), but placarded the tanker (container) as if UN1983, Waste Flammable Liquids, N.O.S., (Methyl Ethyl Ketone), 3, PG II, had been placed in the tanker (container).

41. Respondent's violation of 35 IAC § 721.22 [40 C.F.R. § 261.2]; 35 IAC § 722.120(a)(1) [40 C.F.R. § 262.20(a)(1)]; 35 IAC § 722.130 [40 C.F.R. § 262.30]; 35 IAC § 722.131 [40 C.F.R. § 262.31]; 35 IAC § 722.132(a) [40 C.F.R. § 262.32(a)]; and 35 IAC § 722.133 [40 C.F.R. § 262.33], subjects the Respondent to an order for compliance and civil penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

COUNT 2 – Failure to Comply with Hazardous Waste Export Requirements

42. Complainant incorporates paragraphs 1 through 25 of this CAFO as though set forth in this paragraph.

43. Prior to exporting hazardous waste outside of the United States, the primary exporter must notify U.S. EPA of its intent to export. See 35 IAC § 722.153 [40 C.F.R. §

262.53]. U.S. EPA then provides the notification to the receiving country and any transit country. See 40 C.F.R. § 262.53(e). Where the receiving country consents to the receipt of the hazardous waste, U.S. EPA will forward an EPA Acknowledgement of Consent to the primary exporter. See 40 C.F.R. § 262.53(f). The EPA Acknowledgement of Consent is the cable sent to U.S. EPA from the U.S. Embassy in a receiving country that acknowledges the written consent of the receiving country to accept the hazardous waste and describes the terms and conditions of the receiving country's consent to the shipment. See 40 C.F.R. § 262.51.

44. The primary exporter is defined in 35 IAC § 722.151 [40 C.F.R. § 262.51] as any person who is required to originate the manifest for shipment of hazardous waste in accordance with 40 C.F.R. Part 262, Subpart B, or an equivalent State provision, which specifies a treatment, storage, or disposal facility in a receiving country as the facility to which the hazardous waste will be sent and any intermediary arranging for the export.

45. Exports of hazardous waste are prohibited unless: (a) the primary exporter has notified U.S. EPA in accordance with 35 IAC § 722.153 [40 C.F.R. § 262.53]; (b) the receiving country has consented to accept the hazardous waste; (c) a copy of the EPA Acknowledgement of Consent to the shipment accompanies the hazardous waste shipment and, unless exported by rail, is attached to the manifest; and (d) the hazardous waste shipment conforms to the terms of the receiving country's written consent as reflected in the EPA Acknowledgement of Consent. See 35 IAC § 722.152 [40 C.F.R. § 262.52].

46. Clean Harbors RSC, as the primary exporter who initiated the Uniform Hazardous Waste Manifest (Manifest Tracking Number 000039888 MWI) for a shipment of hazardous waste on July 21, 2011, as well as on July 14, 2011 (Manifest Tracking Number 000039884 MWI), on July 15, 2011 (Manifest Tracking Number 000039885 MWI),

on July 21, 2011 (Manifest Tracking Number 000039887MWI), and on July 28, 2011 (Manifest Tracking Number 000039894MWI), commenced these shipments of a hazardous waste without attaching to the manifest a current or non-expired EPA Acknowledgement of Consent, in violation of 35 IAC §122.153(c) [40 C.F.R. § 262.53(c)].

47. The regulations at 35 IAC § 722.154 [40 C.F.R. § 262.54] provide for special manifest requirements for hazardous waste exports. A primary exporter must comply with the Uniform Hazardous Waste Manifest requirements of 40 C.F.R. §§ 262.20 through 262.23 except that: a) in the International Shipments block, the primary exporter must check the export box and enter the point of exit (city and state) from the United States (See 35 IAC § 722.154(c) [40 C.F.R. § 262.54(c)]); and b) the following statement must be added to the end of the first sentence of the certification set forth in Item 16 of the Uniform Hazardous Waste Manifest Form: “and conforms to the terms of the attached EPA Acknowledgement of Consent.” See 35 IAC § 722.154(d) [40 C.F.R. § 262.54(d)].

48. Clean Harbors RSC failed to comply with the special manifest requirements of 35 IAC §§ 722.154(c) and (d) [40 C.F.R. §§ 262.54(c) and (d)], for Uniform Hazardous Waste Manifest (Manifest Tracking Number 000039888 MWI) on July 21, 2011, by not checking the export box and entering the point of exit (city and state) from the United States in the International Shipments block, and by not attaching an EPA Acknowledgement of Consent as stated in the certification.

49. Clean Harbors RSC further failed to comply with the special manifest requirements of 35 IAC § 722.154(d) [40 C.F.R. § 262.54(d)] for Uniform Waste Manifests on July 14, 2011 (Manifest Tracking Number 000039884MWI), on July 15, 2011 (Manifest Tracking Number 000039885MWI), on July 21, 2011 (Manifest Tracking Number 000039887MWI), and on

July 28, 2011 (Manifest Tracking Number 000039894MWT) when it certified that the shipment “conforms to the terms of the attached EPA Acknowledgement of Consent” when there was no EPA Acknowledgment of Consent attached to the manifest at the point the manifest was tendered to the transporter.

50. Respondent’s violation of 35 IAC § 722.152 [40 C.F.R. § 262.52]; 35 IAC §122.153(c) [40 C.F.R. § 262.53(c)]; 35 IAC § 722.154(c) [40 C.F.R. § 262.54(c)]; and 35 IAC § 722.154(d) [40 C.F.R. § 262.54(d)], subjects the Respondent to an order for compliance and civil penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

COUNT 3 – Storage of Hazardous Waste in an Incompatible Container

51. Complainant incorporates paragraphs 1 through 25 of this CAFO as though set forth in this paragraph.

52. An owner or operator of a hazardous waste facility that store containers of hazardous waste must use a container made of or lined with materials which will not react with, and are otherwise compatible with, the hazardous waste to be stored, so that the ability of the container to contain the waste is not impaired. See 35 IAC § 724.272 [40 C.F.R. § 264.172].

53. “Incompatible waste” means a hazardous waste which is unsuitable for placement in a particular device because it may cause corrosion or decay of containment materials. See 35 IAC § 720.110 [40 C.F.R. § 260.10].

54. “Container” means any portable device in which material (including hazardous waste) is stored, transported, treated, disposed of, or otherwise handled. See 35 IAC § 720.110 [40 C.F.R. § 260.10].

55. Clean Harbors RSC failed to comply with 35 IAC § 724.272 [40 C.F.R. § 264.172], when it placed a hazardous waste of sodium hydroxide solution in an incompatible aluminum

container (Tanker Number 678) resulting in the explosion of the container (Tanker Number 678) on July 21, 2011.

56. Respondent's violation of 35 IAC § 724.272 [40 C.F.R. § 264.172], subjects the Respondent to an order for compliance and civil penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

Civil Penalty

57. Pursuant to Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), Complainant determined that an appropriate civil penalty to settle this action is \$73,026. In determining the penalty amount, Complainant took into account the seriousness of the violation and any good faith efforts to comply with the applicable requirements. Complainant also considered U.S. EPA's RCRA Civil Penalty Policy, dated June 23, 2003.

58. Within 30 days after the effective date of this CAFO, Respondent must pay a \$73,026 civil penalty for the RCRA violations by electronic funds transfer, payable to "treasurer, United States of America," and remit to:

Federal Reserve Bank of New York
ABA No. 021030004
Account No. 68010727
SWIFT address FRNYUS33
33 Liberty Street
New York, NY 10045
Field Tag 4200 of the Fedwire message is
"D68010727 Environmental Protection Agency"

In the comment or description field of the electronic funds transfer, state "Clean Harbors RSC," and the docket number of this CAFO.

59. Pursuant to 31 C.F.R. § 901.9, Respondent must pay the following on any amount overdue under this CAFO. Interest will accrue on any amount overdue from the date payment

was due at a rate established by the Secretary of the Treasury pursuant to 31 U.S.C. § 3717(a)(1). Respondent must pay a \$15 handling charge each month that any portion of the penalty is more than 30 days past due. In addition, Respondent must pay a 6 percent per year penalty on any principal amount 90 days past due.

60. A transmittal letter stating Respondent's name, complete address, and the case docket number must accompany the payment.

61. Respondent must send a copy of the check and transmittal letter to:

Regional Hearing Clerk (E-19J)
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Diane M. Sharrow
Environmental Scientist and Senior Inspector [LR-8J]
Land and Chemicals Division
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Mark J. Palermo
Associate Regional Counsel (C-14J)
Office of Regional Counsel
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

62. This civil penalty is not deductible for federal tax purposes.

General Provisions

63. This CAFO resolves only Respondent's liability for federal civil penalties for the violations and facts alleged in the CAFO.

64. This CAFO does not affect the right of U.S. EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.

65. This CAFO does not affect Respondent's responsibility to comply with RCRA and other applicable federal, state, local laws or permits.

66. This CAFO is a "final order" for purposes of 40 C.F.R. § 22.31, U.S. EPA's RCRA Civil Penalty Policy, and U.S. EPA's Hazardous Waste Civil Enforcement Response Policy (December 2003).

67. The terms of this CAFO bind Respondent, its successors, and assigns.

68. Each person signing this agreement certifies that he or she has the authority to sign for the party whom he or she represents and to bind that party to its terms.

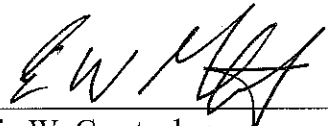
69. Each party agrees to bear its own costs and attorney's fees in this action.

70. This CAFO constitutes the entire agreement between the parties.

In the Matter of: Clean Harbors Recycling Services of Chicago, LLC

Clean Harbors Recycling Services of Chicago, LLC, Respondent

7-30-2013
Date



Eric W. Gerstenberg
President
Clean Harbors Recycling Services of
Chicago, LLC

In the Matter of: Clean Harbors Recycling Services of Chicago, LLC

United States Environmental Protection Agency, Complainant

9/11/13
Date

Michael D. Harris *M.G.*
Margaret M. Guerriero
Director
Land and Chemicals Division

In the Matter of: Clean Harbors Recycling Services of Chicago, LLC

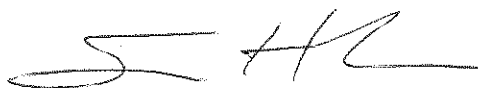
RCRA-05-2013-0010

Final Order

This Consent Agreement and Final Order, as agreed to by the parties, shall become effective immediately upon filing with the Regional Hearing Clerk. This Final Order concludes this proceeding pursuant to 40 C.F.R. §§ 22.18 and 22.31. IT IS SO ORDERED.

9-16-2013

Date



Susan Hedman
Regional Administrator
United States Environmental Protection Agency



CASE NAME: Clean Harbors Recycling Services of Chicago, LLC, ILD 005 450 697
DOCKET NO: RCRA-05-2013-0010

CERTIFICATE OF SERVICE

I hereby certify that today I filed the original of this **Consent Agreement and Final Order** and this **Certificate of Service** in the office of the Regional Hearing Clerk (E-19J), United States Environmental Protection Agency, Region 5, 77 W. Jackson Boulevard, Chicago, Illinois 60604-3590. I further certify that I then caused true and correct copies of the filed document to be mailed to the following:

Mr. Jeffrey D. Haigh
Counsel
Clean Harbors Environmental Services
42 Longwater Drive
P.O. Box 9149
Norwell, Massachusetts 02061-9149



Certified Mail # 7009 1680 0000 7663 6605
Return Receipt Requested

Dated: 09-23, 2013

A handwritten signature in black ink, appearing to read "Diane J. Hansen".

Land and Chemical Division
United States Environmental Protection Agency
77 W. Jackson Boulevard
Chicago, IL 60604-3590
(312) 353-5028